

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. 24379 of 2015 (V)

PETITIONER(S) :-

THE SOUTH KERALA DIOCESE (SIUC)

REPRESENTED BY ITS SECRETARY D LAWRENCE

LMS COMPOUND, PALAYAM, THIRUVANANTHAPURAM-695 033.

BY ADVS.SRI.SUMAN CHAKRAVARTHY

SMT.K.R.RIJA

RESPONDENT(S) :-

1. THE COMMISSIONER OF POLICE
THIRUVANANTHAPURAM CITY-695 001.
2. THE CIRCLE INSPECTOR OF POLICE
MUSEUM PS, THIRUVANANTHAPURAM-695 001.
3. THE SUB INSPECTOR OF POLICE
MUSEUM PS, THIRUVANANTHAPURAM-695 001
4. SUKU JACOB
THEJUS, IDUKKAM, KARIPRAKONAM
PERUMPAZHUTHOR P.O, THIRUVANANTHAPURAM-695 123.
5. STANLY
LOVELA HOUSE, MANALI, MANALI P.O
THIRUVANANTHAPURAM-695 505
6. SHAJI
ASHIN COTTAGE, THALAMANNOOR, MARAYAMUTTOM P.O
THIRUVANANTHAPURAM-695 131
7. J.WILFREDRAJ
MERCY BHAVAN, NEYYARDAM P.O, THIRUVANANTHAPURAM-695 572

8. SHINE SINGH
AITHIYOOR, BALARAMAPURAM P.O, THIRUVANANTHAPURAM-695 501
9. VICTOR SAMUEL
DR NIVAS, NEDIYAMCODE, THIRUVANANTHAPURAM-695 503
10. SAJINLAL S.P.
S/O.SUKUMARAN, PADMAVILASOM, ATHIYANNUR
ARALUMOOD P.O, NEYYATTINKARA, THIRUVANANTHAPURAM-695 121.
11. G.P.DEVAPRASAD
S/O.PAULIAH GABRIEL, JYOTHIS, ANCHALIKONAM
NEYYATTINKARA, THIRUVANANTHAPURAM-695 121
12. D.CHRISTUDAS, GOOD HOPE, RC STREET, NEYYATTINKARA
THIRUVANANTHAPURAM-695 121
13. S.TITUS,, S/O.SIMPSON, SS BHAVAN, NAKKODE
PERUMBAZHUTHOOR P.O, NEYYATTINKARA
THIRUVANANTHAPURAM-695 121.
14. SONU SS, S/O.SATHYABROWLSEN, DORE HOUSE, MUTTACUD
PERUMBAZHITHOOR P.O, NEYYATTINKARA
THIRUVANANTHAPURAM-695 121
15. SURESH KUMAR S.T., AGED 34 YEARS
S/O.ALEX, SR NIVAS, MONNAMOODU
VATTIYOORKAVU, THIRUVANANTHAPURAM-695 013
16. N.K.PRAKASHKUMAR
ARAMAM, ARALUMOODU, THIRUVANANTHAPURAM-695 123
17. SUBIN JACOB
RUTH COTTAGE, BLRA 127, HOSPITAL JN. NEYYATTINKARA
THIRUVANANTHAPURAM-695 121
18. JC JAPA SINGH
JAPA VILAS, MANGAD, THIRUMALA P.O
THIRUVANANTHAPURAM-695 006.
19. J S JEEN JACKSON,
CARMEL, NEDUMKUZHI, VILAPPILSALA
THIRUVANANTHAPURAM-695 573
20. T.SURESH, SNEHA VARSHAM, NELLIVILA, ANCHUTHENGUMOODU
KATTAKADA P.O, THIRUVANANTHAPURAM-695 572.

21. S.R.BIJU
BLESSING, EZHAKKODU, PERUKAV P.O
THIRUVANANTHAPURAM-695 573
22. G.K.SUNIL
JASS VILLA, LMS COMPOUND, KANNAMoola
MCPO, THIRUVANANTHAPURAM-695 001.
23. N. ROY
JAYAVILASOM, MANVILA, UNDA PARA
KONNIYOOR, POOVACHAL P.O, THIRUVANANTHAPURAM-695 575
24. Y.SANTHOSH KUMAR
NERANJAM, CHENKAVILA, IIRA P.O
PARASSALA, THIRUVANANTHAPURAM-695 502.
25. ROSE BIST
ROSE NIVAS, PODUVAL, PULLUVILA P.O
THIRUVANANTHAPURAM-695 526

R1 TO R3 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:

jvt

WP(C) .No. 24379 of 2015 (V)

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXT.P1 : A TRUE COPY OF THE ORDER DATED 25-6-2015 IN IA.NO.4222/
2015 IN OS. 1337/2013.

EXT.P2 : A TRUE COPY OF THE ORDER DATED 25-6-2015 IN IA.NO.4713/
2015 IN OS. 1163/2015.

EXT.P3 : A TRUE COPY OF THE NOTICE DATED NIL.

EXT.P3(a) : TRUE COPY OF THE TRANSLATION OF EXT P3.

EXT.P4 : TRUE COPY OF THE COMPLAINT DATED 7-8-2015.

EXT.P5 : TRUE COPY OF THE JUDGMENT IN WPC.21484/2015 DATED
16-7-2015.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

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

W.P.(C) No.24379 of 2015

Dated this the 11th day of August 2015

J U D G M E N T

Shaffique, J.

This writ petition has been filed seeking for police protection inter alia alleging that attempt is going to be made by respondents 4 to 25 by conducting demonstration and agitation inside the LMS Compound. The petitioner, in fact had approached this Court on an earlier occasion by filing W.P.(C) No.21484 of 2015 and this Court had disposed of the writ petition by issuing the following direction in paragraph 5 of the judgment :-

“Since the petitioner apprehends that there will be agitation and demonstration in front of the Bishop's House, which may lead to law and order situation, we only direct the police to ensure maintenance of law and order, if there is any agitation or demonstration by any of the groups as alleged by the petitioner. Police shall ensure free ingress and egress to the Bishop's House.”

2. Learned counsel for the petitioner submits that since the said direction is only to maintain law and order, if there is any agitation or demonstration in the Bishop's house, the petitioner apprehends that the agitators may enter into the LMS Compound and create some obstruction.

3. Learned Government Pleader submits that paragraph 5 of the judgment in W.P.(C) No.21484 of 2015 clearly takes care of any such situation.

4. Under such circumstances, we only observe that if there is any law and order situation, the police shall ensure that no untoward incident takes place inside the compound of the LMS as well.

With the above observation, this writ petition is closed.

**Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE**

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