

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

FRIDAY, THE 20TH DAY OF MARCH 2015/29TH PHALGUNA, 1936

WP(C).No. 8880 of 2015 (H)

PETITIONER(S) :

NAJNEEN P. ABUBAKER AGED 22 YEARS
S/O. P.K.ABUBAKER, PUTHIYAVEETIL HOUSE,
KURIMBILAVU P.O. P.O. CHIRAKKAL, THRISSUR
PIN - 680 564
NOW RESIDING AT V/722/12, SOUBHAGYA APARTMENTS
VASATH NAGAR, PATTURAYICKAL,
THRISSUR PIN - 680 022

BY ADV. SRI.V.A.JOHNSON (VARIKKAPPALLIL)

RESPONDENT(S) :

1. THE SUB INSPECTOR OF POLICE,
THRISSUR TOWN EAST POLICE STATION,
THRISSUR DISTRICT - 680 001
2. THE CIRCLE INSPECTOR OF POLICE,
THRISSUR TOWN EAST CIRCLE OFFICE,
THRISSUR DISTRICT 680 001
3. THE SUPERINTENDANT OF POLICE,
THRISSUR - 680 0012
4. THE MANAGER, L& T LIMITED,
2ND FLOOR, ANJUMANA, NH - 47, BYE PASS,
ANJUMANA ROAD, EDAPPALLY,
COCHIN - PIN 682 024

BY STATE ATTORNEY SRI.P. VIJAYARAGHAVAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 20-03-2015, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

WP(C) .No. 8880 of 2015 (H)

APPENDIX

PETITIONER'S EXTS:

EXT.P1: TRUE COPY OF THE CERTIFICATE OF
REGISTRATION OF VEHICLE HEARING REG.NO. KL
08 AV 8989 ISSUED IN THE NAME OF THE
PETITIONER

EXT.P2: TRUE PHOTOCOPY OF THE STATEMENT OF
THE PETITIONER'S LOAN AGREEMENT APC
153036R1100408191 FOR THE PERIOD OF 10-09-
2011 TO 30-09-2013

EXT.P3: TRUE COPY OF THE RECEIPT DATED 16-
2-2015 ISSUED FROM THE OFFICE OF THE 3RD
RESPONDENT

EXT.P4: TRUE COPY OF THE RECEIPT DATED 16-
3-2015 ISSUED FROM THE OFFICE OF THE 02ND
RESPONDENT

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

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W.P. (C) No. 8880 of 2015 – H
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Dated this the 20th day of March, 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 party respondents in view of the order being passed.

2. Petitioner has come up with this Writ Petition seeking a direction to respondents 1 to 3 to afford adequate protection to the life of the petitioner and his family members against the threat posed by the 4th respondent and their men. Petitioner's case is that he has taken a loan from the 4th respondent with regard to the purchase of a vehicle Maruti Swift ZDI. Petitioner himself

has admitted that he has committed default which was subsequently cleared. He submits that the 4th respondent along with certain persons are trying to take forcible possession of the vehicle. He further submits persons had come and threatened the petitioner and his aged parents.

3. The learned State Attorney, on instructions, submits that on receiving the complaint, police had called both the parties and warned the respondents.

4. The issue between the parties is regarding financial assistance given to the petitioner for purchasing a vehicle. Parties are free to take appropriate action in accordance with the terms of the contract of vehicle finance.

5. We see no reason to issue any direction as prayed for. In any event, if there is any issue with regard to the vehicle in question, it is open for the petitioner to take such remedy as available under law. However, we observe that if there is any law

and order situation, it shall be open for the petitioner to approach the police.

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.toJudge