

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

THURSDAY, THE 4TH DAY OF JUNE 2015/14TH JYASHTA, 1937

WP(C).No. 16239 of 2015 (D)

PETITIONER :

P.I. NAJEEB AGED 59 YEARS
S/O.ISMAIL, SHOBA LADIES CENTRE, C.C.XVI/1007
THOPPUMPADY, COCHIN-682006.

BY ADVS.SRI.SOORAJ T.ELENJICKAL
SRI.P.A.MOHAMMED SHAH
SMT.P.M.MAZNA MANSOOR

RESPONDENTS :

1. THE SUB INSPECTOR OF POLICE,
THOPPUMPADY POLICE STATION, THOPPUMPADY - 682 006.
2. FABIAN SUNNY K.
S/O.STENSILAVOUS, KONNULY HOUSE, THOPPUMPADY
KOCHI-682 005.

R1 BY SR.GOVERNMENT PLEADER, SRI. P.I. DAVIS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
04-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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

W.P(C).No. 16239 of 2015

Dated this the 4th June, 2015

JUDGMENT

Ashok Bhushan, CJ.

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

2. This Writ Petition is filed by the petitioner alleging police harassment. The petitioner claims to be tenant of a shop room belonging to the second respondent. It is submitted that the landlord had filed a suit against the petitioner as O.S.No.102/2013, which has been withdrawn. It is submitted that the dispute between the parties is regarding tenancy and at the instance of the second respondent, the Police authorities have unnecessarily summoned the petitioner.

3. The learned Government Pleader, on instructions, submitted that on a complaint received from the second respondent, the petitioner was called, but after enquiry the Police came to the conclusion that the dispute between the parties is that of a civil nature and no further action is to be taken by the Police authorities. It is submitted that the complaint has already been closed.

In the view of the aforesaid factual circumstances, we do not see any reason to entertain the Writ Petition. The Writ Petition is closed.

**ASHOK BHUSHAN
CHIEF JUSTICE**

**A.M.SHAFFIQUE
JUDGE**

vgs4/6/15