

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN

&

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

WEDNESDAY, THE 2ND DAY OF SEPTEMBER 2015/11TH BHADRA, 1937

WP(C).No. 26030 of 2015 (C)

PETITIONER(S) :

SUJENDRAN P.D AGED 52 YEARS
S/O.DAMODARAN, RESIDING AT PULLENPLAYIL HOUSE
PUZHAVATHU KARA, CHANGANACHERRY VILLAGE
CHANGANACHERRY TALUK, KOTTAYAM DISTRICT.

BY ADV. SRI.P.U.SHAILAJAN

RESPONDENT(S) :

1. DEPUTY SUPERINTENDENT OF POLICE
CHANGANACHERRY, CHANGANACHERRY POST, KOTTAYAM DISTRICT
686101.

2. STATION HOUSE OFFICER
CHANGANACHERRY POLICE STATION, CHANGANACHERRY POST
KOTTAYAM DISTRICT, 686101.

3. PADMINI, AGED 50 YEARS
S/O.LATE P.A.PUNNOOSE, RESIDING AT KARTHIKA HOUSE
PUZHAVATHU KARA, CHANGANACHERRY VILLAGE
CHANGANACHERRY TALUK, CHANGANACHERRY POST
KOTTAYAM DISTRICT-686101.

4. ANIL, AGED 50 YEARS
S/O.LATE P.A.PUNNOOSE, RESIDING AT KARTHIKA HOUSE
PUZHAVATHU KARA, CHANGANACHERRY VILLAGE
CHANGANACHERRY TALUK, CHANGANACHERRY POST
KOTTAYAM DISTRICT, 686101.

R1 TO R3 BY SR.GOVERNMENT PLEADER C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
02-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) .No. 26030 of 2015 (C)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT-P1: TRUE COPY OF THE PLAINT IN O.S.NO.347/2015 ON THE FILE OF
THE MUNSIFF'S COURT, CHANGANACHERRY DATED 17.8.2015.

RESPONDENT(S) ' EXHIBITS

NIL

/TRUE COPY/

PS TO JUDGE

vgs

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

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Dated this the 2nd day of September 2015

J U D G M E N T

Ashok Bhushan, CJ.

Heard the learned counsel for the petitioner and the learned Government Pleader.

2. This writ petition has been filed by the petitioner alleging police harassment. The petitioner claims to be the tenant of a premise, which belongs to the 3rd respondent. The petitioner's case is that an original suit has already been filed by the petitioner as O.S.No.347 of 2015 seeking for an injunction against forceful eviction, in which, notice has already been issued. The petitioner's allegation is that he is being called by the first respondent for vacating him from the house in question.

3. Learned Government Pleader on instructions would submit that on receipt of the complaint from the 3rd respondent, the petitioner was called over telephone only and after coming to know that an original suit was filed by the petitioner, which is pending, the complaint has been closed by the police authorities.

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In the above view of the matter, we do not see any case of police harassment in this writ petition. Accordingly, this writ petition is closed.

Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE

Sd/-
A.M. SHAFFIQUE
JUDGE

Jvt