

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 26TH DAY OF FEBRUARY 2015/7TH PHALGUNA, 1936

WP(C).No. 6130 of 2015 (M)

PETITIONER(S)/PETITIONER:

RUKKIYA BEEVI AGED 65 YEARS
W/O.ABDUL RASHEED, BISMI MANZIL, KUZHIVILA JUNCTION
PUTHUKKUALANGARA P O, NEDUMANGADU TALUK
THIRUVANANTHAPURAM DIST

BY ADV. SRI.M.R.NANDAKUMAR

RESPONDENT(S)/RESPONDENTS:

1. STATE OF KERALA
REP BY ITS SECRETARY, DEPARTMENT OF HOME
THIRUVANANTHAPURAM-695001

2. DIRECTOR GENERAL OF POLICE
THIRUVANANTHAPURAM-695001

3. DISTRICT POLICE CHIEF
THIRUVANANTHAPURAM-695001

4. SUB INSPECTOR OF POLICE
ARYANADU POLICE STATION, THIRUVANANTHAPURAM-695001

5. SALAH
PRESIDENT, KUZHIVILA THAJUL ISLAM NAMASKARAPALLI
PUTHUKULANGARA P O, THIRUVANANTHAPURAM-695541

6. NAZEER
SECRETARY, KUZHIVILA THAJUL ISLAM NAMASKARAPALLI
PUTHUKULANGARA P O, THIRUVANANTHAPURAM-695541

7. USHAKUMARI
SECRETARY, USHAMALAIAKKAL GRAMA PANCHAYATH
PARUTHIKUZH P O, 695541, THIRUVANANTHAPURAM

8. SABEER
S/O.SHAMSUDHEEN, KALAYIL VEETIL , KUZHIVILA
THIRUVANANTHAPURAM-695541

R1 TO R5 BY STATE ATTORNEY SRI.P.VIJAYARAGHAVAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
26-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 6130 of 2015 (M)

APPENDIX

PETITIONER(S) ' EXHIBITS

P1:-A TRUE COPY OF PETITION DTD 4/2/2015

P1(A):-COPY OF THE ENGLISH TRANSLATION OF EXT P1

P2:-TRUE COPY OF THE COMPLAINT PREFERRED BY THE PETITIONER BEFORE THE
4TH RESPONDENT

P2(A):-TRUE COPY OF THE ENGLISH TRANSLATION OF EXT P2

RESPONDENT(S) ' EXHIBITS

NIL

/TRUE COPY/

PS TO JUDGE

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

W.P(C).No.6130 of 2015

Dated this the 26th February, 2015

JUDGMENT

Shaffique, J.

The petitioner has approached this Court seeking police protection inter alia contending that the private respondents are not permitting her to start a flour mill and they are trespassing into her property and causing damage to the property. It is further stated that an attempt has been made to assault the petitioner and even she was threatened that she will be burnt alive. The petitioner has given Exhibit P2 complaint to the Sub Inspector of Police for which no action has been taken and on 4.2.2015 another complaint has been given to the District Police Chief with copy to the Station House Officer. Since no action has been taken by the Police, the petitioner has approached this Court.

2. The learned State Attorney, on instruction, would submit that when Exhibit P1 complaint has been received by the Station House Officer on 15.2.2015, the petitioner was summoned, but she did not appear. The private respondents had appeared. Since the petitioner is not participating with the enquiry, further investigation could not be done in the matter. The petitioner submits that she is presently residing in another place.

3. Having regard to the aforesaid circumstances, we do not think that this is a case in which a direction as sought for can be granted. However, if the petitioner participates in the investigation, the Police shall look into the matter and do the needful.

With the above observation, the Writ Petition is closed.

**ASHOK BHUSHAN
ACTING CHIEF JUSTICE**

**A.M.SHAFFIQUE
JUDGE**