

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE AG.CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

THURSDAY, THE 5TH DAY OF FEBRUARY 2015/16TH MAGHA, 1936

WP(C).No. 3758 of 2015 (T)

PETITIONER(S)/PETITIONER:

1. PRASAD, AGED 54 YEARS
S/O. DIVAKARAN, AZAD BHAVAN, ADINADU THEKKUMURI
KOLLAM DISTRICT.

2. DIVAKARAN, AGED 88 YEARS
S/O. KANNAMBALLI THARAYIL KRISHNAN, MUTHALASSERI
ADINADU THEKKUMURI, KOLLAM DISTRICT.

BY ADVS.SRI.V.PHILIP MATHEW
SRI.N.K.THANKACHAN
SRI.GIBI.C.GEORGE

RESPONDENT(S)/RESPONDENTS:

1. THE SUB INSEPCTOR OF POLICE, KARUNAGAPPALLY
KOLLAM DISTRICT-690547.

2. THE DISTRICT POLICE CHIEF,
KOLLAM-691001.

3. SIVANANDAN,
S/O. KUNJRAMAN, MEENATHERIL VEEDU
PULIYOOR VANCHI PADINJARU MURI, THODIYOOR
KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

4. RAJAMMA
MEENATHERIL VEEDU, PULIYOOR VANCHI PADINJARU MURI
THODIYOOR, KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

5. SOMAN,
MEENATHERIL VEEDU, PULIYOOR VANCHI PADINJARU MURI
THODIYOOR, KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

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6. THANKAMANI SOMAN,
MEENATHERIL VEEDU, PULIYOOR VANCHI PADINJARU MURI
THODIYOOR, KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

7. SAJEESH SOMAN
MEENATHERIL VEEDU, PULIYOOR VANCHI PADINJARU MURI
THODIYOOR, KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

8. RAJENDRAN
S/O. KUNJUPANICKAR, THUNDIL HOUSE, THODIYOOR
KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

9. ASHA RAJENDRAN
THUNDIL HOUSE, THODIYOOR, KARUNAGAPPALLY
KOLLAM DISTRICT-690523.

10. THULASEEDHARAN
S/O. SREEDHARAN, ARYABHAVANAM, KALLELIBHAGOM MURI
KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

11. ANI @ NJOLAPPAN
VADAKKEKATIL, PULIYOORVANCHI THEKKU, THODIYOOR
KARUNAGAPPALLY, KOLLAM DISTRICT-690523.

BY STATE ATTORNEY SRI. P. VIJAYARAGHAVAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 05-02-2015, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

WP (C) .No. 3758 of 2015 (T)

APPENDIX

PETITIONER (S) ' EXHIBITS

EXHIBIT P1- COPY OF COMMON ORDER DATED 09-01-2015
PASSED BY THE MUNSIF COURT, KARUNAGAPPALLY IN
I.A.NO. 2059/2014 AND IN I.A.NO. 2248/2014 IN O.S.NO.
461/2014.

EXHIBIT P2- COPY OF REPRESENTATION DATED 22-01-2015
SUBMITTED BY THE FIRST PETITIONER BEFORE THE
FIRST RESPONDENT.

EXHIBIT P2(A)- ENGLISH TRANSLATION OF EXHIBIT P2.

EXHIBIT P3- COPY OF THE RECEIPT DATED 22-01-2015
ISSUED FROM THE OFFICE OF THE FIRST RESPONDENT.

ASHOK BHUSHAN , Ag. CJ,
&
A.M.SHAFFIQUE, J.

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W.P. (C)No. 3758 of 2015 –B
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Dated this the 5th day of February 2015

JUDGMENT

Ashok Bhushan, Ag.CJ.

Heard the learned counsel for the petitioner as well as the learned State Attorney. No notice is being issued to private respondents in view of the order being passed.

2. The grievance of the petitioner is that in spite of the complaint filed on 22nd January, 2015, which was received on the same day, neither enquiry has been conducted nor action taken by the police authorities. He submits that there is a dispute between the parties regarding a temple which is pending before the Civil Court where the Civil Court has already appointed a Receiver on 9th January, 2015.

3. Be that as it may, since a complaint has been submitted to the Sub Inspector of Police, we are of the view that the said complaint be looked into and appropriate action may be taken in accordance with law.

With the above observation, this Writ Petition is closed.

Sd/- ASHOK BHUSHAN ,
Ag. CHIEF JUSTICE

Sd/- A.M.SHAFFIQUE,
JUDGE

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/truecopy/

P.S.toJudged