

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 8TH DAY OF SEPTEMBER 2015/17TH BHADRA, 1937

WP(C).No. 26201 of 2015 (A)

PETITIONER(S) :

1. JAYASHREE L.,
AGED 34 YEARS, W/O.NIMESH RAVEENDRAN,
MANGALATH, SARADHI NAGAR - 37
TKMC P.O., KOLLAM.
2. NIMESH RAVEENDRAN
S/O.RAVEENDRAN, MANGALATH, SARADHI NAGAR - 37
TKMC P.O., KOLLAM.

**BY ADVS.SRI.PRATHEESH P.
SMT.S.SEETHA
SMT.RENY ANTO**

RESPONDENT(S) :

1. THE POLICE COMMISSIONER,
KOLLAM CITY, KOLLAM – 691 001.
2. THE CIRCLE INSPECTOR OF POLICE
ERAVIPURAM CIRCLE, KOLLAM – 691 011.
3. SUB INSPECTOR OF POLICE
KILIKOLLOOR POLICE STATION, KOLLAM – 691 004.
4. SIVAPRASAD @ MANIKUTTAN
AMBADY, KARIKKODU, KOLLAM – 691 005.
5. SUJATHAN
S/O. VASUDEVAN, VALIYAVEETIL THODIYIL
KILIKOLLOOR P.O., KOLLAM – 691 004.
6. SAJEEV
S/O.CHANDRAN PILLAI,
SAJITHA BHAVAN, KALLUMTHAZHAM P.O.,
KOLLAM, NOW RESIDING AT SIVACHAITHANYAM
IRATTAKULANGARA, KALLUMTHAZHAM, KOLLAM – 691 004.

7. SIVANKUTTY
KAILASAM, KALLUMTHAZHAM P.O.,
KOLLAM – 691 004.
8. SREEKANTAN
JITHU NIVASAM, KAPPIL P.O., EDAVA
THIRUVANANTHAPURAM – 695 311.
9. AMBIKA
W/O.SUMESH, VILAYIL HOUSE, MANCHADIMOODU
CHIRAYINKEEZHU P.O., THIRUVANANTHAPURAM – 695 304.
10. NAZEEMA
W/O.ALIYARUKUNJU, NAZEEMA MANZIL, ATTINKUZH
KAZHAKKOTTAM P.O., THIRUVANANTHAPURAM – 695581.
11. SUJI
S.S. BHAVAN, KOOTTIKKADA P.O.,
KOLLAM – 691 303.
12. HARIKRISHNAN
USHAS, KANNIMELCHERI, KAVANADU P.O.,
KOLLAM – 691003.

R1 TO R3 BY SR. GOVT. PLEADER SRI. P.I. DAVIS

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 08-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

Mn

...3/-

WP(C).No. 26201 of 2015 (A)

APPENDIX

PETITIONERS' EXHIBITS :

**EXT. P1: THE COPY OF THE COMPLAINT FILED BY THE PETITIONERS BEFORE
 THE 1ST RESPONDENT DATED 18.08.2015.**

EXT. P1(a): THE ENGLISH TRASLATION OF EXT. P1.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

ASHOK BHUSHAN, CJ

&

A.M.SHAFFIQUE, J.

W.P.C.No.26201 of 2015

Dated this the 8th day of September 2015

J U D G M E N T

Ashok Bhushan, CJ

Heard learned counsel for the petitioners and the learned Government Pleader. No notice is being issued to respondents 4 to 12 in view of the judgment being passed today.

2. Petitioners, by this writ petition, pray for a direction to respondents 1 to 3 to afford police protection to the life and property of the petitioners against the threat of respondents 4 to 12. Petitioners' case in the writ petition is that they are conducting a construction company in the name of M/s.Heritage Eco Friendly Constructions. It is further stated that petitioners have taken financial assistance from many private money lenders to complete the project, who are now threatening them by using hooligan activities.

3. The learned Government Pleader, after obtaining instructions, submits that private respondents had given money to the petitioners to complete the constructions which have not

been done. Now they are demanding money.

4. Petitioners have referred to complaints Exts.P1 and P2. In Ext.P1 it is alleged that they have been abused. In Ext.P2, petitioners' case is that they are threatened that they shall kidnap the 2nd petitioner.

5. From the facts on record, it does appear that there is some issue regarding financial transaction between the parties. Police authorities cannot interfere in such disputes which can be sorted out by a competent civil court. We only observe that if any offence is committed or there is any attempt to commit offence, it is always open for the petitioners to file necessary complaint before the police who shall look into the matter and take appropriate action, in accordance with law.

With the above observation, this writ petition is disposed of.

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

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

jsr

