

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 7TH DAY OF OCTOBER 2015/15TH ASWINA, 1937

WP(C).No. 30456 of 2015 (F)

PETITIONER(S):

KUNHAMINA AGED 65 YEARS
W/O LATE MUHAMMAD, RESIDING AT KAKKUNNATH HOUSE
VATAKARA BEACH.P.O, KOZHIKODE, DISTRICT-673103

BY ADV. SRI. ZUBAIR PULIKKOOL

RESPONDENT(S):

1. POONJOLA ABDULLA
S/O KUNHAD, CUSTOMS ROAD, PO VATAKARA
KOZHIKODE-673 103
2. SAFATH ASSANKUTTY
S/O KUNHAD, CUSTOMS ROAD, PO VATAKARA
KOZHIKODE 673 103
3. THE SUB INSPECTOR OF POLICE
VATAKARA POLICE STATION, KOZHIKODE-673 11
4. THE CIRCLE INSPECTOR OF POLICE
VADAKARA, KOZHIKODE-673 101
5. THE SUPERINTENDENT OF POLICE (RURAL)
KOZHIKODE-673 001

R3-5 BY SR.GOVERNMENT PLEADER SRI. C.R. SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07-10-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 30456 of 2015 (F)

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1: TRUE COPY OF THE DEATH CERTIFICATE DATED 29/01/1999

EXT.P2: TRUE COPY OF THE ADHAR CARD DATED 9/12/2012

EXT.P3: TRUE COPY OF THE COMPLAINT DATED 22/9/2015 WITH TRANSLATED COPY.

RESPONDENT(S)' EXHIBITS

NIL

// TRUE COPY //

P.A. TO JUDGE

Sou.

ASHOK BHUSHAN, CJ & A.M.SHAFFIQUE, J

W.P(C). No. 30456 of 2015

Dated this the 7th day of October, 2015

JUDGMENT

Ashok Bhushan, CJ.

Heard learned counsel for the petitioner and learned Government Pleader. No notice is being issued to respondents 1 and 2 in view of the order which is being passed .

2. Petitioner, by this writ petition claims police protection. Case is that she is living in the family house. Her husband died in the year 1999. Allegations have been made against first and second respondents who are threatening the petitioner to vacate the house.

3. Learned Government Pleader submits that after receiving the complaint from the petitioner, police has visited the house, enquired and found that still petitioner is living in the house.

4. We are of the view that if so advised, the petitioner may obtain appropriate orders with regard to enjoyment of the house from the Civil Court. The Police is to intervene in the matter only in the event of any offence is committed or threatened. It shall be

open for the petitioner to file complaint and it will be looked into.

With this observation the writ petition is closed.

Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE

Sd/-
A.M.SHAFFIQUE,
JUDGE

sou.8/10/15

// True copy //