

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 2ND DAY OF NOVEMBER 2015/11TH KARTHIKA, 1937

WP(C).No. 22396 of 2012 (Y)

PETITIONER(S) :

**C.K.FATHIMA,
W/O. ABOOBACKER, CHANGAMPALLI KODANIYIL,
KOMULLAKKANAKATH, POST VETOM, TIRUR TALUK,
MALAPPURAM DISTRICT.**

BY ADV. SRI.C.M.MOHAMMED IQUABAL

RESPONDENT(S) :

- 1. THE DEPUTY SUPERINTENDENT OF POLICE,
TIRUR, MALAPPURAM DISTRICT- 675 051.**
- 2. THE SUB INSPECTOR OF POLICE,
TIRUR, MALAPPURAM DISTRICT- 675 051.**
- 3. SADDIQUE,
S/O. HAMZA, PANDARATHIL HOUSE, PULIYANPALAM,
POST VETOM, TIRUR TALUK,
MALAPPURAM DISTRICT, PIN-676 102.**
- 4. HAMZA,
PANDARATHIL HOUSE, PULIYANPALAM, POST VETOM,
TIRUR TALUK, MALAPPURAM DISTRICT, PIN-676 102.**
- 5. ALIKUTTY,
S/O.KUNHON HAJI, KUMMIL, POST VETOM,
TIRUR TALUK, MALAPPURAM DISTRICT, PIN- 676 102.**

**R1 & R2 BY SR.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR
R5 BY ADVS. SRI.BLAZE K.JOSE
SMT.N.DEEPA**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 02-11-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' EXHIBITS :

**EXHIBIT-P1: TRUE COPY OF THE DOCUMENT NO. 2908/2005 OF SRO, TIRUR
DATED 27/08/2005.**

**EXHIBIT-P2: TRUE COPY OF THE TAX RECEIPT ISSUED BY THE VETOM
VILLAGE OFFICE, DATED 13/08/2012.**

**EXHIBIT-P3: TRUE COPY OF THE JUDGMENT DATED 27/07/2009 IN
W.P.(C).NO.20968/2009 OF THIS HON'BLE COURT.**

**EXHIBIT-P4: TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONER
BEFORE THE 1ST RESPONDENT DATED 09/11/2010.**

**EXHIBIT-P5: TRUE COPY OF THE RECEIPT ISSUED BY THE 2ND RESPONDENT
DATED 09/08/2012.**

**EXHIBIT-P6: TRUE COPY OF THE REPRESENTATION FILED BEFORE
THE 2ND RESPONDENT DATED 10/09/2012.**

**EXHIBIT-P7: TRUE COPY OF THE REPRESENTATION FILED BEFORE
THE 1ST RESPONDENT DATED 20/09/2012.**

RESPONDENT(S)' EXHIBITS :

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

ASHOK BHUSHAN, C.J.

&

A.M. SHAFFIQUE, J.

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W.P. (C) No. 22396 of 2012

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Dated this, the 2nd day of November, 2015

J U D G M E N T

Shaffique, J.

This writ petition has been filed by the petitioner seeking for police protection alleging that respondents 3 to 5 are creating obstruction in the matter relating to construction of a compound wall.

2. Apparently, the issue between the parties is a civil dispute. It is also stated by the learned Government Pleader that civil suit is already pending.

3. Having regard to the aforesaid factual situation, we do not think that any direction as sought for is necessary to be issued in the case. We only observe that if there is any offence committed or attempt to commit offence, it shall be open for the petitioner to file a complaint before the police, which shall be

W.P(C) No.22396/12

-:2:-

looked into and needful be done.

Writ petition is disposed of accordingly.

Sd/-

ASHOK BHUSHAN, CHIEF JUSTICE

Sd/-

A.M. SHAFFIQUE, JUDGE

Rp

2/11/2015

//True Copy//

PS to Judge