

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**

TUESDAY, THE 13TH DAY OF JANUARY 2015/23RD POUSHA, 1936

WP(C).No. 22618 of 2013 (B)

PETITIONERS:

1. KAVEETIL HUSSAIN,S/O VEERAN,
NIRAMARUTHU AMSAM DESOM, TIRUR TALUK,
MALAPPURAM DISTRICT.
2. KAVEETIL KOYAKUTTY,S/O VEERAN,
NIRAMARUTHU AMSAM DESOM, TIRUR TALUK,
MALAPPURAM DISTRICT.
3. KAVEETIL NABEESU,D/O VEERAN,
NIRAMARUTHU AMSAM DESOM, TIRUR TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.RAJIT

RESPONDENTS:

1. DY. SUPERINTENDENT OF POLICE,
TIRUR, MALAPPURAM DISTRICT. PIN-676 101
2. CIRCLE INSPECTOR OF POLICE,
THANUR POLICE STATION, MALAPPURAM DISTRICT-676 302
3. SUB INSPECTOR OF POLICE,
THANUR POLICE STATION, MALAPPURAM DISTRICT-676 109
4. KAVEETIL PATHUMMA,
D/O ABDUL RAHIMAN, NIRAMARUTHU AMSAM DESOM,
TIRUR TALUK, MALAPPURAM DISTRICT.PIN-676 109
5. KAVEETIL SAINABA UMMA,
D/O. K.KUNJU MUHAMMED, NIRAMARUTHU AMSAM DESOM,
THIRUR, MALAPPURAM DISTRICT. PIN-676 561
6. IHSSAN,
S/O CHERIYA KOYA THANGAL, KALPAKANCHERY AMSOM,
PRAVANNUR DESOM, MALAPPURAM DISTRICT-676 551

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7. EMANUDHEEN KAVEETIL,
S/O CHERIYA KOYA THANGAL, KALPAKANCHERY AMSOM,
PRAVANNUR DESOM, MALAPPURAM DISTRICT-676 551
8. MARIYAM BEEVI KAVEETIL,
D/O CHERIYA KOYA THANGAL, KALPAKANCHERY AMSOM,
PRAVANNUR DESOM, MALAPPURAM DISTRICT-676 551
9. AYSA BEEVI,
W/O CHERIYA KOYA THANGAL , KALPAKANCHERY AMSOM,
PRAVANNUR DESOM, MALAPPURAM DISTRICT-676 551

R1 TO R3 BY SR GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR
R4 TO R9 BY ADV. SRI.SAJU.S.A
SRI.JAMSHEED HAFIZ

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 13-01-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

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APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1: TRUE COPY OF THE PRELIMINARY DECREE FOR PARTITION DATED 19.7.1994 IN A.S.21/1991 PASSED BY THE SUBORDINATE JUDGE TIRUR.

EXHIBIT P2: TRUE COPY OF THE ORDER DATED 12.8.2013 PASSED BY THE MUNSIF TIRUR

EXHIBIT P3: TRUE COPY OF THE REPORT FILED BY AMIN IN E.P.95/2010 IN O.S.141/1985 OF MUNSIF COURT, TIRUR DATED 13.2.2013.

EXHIBIT P4: TRUE COPY OF THE ORDER IN E.A.14/2013 IN E.P.95/2010 IN O.S.141/1985 OF MUNSIF COURT, TIRUR DATED 20.2.2013.

EXHIBIT P5: TRUE COPY OF THE REPORT OF THE AMIN DATED 26.2.2013.

EXHIBIT P6: TRUE COPY OF THE COMPLAINT DATED 3.3.2013.

EXHIBIT P7: TRUE COPY OF THE COMPLAINT DATED 26.8.2013.

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO.JUDGE

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

W.P.(C). No. 22618 of 2013

Dated this the 13th day of January, 2015

J U D G M E N T

Ashok Bhushan, Ag.CJ

Petitioner has approached this Court seeking police protection alleging that despite the fact that the property was delivered in terms of the decree passed by the civil court, private respondents are preventing the petitioner from enjoying the property.

2. It is submitted by learned Government Pleader that after the Interim Order was passed, the petitioners were put in possession. Under Such circumstances, we do not think it necessary to continue the writ petition.

Accordingly, the same is closed.

**ASHOK BHUSHAN,
ACTING CHIEF JUSTICE**

**A.M.SHAFFIQUE,
JUDGE.**

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