

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 30TH DAY OF JULY 2015/8TH SRAVANA, 1937

WP(C).No. 21833 of 2015 (D)

PETITIONERS:

1. P.S.ANILKUMAR AGED 53 YEARS
S/O.SREEDHARAN, PUTHENPARAMBU, POOVANTHURUTHU P.O.
KOTTAYAM.
2. K.G.ASHOKAN
S/O.GOPALAN, KUTTICHIRAVEETIL
THANNEERMUKKAM NORTH VILLAGE, CHERTHALA TALUK
DISTRICT ALAPPUZHA.

BY ADVS.SRI.K.REGHU KOTTAPPURAM
SRI.M.MUKESH
SRI.R.MAHESH (KOTTAPPURAM)
SRI.MURUKESH REGHU

RESPONDENTS:

1. THE STATION HOUSE OFFICER
KOTTAYAM WEST POLICE STATION, KOTTAYAM-686001.
2. THE CIRCLE INSPECTOR OF POLICE
KOTTAYAM WEST CIRCLE, KOTTAYAM-686001.
3. THE DISTRICT POLICE CHIEF
KOTTAYAM DISTRICT, KOTTAYAM-686001.
4. THE DISTRICT LABOUR OFFICER
KOTTAYAM-686001.
5. THE KOTTAYAM TALUK MADYA VYAVASAYA THOZHILALI UNION (CITU)
REG.NO.201/80 REPRESENTED BY GENERAL SECRETARY
P.N.RAVI.

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

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
30-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) .No. 21833 of 2015 (D)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1 : TRUE COPY OF THE 1ST PAGE OF LICENCE NO.508/14-15.

EXT.P2 : TRUE COPY OF THE MEMORANDUM OF SETTLEMENT NO.C 4993/2014
DT.4-12-14.

EXT.P3 : TRUE COPY OF THE SPECIMEN YEARLY STATEMENT OF WAGES AND
OTHER BENEFIT FOR THE YEAR 2014-15 ISSUED BY R5.

EXT.P4 : TRUE COPY OF THE FRESH STATEMENT OF WAGES FOR THE YEAR
2014-15 ISSUED BY R5.

EXT.P5 : TRUE COPY OF THE PETITION DT.18-7-2015 SUBMITTED TO R1.

EXT.P6 : TRUE COPY OF THE DISPUTE DT.18-7-2015 SUBMITTED TO R4.

RESPONDENTS' EXHIBITS

NIL

//TRUE COPY//

PA TO JUDGE

ASHOK BHUSHAN, CJ

&

A.M.SHAFFIQUE, J.

W.P.C.No.21833 of 2015

Dated this the 30th day of July 2015

J U D G M E N T

Ashok Bhushan

Petitioners have approached this Court seeking police protection. It is stated that the petitioners are conducting toddy shop in terms of licence No.508/14-15, Ext.P1. When disputes were raised by the 5th respondent, wage settlement has been arrived at and according to the petitioners, the wages as per the settlement has already been paid. Still, the submission of the petitioners is that the 5th respondent and their men are creating obstruction in the functioning of the toddy shop.

2. Though notice was served on the 5th respondent, there is no appearance. Heard learned Government Pleader as well.

3. Having regard to the nature of contentions urged on behalf of the petitioners, since the petitioners are entitled to conduct toddy shop in terms of Ext.P1 licence, if there is any obstruction from the 5th respondent or their men, on the complaint of the petitioners, police shall ensure maintenance of

law and order and prevent any such obstruction in the matter relating to conduct of toddy shop.

With the above observation, this writ petition is closed.

(sd/-)
(ASHOK BHUSHAN, CHIEF JUSTICE)

(sd/-)
(A.M.SHAFFIQUE, JUDGE)

jsr

