

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

THURSDAY, THE 16TH DAY OF JULY 2015/25TH ASHADHA, 1937

WP(C).No. 21545 of 2015 (P)

PETITIONER :

JOHN GEORGE @JOHN PATTATHANAM AGED 66 YEARS
S/O P.J GEORGE, PATTATHANAHU HOUSE, MUNDAN KAVU MURI
CHENGANNOOR

BY ADV. SRI.M.R.SUDHEENDRAN

RESPONDENTS :

1. THE CIRCLE INSPECTOR OF POLICE
CHENGANNOOR POLICE CIRCLE OFFICE, PIN-689 121
2. SUB INSPECTOR OF POLICE
CHENGANNOOR POLICE CIRCLE OFFICE, PIN-689 121
3. THE CHENGANNOOR MUNICIPALITY
REPRESENTED BY ITS SECRETARY, MUNICIPAL OFFICE
CHENGANNOOR , PIN-689 121
4. RAJENDRAN, MEMBER,
KANIYARIKKAL FAMILY WELFARE & EDUCATION TRUST
LAKASSRY MURI, CHENGANNOOR PIN- 689 121
5. NIRMALA
KANIYARIKKAL HOUSE, LAKASSRY MURI
CHENGANNOOR-PIN- 689 121
6. ANANDAVALLY
KANIYARIKKAL HOUSE, LAKASSRY MURI
CHENGANNOOR-PIN- 689 121
7. VENUGOPAL
KANIYARIKKAL HOUSE, LAKASSRY MURI
CHENGANNOOR-PIN- 689 121

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8. RAHUL, KANIYARIKKAL HOUSE, LAKASSRY MURI
CHENGANNOOR-PIN- 689 121

9. ROHINI, KANIYARIKKAL HOUSE, LAKASSRY MURI
CHENGANNOOR-PIN- 689 121

R1 TO R3 BY STATE ATTORNEY, SRI.P. VIJAYARAGHAVAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
16-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 21545 of 2015 (P)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1: TRUE COPY OF THE RELEVANT EXTRCT OF THE REGISTRAR SHOWING
THE BELONGING TO THE 3RD RESPONDENT ALONG WITH ITS TRUE
ENGLISH TRANSLATION.

EXT.P2: TRUE COPY OF THE RECEIPT SHOWING PAYMENT OF PROPERTY TAX
ALONG WITH ITS TRUE ENGLISH TRANSLATION.

EXT.P3: TRUE COPY OF THE DECISION OF THE 3RD RESPONDENT DT. 29/5/15
ALONG WITH ITS TRUE ENGLISH TRANSLATION.

EXT.P4: TRUE COPY OF THE REPRESENTATION ALONG WITH ITS TRUE ENGLISH
TRANSLATION, WITH ACKNOWLEDGMENT.

RESPONDENTS' EXHIBITS :

NIL

/TRUE COPY/

PA TO JUDGE

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

W.P.(C) No. 21545 OF 2015

Dated this the 16th day of July, 2015

JUDGMENT

Shaffique, J.

The petitioner has approached this Court seeking police protection *inter alia* alleging that the Municipality has permitted to concrete a particular road and a portion of concreting has been completed, but respondents 4 to 9 and their men are preventing the completion of concreting the road.

2. Learned Government Pleader submits that there is some dispute between the adjacent property owners who claim that the road is not vested with the Municipality.

3. Learned counsel for the petitioner would however submit that in the asset register of the Municipality, the road is shown as vested with the Municipality.

The facts being so, we are of the view that such issues cannot be decided by this Court. Petitioner will have to approach the civil court seeking appropriate reliefs. Accordingly, we dismiss the Writ Petition.

**Ashok Bhushan,
Chief Justice.**

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