

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

SATURDAY, THE 21ST DAY OF NOVEMBER 2015/30TH KARTHIKA, 1937

WP(C) .No. 5253 of 2013 (F)

PETITIONER(S) :

1. SATHYABHAMA, AGED 54 YEARS
W/O. CHANDRAN.
2. CHANDRAN P. AGED 63 YEARS
S/O. SANKUNNI, BOTH RESIDING AT PATHUPOTHIL HOUSE
PANAMANNA, AMBALAVATTOM POST, OTTAPALAM TALUK.

BY ADV. SRI.R.SREEHARI

RESPONDENT(S) :

1. STATE OF KERALA
REPRESENTED BY THE HOME SECRETARY, SECRETARIAT
THIRUVANANTHAPURAM-695001.
2. THE DEPUTY SUPERINTENDENT OF POLICE
SHORANAU-679121.
3. THE CIRCLE INSPECTOR OF POLICE
OTTAPALAM-679101.
4. THE SUB INSPECTOR OF POLICE
OTTAPALAM POLICE STATION, OTTAPALAM 679101.
5. VASUDEVAN
S/O. PATHUPOTHIYIL KRISHNANKUTTY, PANAMANNA
AMBALAVATTOM POST, OTTAPALAM TALUK, PIN-679501.

R5 BY ADV. SRI.P.JAYARAM
BY Sr.GOVERNMENT PLEADER SRI.P.I.DAVIS

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
21-11-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 5253 of 2013 (F)

APPENDIX

PETITIONER(S) EXHIBITS

EXHIBIT P1- PHOTOCOPY OF JUDGMENT IN OS NO.346/2008 OF MUNSIFF'S COURT, OTTAPPALAM DT 22-11-2010.

EXHIBIT P2- PHOTOCOPY OF THE COMPLAINT DATED 22-01-2013 FILED BEFORE THE SECOND RESPONDENT.

EXHIBIT P3- PHOTOCOPY OF THE E.P.NO.16/2013 IN OS NO.346/2008 OF MUNSIFF'S COURT, OTTAPALAM.

RESPONDENTS' EXHIBITS

NIL

//TRUE COPY//

P.A.TO JUDGE

ami

**ASHOK BHUSHAN, C.J. &
A.M.SHAFFIQUE, J.**

W.P.(C)No.5253 of 2013

Dated this the 21st day of November, 2015.

J U D G M E N T

SHAFFIQUE, J.

The petitioners have approached this Court seeking police protection. It is stated that a decree had been passed in O.S.No.346/08 pending before the Munsiff's court, Ottappalam, against the 5th respondent and Execution Petition No.16 of 2015 is pending in that regard. The allegation is that while the execution petition is pending, the 5th respondent and his men are threatening the petitioners.

2. Having regard to the fact that the execution petition is pending consideration before the civil court, we do not think that this Court will be justified in interfering with the decree passed at this stage.

3. However, if any offence is committed or there is any attempt to commit offence, it is always open for the petitioners to approach the police.

With the above observation, this writ petition is closed.

Sd/-
ASHOK BHUSHAN,
CHIEF JUSTICE.

Sd/-
A.M.SHAFFIQUE,
JUDGE.

ami/

//True copy//

P.A. to Judge