

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYAISHTA, 1937

WP(C).No. 7027 of 2015 (C)  
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PETITIONER(S):  
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ANILKUMAR R AGED 37 YEARS  
THIRUHRIDAYAM AGENCIES & FURNITURE WORKS, SHEEMAVILA  
KIZHAKKEKONAM, VATTAPARA P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.SUMAN CHAKRAVARTHY

RESPONDENT(S):  
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1. THE DEPUTY SUPERINTENDENT OF POLICE  
ATTINGAL, THIRUVANANTHAPURAM, 695101.

2. THE CIRCLE INSPECTOR OF POLICE  
VENJARANMOODU, THIRUVANANTHAPURAM-695607.

3. THE SUB INSPECTOR OF POLICE  
VATTAPPARA P.S., THIRUVANANTHAPURAM, 695028.

4. THE KERALA HEADLOAD WORKERS WELFARE FUND BOARD  
THIRUVANANTHAPURAM DIST COMMITTEE, SUB OFFICE  
NEDUMANGAD, IIND FLOOR SHAJI BUILDINGS, SOORYA ROAD  
NEDUMANGAD, THIRUVANANTHAPURAM-695541.

5. INDIAN NATIONAL TRADE UNION CONGRESS (INTUC)  
SHEEMAVILA UNIT, KIZHAKKEKONAM, VATTAPARA P.O.  
THIRUVANANTHAPURAM, REPRESENTED BY MOHANAN, CONVENER  
695028.

6. JAYANANDAN  
HEADLOAD WORKERS, INTUC, SHEEMAVILA UNIT  
KIZHAKKEKONAM, VATTAPARA P.O.  
THIRUVANANTHAPURAM-695028.

7. RAJU  
HEADLOAD WORKER, INTUC, SHEEMAVILA UNIT  
KIZHAKKEKONAM, VATTAPARA P.O.  
THIRUVANANTHAPURAM-695028.

8. BAIJU  
HEADLOAD WORKER, INTUC, SHEEMAVILA UNIL  
KIZHAKKEKONAM, VATTAPARA P.O., THIRUVANANTHAPURAM  
695028.

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9. BABU  
HEADLOAD WORKER, INTUC, SHEEMAVILA UNIT  
KIZHAKKEKONAM, VATTAPARA P.O., THIRUVANANTHAPURAM  
695028.

10. SHIBU HEADLOAD WORKER  
INTUC, SHEEMAVILA UNIT, KIZHAKKEKONAM  
VATTAPARA P.O., THIRUVANANTHAPURAM, 695028.

11. JAYAN  
HEADLOAD WORKER, INTUC, SHEEMAVILA UNIT  
KIZHAKKEKONAM, VATTAPARA P.O., THIRUVANANTHAPURAM  
695028.

12. AJI  
HEADLOAD WORKER, INTUC, SHEEMAVILA UNIT  
KIZHAKKEKONAM, VATTAPARA P.O., THIRUVANANTHAPURAM  
695028.

R1-R3 BY STATE ATTORNEY SRI.P.VIJAYARAGHAVAN  
R4 BY ADV. SRI.A.N.RAJAN BABU, SC, KHWWB  
R5 -R 8 & 10 -R 12 BY ADV. SRI.SAJU.S.A  
BY SRI.C.S. AJITH PRAKASH, SC, KHWWB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON  
12-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 7027 of 2015 (C)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT-P1: A TRUE COPY OF THE PHOTOGRAPH.  
EXHIBIT-P2: A TRUE COPY OF THE LICENSE.  
EXHIBIT-P2(A): A TRUE COPY OF THE TRANSLATION EXT.P2.  
EXHIBIT-P3: A TRUE COPY OF THE RECEIPT DTD 10/02/15.  
EXHIBIT-P3(A): A TRUE COPY OF THE TRANSLATION OF EXT.P3.

RESPONDENT(S) ' EXHIBITS

NIL

/TRUE COPY/

PS TO JUDGE

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

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**W.P(C).No. 7027 of 2015**  
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**Dated this the 12<sup>th</sup> June, 2015**

**JUDGMENT**

**Ashok Bhushan, CJ.**

Heard learned counsel for the petitioner and the learned State Attorney as well as learned counsel for the fourth respondent. Though notices were issued to the private respondents, no one appeared on behalf of respondents 5 to 12.

2. By this Writ Petition the petitioner prays for a direction to respondents 1 to 3 to give effective police protection for loading and unloading timber, cement and such other goods at the establishment of the petitioner. The petitioner's case is that the area where the petitioner is running furniture workshop and cement shop is not a scheme implemented area. Learned counsel for the fourth respondent also does not dispute about the statement of the petitioner.

3. The area being not a scheme covered area, we are of the view that respondents 2 and 3 Police authorities have to provide adequate protection, if any obstruction is created on the loading and unloading work in the petitioner's establishment.

With the above direction, the Writ Petition is disposed of.

**ASHOK BHUSHAN  
CHIEF JUSTICE**

**A.M.SHAFFIQUE  
JUDGE**

vgs12/6/15