

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

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

**FRIDAY, THE 21ST DAY OF AUGUST 2015/30TH SRAVANA, 1937**

**WP(C).No. 25820 of 2015 (B)**  
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**PETITIONER :**  
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**M.SUDHAKARAN, AGED 50 YEARS,  
S/O. KUMARAN, MOOLAYIL HOUSE, CHETHALLUR P.O.,  
PALAKKAD DISTRICT - 678582.**

**BY ADV. SRI.U.K.DEVIDAS**

**RESPONDENTS :**  
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- 1. STATE OF KERALA, REPRESENTED BY  
THE CIRCLE INSPECTOR OF POLICE,  
MANNARKKAD POLICE STATION, MANNARKKAD,  
PALAKKAD DISTRICT - 678582.**
- 2. THE SUB INSPECTOR OF POLICE,  
NATTUKAL POLICE STATION, PALAKKAD DISTRICT - 678583.**
- 3. THE THACHANATTUKARA GRAMA PANCHAYATH  
REPRESENTED BY ITS SECRETARY, PALODE P.O.,  
PALAKKAD DISTRICT - 678583.**
- 4. BALAKRISHNAN, S/O. SANKARA GUPTHAN,  
KOORAKOTTIL HOUSE, CHETHALLOOR P.O.,  
MANNARKKAD TALUK, PALAKKAD DISTRICT - 678609.**
- 5. SUBRAHMANIAN, S/O. AYCHAN KUTTY GUPTHA, NECHIKUZHY,  
KOORAKOTTIL HOUSE, CHETHALLOOR P.O., MANNARKKAD TALUK,  
PALAKKAD DISTRICT - 678609.**
- 6. KRISHNANKUTTY, S/O. VADOPPAN PUTHAN, KOORAKOTTIL HOUSE,  
CHETHALLOOR P.O., MANNARKKAD TALUK, PALAKKAD DISTRICT-678609**
- 7. SATHYAKUMAR, S/O. SANKARAN KUTTY GUPTHAN,  
KOORAKOTTIL NECHIKUZHY HOUSE, CHETHALLOOR P.O.,  
MANNARKKAD TALUK, PALAKKAD DISTRICT - 678609**

**R1 & R2 BY SENIOR GOVERNMENT PLEADER SRI. C.K. SYAMKUMAR**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 21-08-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**bp**

**APPENDIX**

**PETITIONER'S EXHIBITS :**

- P1: COPY OF THE CERTIFICATE OF REGISTRATION DT 5/7/2007.**
- P2: COPY OF THE CERTIFICATE ISSUED BY THE POLLUTION CONTROL BOARD  
DT 8/10/2014.**
- P3: COPY OF THE LICENSE DT 25/7/2015 ISSUED BY THE THIRD RESPONDENT  
WITH ENGLISH TRANSLATION.**
- P4: COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE SECOND  
RESPONDENT WITH ENGLISH TRANSLATION.**

**RESPONDENT'S EXHIBITS : NIL.**

**//TRUE COPY//**

**P.S. TO JUDGE**

**bp**

**ASHOK BHUSHAN, CJ**

**&**

**A.M.SHAFFIQUE, J.**

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**W.P.C.No.25820 of 2015**

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Dated this the 21<sup>st</sup> day of August 2015

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

**Shaffique, J**

Petitioner has approached this Court seeking police protection in the matter relating to conduct of poultry farm for which according to the petitioner, he has all valid licence/permit from the competent authorities. It is stated that respondents 4 to 7 have no right to create obstruction to the conduct of the farm as well as transportation of poultry. This, according to the petitioner, still causes substantial loss and damage. Though he filed a complaint to the police, so far no action has been taken by the police. Therefore he has approached this Court.

2. The learned Government Pleader, on instructions, would submit that no complaint has been given by the petitioner in respect of any offence or obstruction being created.

Having regard to the aforesaid factual situation, we do not think that a direction, as prayed for, can be granted. We only observe that if there is any obstruction in relation to the conduct

of poultry farm by the petitioner, it shall be open for him to file a complaint to the 2<sup>nd</sup> respondent who shall look into the matter and take appropriate action, in accordance with law.

With the above observation, this writ petition is closed.

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

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

jsr



