

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 30TH DAY OF SEPTEMBER 2015/8TH ASWINA, 1937

WP(C).No. 29659 of 2015 (F)  
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PETITIONER(S) :  
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JOSEPH BENEDICT C.J., AGED 40 YEARS,  
S/O.LATE C.A.JOHN,  
CHETTIVELIKKAKATH HOUSE, 17/903,  
MUNDAMVELI P.O.682507,  
RAMESWARAM VILLAGE, KOCHI TALUK.

BY ADVS.SRI.A.X.VARGHESE  
SRI.A.V.JOJO

RESPONDENT(S) :  
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- 1.THE DIRECTOR GENERAL OF POLICE (LAW AND ORDER) ,  
THIRUVANANTHAPURAM-695001.
- 2.THE SUB INSPECTOR OF POLICE,  
THOPPUMPADY POLICE STATION, KOCHI-682005.
- 3.BASIL FERNANDEZ, H.NO.X/728,  
AMARAVATHY, KOCHI-682001.
- 4.C.F.JOSEPH, S/O.C.J.FRANCIS,  
CHETTIVELIKKAKATH HOUSE,  
MUNDAMVELI P.O., KOCHI-685207.

BY Sr.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
30-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 29659 of 2015 (F)

APPENDIX

PETITIONER'S EXHIBITS :-

EXT.P1 : TRUE COPY OF THE PLAINT IN O.S.45/2013 IN THE FILE OF  
MUNSIFF COURT, KOCHI.

EXT.P2 : TRUE COPY OF THE PETITION DATED 21.9.2015.

EXT.P2(a) : TRUE COPY OF THE ENGLISH TRANSLATION OF EXT.P2.

RESPONDENTS' EXHIBITS :-

NIL

//TRUE COPY//

P.A.TO JUDGE

ami/

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

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**W.P.(C)No.29659 of 2015**  
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**Dated this the 30<sup>th</sup> day of September, 2015.**

**J U D G M E N T**

SHAFFIQUE, J.

The petitioner has approached this Court seeking police protection. It is stated that certain civil disputes are pending between the petitioner and respondents 3 and 4 who are relatives of the petitioner. It is also stated that on 18.9.2015, an attempt was made by respondents 3 and 4 along with certain other persons, to trespass into the property of the petitioner and to construct a compound wall. When the police was called, they came and prevented such activities. Thereafter also, the petitioner received several threatening calls and under fear of life, he filed Ext.P2 complaint. Averring that no action is taken in the matter by the police, this writ petition is filed.

2. The learned Government Pleader on instruction submitted that based on Ext.P2 complaint, the parties were

summoned to the police station on 23.9.2015 and they were asked to maintain peace and not to involve in any illegal activities.

3. Having regard to the fact that the police has taken necessary action to prevent such illegal activities, we do not think a direction as sought for is required to be passed. However, we only observe that if there is any further complaint, the police shall maintain law and order situation.

This writ petition is closed with the above observation.

Sd/-  
**ASHOK BHUSHAN,**  
**CHIEF JUSTICE.**

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

ami/

//True copy//

P.A.to Judge