

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 9TH DAY OF DECEMBER 2015/18TH AGRAHAYANA, 1937

WP(C).No. 28668 of 2014 (G)

PETITIONER :

**PATRIC MARTIN
S/O. VINCENT MARTIN, AGED 83 YEARS,
RAJEENA HOUSE, 46, SAKTHI NAGAR,
KAVANADU P.O., KOLLAM.**

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

RESPONDENT(S) :

- 1. THE CITY POLICE COMMISSIONER
KOLLAM CITY-691 001.**
- 2. SUB INSPECTOR OF POLICE
ANCHALUMMOODU POLICE STATION,
KOLLAM-690 602.**
- 3. DEPUTY DIRECTOR OF PANCHAYATHS
DISTRICT PANCHAYATH OFFICE, AMRUTHAKULAM, THEVALLY
KOLLAM-691 013.**
- 4. AJITH , AGED 40 YEARS
WARD MEMBER, KUREEPUZHA DIVISION NO.19,
THRIKKADAVOOR, KOLLAM-691 601.**
- 5. STANSALOVEN NETTO
S/O. ALOSIOUS NETTO, THENGUVILA, PANAMUKKOM
KUREEPUZHA, KOLLAM-691 601.**
- 6. DASAN @ GEORGE , AGED 50 YEARS
KAYALVARATHU HOUSE, WARD NO.19, KUREEPUZHA
KOLLAM-691 601.**

**R1 TO R3 BY SR. GOVT. PLEADER SRI. C.R. SYAMKUMAR
R4 & R5 BY ADV. SRI.K.JAGADEESH
R6 BY ADV. SMT. V. RENJU**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09-12-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

Mn

...2/-

APPENDIX

PETITIONERS' EXHIBITS :

- EXT. P1 : THE PHOTOGRAPHS WHICH SHOW THE DAMAGES CAUSED TO THE PROPERTY OF THE PETITIONER FOR CREATING A NEW PATHWAY.
- EXT. P2 : COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DTD. 2.10.2014.
- EXT. P2(a): THE ENGLISH TRANSLATION OF EXT.P2.
- EXT. P3 : COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT DTD. 27.10.2014.

RESPONDENT(S)' EXHIBITS :

- EXT. R4(1) COPY OF THE REPORT DATED 217/2006 OF THE VILLAGE OFFICER, TRIKKADAVOOR.
- EXT. R4(2) COPY OF THE SAID COMPLAINT DATED 28-10-2014 SUBMITTED BY THE RESIDENTS OF JAYANTHI COLONY.
- EXT. R6(1) COPY OF INJUNCTION ORDER IN OS NO. 1221/2013 ON THE FILE OF THE MUNSIF COURT, KOLLAM.
- EXT. R6(2) COPY OF WRITTEN STATEMENT FILED BY THE 6TH RESPONDENT IN OS NO. 1221/2013 ON THE FILE OF MUNSIF COURT, KOLLAM.

//TRUE COPY//

P.A. TO JUDGE

Mn

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

W.P.(C) No.28668 of 2014

Dated this the 9th day of December 2015

J U D G M E N T

Shaffique, J.

This writ petition has been filed seeking for police protection alleging threat from respondents 4 to 6.

2. It is submitted by the learned counsel appearing for the private respondents that a civil suit is pending between the parties and the allegation of threat is absolutely baseless.

3. Learned Government Pleader submits that during the pendency of the writ petition, no untoward incident has been reported as alleged by the petitioner.

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**