

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

FRIDAY, THE 18TH DAY OF SEPTEMBER 2015/27TH BHADRA, 1937

WP(C).No. 28277 of 2015 (H)

PETITIONER :

SHEILA ALBY AGED 60 YEARS
W/O. ALBY FERNANDEZ, HOUSE NO. 39, VIDYA NAGAR
COCHIN UNIVERSITY P.O., PIN-682022.

BY ADVS.SRI.K.G.SARATHKUMAR
SRI.S.RAJKUMAR
SRI.CHRISTOPHER VALENTINE

RESPONDENTS :

1. THE SUB INSPECTOR OF POLICE
KALAMASSERRY POLICE STATION, KALAMASSERY, PIN-683104.
2. KUTTIKRISHNAN, AGED 80 YEARS
S/O. UNNI NAIR, HOUSE NO. 70, VIDYA NAGAR
COCHIN UNIVERSITY P.O., COCHIN-682022.
3. T.P.RADHAKRISHNAN
S/O. PADMANABHA PILLAI, HOUSE NO.66, VIDYA NAGAR
COCHIN UNIVERSITY P.O., COCHIN-682022.
4. MAHESH, AGED 35 YEARS
S/O. PRASAD, H.NO. 40, VIDYA NAGAR
COCHIN UNIVERSITY P.O., COCHIN-682022.
5. LEELA BAI, AGED 65 YEARS
D/O. SARASWATHY AMMA, HOUSE NO.40, VIDYA NAGAR
COCHIN UNIVERSITY P.O., COCHIN-682022.

R1 BY SR.GOVERNMENT PLEADER, SRI.C.R. SYAM KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
18-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 28277 of 2015 (H)

APPENDIX

PETITIONER'S EXHIBITS :

EXHIBIT P1 - TRUE COPY OF THE PETITION DATED 15-09-2015 SUBMITTED BY
PETITIONER BEFORE 1ST RESPONDENT.

RESPONDENTS' EXHIBITS :

NIL

/TRUE COPY/

PA TO JUDGE

Ashok Bhushan, C.J. & K. Vinod Chandran, J.

W.P.(C) No. 28277 OF 2015

Dated this the 18th day of September, 2015

JUDGMENT

Ashok Bhushan, C.J.

Heard learned counsel for the petitioner and learned Government Pleader.

2. This writ petition has been filed by the petitioner seeking police protection. Allegations have been made against the private respondents. Petitioner claims to have filed Ext.P1 complaint on 15.09.2015 to the Sub Inspector of Police. In the writ petition the petitioner has also pleaded that civil cases are pending between the parties.

3. Petitioner having filed complaint on 15.09.2015 and without even giving any breathing time to the police to look into the complaint, rushing to the Court cannot be approved. The civil cases, according to his own pleadings, being pending, the petitioner ought to have worked out his remedy in the civil case. We find that the petitioner is in a hurry and rushed to the Court, which cannot be approved. The Writ Petition is dismissed.

**Ashok Bhushan,
Chief Justice.**

**K. Vinod Chandran,
Judge.**