

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN

&

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

MONDAY, THE 15TH DAY OF JUNE 2015/25TH JYAISHTA, 1937

WP(C).No. 16547 of 2015 (P)

PETITIONER :-

K.N.NARAYANAN

KANDANANICKAL HOUSE, UZHAVOOR, MEENACHIL TALUK
KOTTAYAM DISTRICT.

BY ADV. SRI.A.K.HARIDAS

RESPONDENTS :-

1. SUB INSPECTOR OF POLICE

KURAVILANGAD POLICE STATION, KOTTAYAM-686001.

2. C.S.PRASANNAKUMARI,

GREESHMA NIVAS, ETTUMANOOR.P.O, KOTTAYAM-686101.

R2 BY ADV. SRI.S.S.KISHOR KUMAR

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

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
15-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

jvt

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APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXT.P1 TRUE COPY OF ATTACHMENT ORDER OF FAMILY COURT, ETTUMANOOR
IN OP.1238/11 WITH TRANSLATION.

EXT.P2 TRUE COPY OF COMPLAINT WITH TRANSLATION.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

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

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Dated this the 15th day of June 2015

J U D G M E N T

Shaffique, J.

The petitioner has approached this Court alleging harassment by police. It is stated that the 2nd respondent, his wife has filed O.P.No.1238 of 2011 before the Family Court, Ettumanoor and his property having an extent of 87 cents in Re-survey No.347/5 has been attached. It is submitted that the petitioner is now prevented from taking usufructs from the property on the guise of the order passed by the Family Court.

2. Learned Government Pleader on instructions would submit that the police had to interfere in the matter on the basis of the complaint filed by the 2nd respondent stating that the petitioner is violating the order of interim attachment.

3. Having regard to the aforesaid factual situation, we do not think that it will be proper for this Court to interfere in the matter, when the dispute is pending before the Family Court in respect of the property in question. The petitioner is free to

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approach the Family Court and obtain appropriate orders.

With the above observation, this writ petition is closed.

Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE

Sd/-
A.M. SHAFFIQUE
JUDGE

Jvt