

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 20TH DAY OF NOVEMBER 2015/29TH KARTHIKA, 1937

WP(C) .No. 28484 of 2013 (I)

PETITIONER(S) :-

MARIA ABOOBACKER ALIAS MARIA ABU, AGED 43 YEARS,
W/O.LATE M.M.ABU, RESIDING AT MUNDAKKAL HOUSE,
THOTTUMUGHAM P.O., ALUVA, ERNAKULAM DISTRICT.

BY ADVS.SRI.P.SANJAY
SMT.A.PARVATHI MENON

RESPONDENT(S) :-

1. SUPERINTENDENT OF POLICE, RURAL, ALUVA.
2. DY.SUPERINTENDENT OF POLICE, ALUVA.
3. CIRCLE INSPECTOR OF POLICE, ALUVA.
4. SUB INSPECTOR OF POLICE, ALUVA.
5. ANIL KUMAR, AGED 35 YEARS
SUB INSPECTOR OF POLICE, ALUVA.
6. SHEENA NOUSHAD
CHENTHARA HOUSE, CHOWWARA FERRY ROAD
THOTTUMUGHAM P.O., ALUVA.
7. CHENTHARA SHAJAHAN
CHENTHARA HOUSE, CHOWWARA FERRY ROAD
THOTTUMUGHAM P.O., ALUVA.
8. NABEESA ALIAS NISHA ALIAS NAISHA
W/O.CHENTHARA SHAJAHAN, CHENTHARA HOUSE
CHOWWARA FERRY ROAD, THOTTUMUGHAM P.O., ALUVA.
9. SHAJAHAN, S/O.MADATHIL KUNJU MUHAMMED, MADATHIL HOUSE
THOTTUMUGHAM P.O., ALUVA.

R7 & R8 BY ADV. SRI.SAM ISAAC POTHYIL
SRI.A.S.SREEJAN

R6 & R9 BY ADV. SRI.ABRAHAM P.GEORGE
SRI.K.VINODKUMAR (707/89)

R1 TO R4 BY SR.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 20-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXHIBIT P1 : TRUE COPY OF THE RECEIPT OF THE COMPLAINT
NUMBERED AS 43338/2013 DT.21-10-2013.

EXHIBIT P2 : TRUE COPY OF THE APPLICATION DT.12-10-2013 UNDER
THE RTI ACT.

EXHIBIT P3 : TRUE COPY OF THE REPRESENTATION DT.10-11-2013.

EXHIBIT P4 : TRUE COPY OF THE RECEIPT OF THE PETITION BY THE
PETITIONER NUMBERED AS G3 46941/2013/E DT.13-11-2013.

EXHIBIT P5 : TRUE COPY OF THE WRITTEN COMPLAINT DATED 25-11-13

EXHIBIT P6 : TRUE COPY OF THE DISCHARGE SUMMARY ISSUED TO
PETITIONER DATED 30-11-2013.

EXHIBIT P7 : TRUE COPY OF THE DISCHARGE SUMMARY ISSUED TO
PETITIONER'S SON DATED 30-11-2013.

EXHIBIT P8 : TRUE COPY OF THE WRITTEN COMPLAINT DATED 2-12-
2013.

RESPONDENT(S) ' EXHIBITS :-

EXT.R7(a) : TRUE COPY OF THE FIR AND FIS DATED 24.11.2013.

EXT.R7(b) : TRUE COPY OF THE FIR DATED 27.11.2013 IN CRIME
No.4244 OF 2013 OF ALUVA POLICE STATION ON THE FILES OF
JUDICIAL FIRST CLASS MAGISTRATE COURT-I, ALUVA.

EXT.R7(c) : TRUE COPY OF THE FIR DATED 27.11.2013 IN CRIME
No.4251 OF 2013 OF ALUVA POLICE STATION, ON THE FILES OF
JUDICIAL FIRST CLASS MAGISTRATE COURT-I, ALUVA.

EXT.R7(d) : TRUE COPY OF THE PETITION DATED 4.12.2013 FILED
BEFORE THE ALUVA SUPERINTENDENT OF POLICE BY CHOWWARA
KUTTAMMASSERRY KEEZHMADU PANCHAYAT POURASAMITHI.

EXT.R7(e) : TRUE COPY OF THE MASS PETITION FILED BY THE PEOPLE
OF THE LOCALITY BEFORE THE KEEZHMADU PANCHAYAT SECRETARY.

EXT.R7(f) : TRUE COPY OF THE REPRESENTATION FILED BY THE
KERALA JANAKEEYA VEDHI BEFORE THE SUPERINTENDENT OF POLICE,
ALUVA DATED 4.12.2013.

EXT.R7(g) : TRUE COPY OF THE REPRESENTATION FILED BY CHOWWARA
KUTTAMMASSERRY KEEZHMADU PANCHAYAT POURASAMITHI HAVING ITS
REGISTRATION NO.ER 146/2012 BEFORE THE SUB INSPECTOR OF
POLICE, ALUVA.

EXT.R7(h) : TRUE COPY OF THE REPRESENTATION DATED 2.11.2013
FILED BY CHOWWARA KUTTAMMASSERRY KEEZHMADU PANCHAYAT
POURASAMITHI BEFORE THE DEPUTY SUPERINTENDENT OF POLICE,
ALUVA.

WP(C).No. 28484 of 2013 (I)

EXT.R7(i) : TRUE COPY OF THE REPRESENTATION DATED 2.11.2013
FILED BY CHOWWARA KUTTAMMASSERRY KEEZHMA DU PANCHAYAT
POURASAMITHI BEFORE THE RURAL VANITHA CIRCLE INSPECTOR, ALUVA.

EXT.R7(j) : TRUE COPY OF THE RECEIPT OF PETITION No.135526/
2013 DATED 2.11.2013 ISSUED FROM VANITHA CELL (RURAL).

EXT.R7(k) : TRUE COPY OF THE RECEIPT OF PETITION No.135499 OF
2013 DATED 2.11.2013.

EXT.R7(l) : TRUE COPY OF THE PETITION FILED BY CHOWWARA
KUTTAMMASSERRY POURASAMITHI BEFORE THE VANITHA CIRCLE
INSPECTOR, ALUVA.

EXT.R9(a) : TRUE PHOTOCOPY OF THE FIR FILED BY THE POLICE IN
THE CRIME No.4215 OF 2013 OF ALUVA EAST POLICE STATION.

EXT.R9(b) : TRUE PHOTOCOPY OF THE FIR FILED BY THE POLICE IN
CONNECTION WITH CRIME No.4244/2013 OF ALUVA EAST POLICE
STATION.

EXT.R9(c) : TRUE PHOTOCOPY OF THE FIR REGISTERED BY THE POLICE
IN THE CRIME No.4251/2013 OF ALUVA EAST POLICE STATION.

EXT.R9(d) : TRUE PHOTOCOPY OF THE COMPLAINT SO LODGED BY THE
POWRA SAMITHI DATED 4.12.2013.

//TRUE COPY//

P.A. TO JUDGE

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

W.P.(C) No.28484 of 2013

Dated this the 20th day of November 2015

J U D G M E N T

Shaffique, J.

The petitioner has approached this Court seeking for police protection alleging threat from respondents 5 to 9. An interim order had already been passed by this Court on 4.12.2013.

2. Learned Government Pleader submits that after the interim order, no untoward incident has been reported.

Hence, we close the writ petition with liberty to the petitioner to approach the police, if there is any further cause of action.

**Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE**

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

Jvt/20.11.2015.