

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

MONDAY, THE 2ND DAY OF MARCH 2015/11TH PHALGUNA, 1936

WP(C).No.32061 of 2014 (G)

PETITIONER :

**SHANU.S AGED 22 YEARS,
SON OF SHRI.SHAJAHAN, PUNNACHIVILA VADAKKETHIL HOUSE
PADINJATTIN KIZHAKKE SOORANAD P.O., KUNNATHUR TALUK
KOLLAM DISTRICT - 690 522.**

BY ADV. SRI.N.ANILKUMAR

RESPONDENT(S):

- 1. DEPUTY INSPECTOR GENERAL OF POLICE
SOUTHERN RANGE, THIRUVANANTHAPURAM - 695 001.**
- 2. THE SUB INSPECTOR OF POLICE
PATHANAPURAM, KOLLAM DISTRICT - 689 695.**
- 3. THE DEPUTY INSPECTOR GENERAL OF POLICE
PUNALUR, KOLLAM DISTRICT - 691 305.**
- 4. THE DEPUTY INSPECTOR GENERAL OF POLICE
ADOOR, PATHANAMTHITTA DISTRICT - 689 645.**
- 5. SANTHOSH BETTY VARGHESE
CHERUKUNNAM, THENGAMOM P.O.
PATHANAMTHITTA DISTRICT - 690 522.**
- 6. NAJEEB
NAJEEB MANZIL, VAZHAPPARA MURI
KALANJOOR (NOW RESIDING AT SALIM MANZIL
ERATHU VADAKKU, PATAZHI P.O., KADUVA THODE
KOLLAM DISTRICT - 691 522.**
- 7. SAJAN C.KALLUVETEEL
KALLUVETEEL HOUSE, MANNADI P.O., KADAMBANAD
PATHANAMTHITTA DISTRICT - 691 530.**

8. SANAL
MUTHUKUZZHI VEEDU, VALLAMKODE, KALLIYOOR P.O.
NEYATTINKARA
THIRUVANANTHAPURAM DISTRICT - 695 042.
9. SUNIL KUMAR
S.S.HOUSE, NEELESWARAM, KOTTARAKKARA P.O.
KOLLAM DISTRICT - 691 506.

BY GOVERNMENT PLEADER SMT.HYMA.S

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
02-03-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

VS

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1 : TRUE COPY OF THE VOTERS I.D.CARD OF THE PETITIONER.
- EXHIBIT P2 : TRUE COPY OF THE REGISTRATION CERTIFICATE OF THE PETITIONER'S VEHICLE.
- EXHIBIT P3 : TRUE COPY OF THE GOODS CARRIAGE PERMIT OF THE PETITIONER'S VEHICLE.
- EXHIBIT P4 : TRUE COPY OF THE AGREEMENT 05/11/2013.
- EXHIBIT P5 : TRUE COPY OF THE COMPLAINT DATED 23/12/2013 FILED BEFORE PATHANAPURAM POLICE.
- EXHIBIT P6 : TRUE COPY OF THE COMPLAINT DATED 05/04/2014 FILED BEFORE THE DEPUTY SUPERINTENDENT OF POLICE, PUNALUR.
- EXHIBIT P7 : TRUE COPY OF THE AGREEMENT ENTERED ON 09/06/2014.
- EXHIBIT P8 : TRUE COPY OF THE COMPLAINT 27/08/2014 FILED BEFORE THE DEPUTY SUPERINTENDENT OF POLICE, ADOOR.
- EXHIBIT P9 : TRUE COPY OF THE ARBITRATION PROCEEDINGS DATED 12/09/2014.

RESPONDENT(S)' EXHIBITS

NIL

/TRUE COPY/

PA TO JUDGE

P.UBAID, J

W.P.C.No.32061 of 2014

Dated this the 2nd day of March, 2015

JUDGMENT

The prayer in this writ petition is for a writ of Mandamus directing investigation on a complaint made by the petitioner before the police. What is essentially sought is criminal action on Ext.P6 complaint. On a perusal of the complaint, I find that it doesn't disclose any definite offence. It is submitted that the offence alleged is misappropriation, but the complaint doesn't contain the essentials of such an offence. Now the learned Counsel for the petitioner seeks permission to withdraw the proceeding with liberty to file a proper complaint before the proper authority. This submission is accepted, and recorded.

Accordingly, this writ petition is dismissed as withdrawn.

Sd/-
P.UBAID
JUDGE

vs

VS