

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

TUESDAY, THE 11TH DAY OF AUGUST 2015/20TH SRAVANA, 1937

WP(C) .No. 24261 of 2015 (G)

PETITIONER(S) :-

1. DILEEP KUMAR,  
S/O.NARAYANAN, TYPE - I, No-1 CGO COMPLEX  
POONKULAM, VELLAYANI P.O, TRIVANDRUM - 695 522.
2. RAJA  
S/O.AZEEZ, PLAMOODU PURAYIDAM, M.O.WARD  
NEAR KALLUPALAM, ALAPPUZHA - 688 011.

BY ADVS.SRI.M.H.HANIL KUMAR  
SRI.M.R.DHANIL  
SMT.M.R.JAYALATHA  
SMT.SREESHA

RESPONDENT(S) :-

1. THE STATE OF KERALA  
REPRESENTED BY ITS ADDITIONAL CHIEF SECRETARY  
HOME & VIGILANCE SECRETARIAT  
THIRUVANANTHAPURAM - 695001
2. THE STATE POLICE CHIEF  
POLICE HEAD QUARTERS, THIRUVANANTHAPURAM.
3. THE DISTRICT POLICE CHIEF (RURAL)  
ALUVA, ALUVA P.O, ERNAKULAM DISTRICT.
4. THE CIRCLE INSPECTOR OF POLICE  
NORTH PARAVOOR, NORTH PARVOOR P.O, ERNAKULAM DISTRICT.
5. THE SUB INSPECTOR OF POLICE  
NORTH PARAVOOR, NORTH PARVOOR P.O, ERNAKULAM DISTRICT.
6. CHITHRANGATHAN  
S/O.KESAVAN, VYPINCHERRY, NANDYATTUKUNNAM  
EXHIKKARA P.O, NORTH PARAVOOR, ERNAKULAM

R1 TO R5 BY SR.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 11-08-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXT.P1:A TRUE COPY OF THE AGREEMENT DATED 08.07.2015.

EXT.P2:A TRUE COPY OF THE COMPLAINT DATED 06.08.2015 SUBMITTED  
BY THE PETITIONERS.

EXT.P3:A TRUE COPY OF THE RECEIPT ISSUED FROM THE POLICE  
HEADQUARTERS, DATED 06.08.2015 ALONG WITH ENGLISH TRANSLATION.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

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

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**W.P.(C) No.24261 of 2015**  
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**Dated this the 11<sup>th</sup> day of August 2015**

**J U D G M E N T**

**Shaffique, J.**

The petitioners have approached this Court alleging harassment by police.

2. It is stated that the petitioners have been arrested in a crime registered for the offence punishable under Sec.420 of IPC and were later released on bail. It is alleged that at the instance of the police authorities, the petitioners had to execute an agreement, offering to pay certain amount to the de facto complainant. It is stated that ₹4 lakhs had already been paid and now the police is insisting them to pay a further amount of ₹2 lakhs.

3. Learned Government Pleader on instructions would submit that the petitioners are accused Nos.1 and 2 in a crime and the 3<sup>rd</sup> accused is absconding. Ext.P1 is the agreement executed between the parties and the police has nothing to do with the same. The police has almost completed the investigation, but for apprehending the 3<sup>rd</sup> accused. The police have not called upon the petitioners to pay any amount to the de facto complainant.

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-: 2 :-

We record the above submission made by the learned Government Pleader and close the writ petition, as we do not find any harassment by police.

**Sd/-**  
**ASHOK BHUSHAN**  
**CHIEF JUSTICE**

**Sd/-**  
**A.M. SHAFFIQUE**  
**JUDGE**

Jvt