

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN

&

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

WEDNESDAY, THE 20TH DAY OF MAY 2015/30TH VAISAKHA, 1937

WP(C).No. 13516 of 2015 (L)

PETITIONER(S) :-

ABU BACKAR P.K., AGED 48 YEARS
S/O. KUNJU MOHAMMED, PULIKKAL HOUSE, THOPUMPADY
KOCHI-5

BY ADVS.SRI.K.R.VINOD
MS.JENCY SUSAN JOSE
SRI.V.SRI NATH

RESPONDENT(S) :-

1. THE SUB INSPECTOR OF POLICE,
THOPUMPADY POLICE STATION, ERNAKULAM - 682005.
2. THE CIRCLE INSPECTOR OF POLICE
MATTANCHERRY, ERNAKULAM - 682002.
3. K.S. SALIM, AGED 49 YEARS
S/O. SULAIMAN, KOVILAKATHU HOUSE, MUPATHADOM,
ALUVA - 683 101.

R1 & R2 BY SR.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

jvt

WP(C).No. 13516 of 2015 (L)

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXHIBIT P1: THE TRUE COPY OF THE RECEIPT ISSUED BY THE 3RD
RESPONDENT IN FAVOUR OF THE PETITIONER, DATED 23.6.2011.

EXHIBIT P1(a): THE ENGLISH TRANSLATION OF THE RECEIPT ISSUED BY
THE 3RD RESPONDENT IN FAVOUR OF THE PETITIONER DATED 23.6.2011.

EXHIBIT P2: THE COPY OF THE REPRESENTATION SUBMITTED BY THE
PETITIONER BEFORE THE 1ST RESPONDENT DATED 28.4.2015.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

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

W.P.(C) No. 13516 OF 2015

Dated this the 20th day of May, 2015

JUDGMENT

Ashok Bhushan, C.J.

Heard learned counsel for the petitioner and learned Government Pleader. No notice is being issued to 3rd respondent in view of the order which is being passed.

2. This writ petition has been filed by the petitioner seeking police protection against 3rd respondent. Petitioner's case is that petitioner and 3rd respondent were partners in a firm. Petitioner claims to have retired from the partnership business after duly repaying the entire amounts due to 3rd respondent. The allegation is that the 3rd respondent is now coming to the petitioner asking for payment of Rs.5 lakhs towards partnership. Petitioner has submitted Ext.P2 complaint dated 28.04.2015.

In the facts of the present case we only observe that in the event any offence is committed or attempted to commit offence by 3rd respondent, it shall be open for the petitioner to

file a complaint before the police authorities and the police authorities may look into the same and take appropriate action.

With the above observation, the Writ Petition is closed.

**Ashok Bhushan,
Chief Justice.**

**A.M. Shaffique,
Judge.**