

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN

&

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

MONDAY, THE 26TH DAY OF OCTOBER 2015/4TH KARTHIKA, 1937

WP(C).No. 32359 of 2015 (T)

PETITIONER(S) :-

SIBU.P.SIMON, AGED 36 YEARS
S/O.SIMON, PUTHUSSERIL HOUSE, MARADU
ERNAKULAM, PIN - 682 304.

BY ADVS.SRI.B.R.MURALEEDHARAN
SRI.K.K.VINOD
SRI.K.V.SURESH

RESPONDENT(S) :-

1. STATION HOUSE OFFICER
CHERANELLOOR POLICE STATION, ERNAKULAM.
2. COMMISSIONER OF POLICE
OFFICE OF COMMISSIONER OF POLICE, ERNAKULAM
KOCHI - 682 011.
3. NIBIN FELIX, AGED 28 YEARS,
S/O.FELIX, KALATHTHIPARAMBIL HOUSE, CHERIAMTHURUTH
VARAPUZHA, N.PARAVOOR TALUK, ERNAKULAM DISTRICT.

R1 & R2 BY SR.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 26-10-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

jvt

WP(C) .No. 32359 of 2015 (T)

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXHIBIT P1. COPY OF THE COMPLAINT FILED BY THE 3RD RESPONDENT
BEFORE SUB INSPECTOR OF POLICE, KADAVANTHRA POLICE STATION.

EXHIBIT P1(a) . COPY OF THE ENGLISH TRANSLATION OF EXT.P1.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

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

W.P.(C) No.32359 of 2015

Dated this the 26th day of October 2015

J U D G M E N T

Shaffique, J.

The petitioner has approached this Court alleging harassment by police. It is stated that he was working as Manager in a finance firm, by name, IKF Ltd. During that period, the 3rd respondent had purchased a vehicle with the financial aid of the said company, which was later sold by him and in that connection the petitioner is being unnecessarily summoned by the police.

2. Learned Government Pleader on instructions would submit that based on the complaint given by the 3rd respondent, the petitioner was summoned for enquiry. It is alleged that the petitioner has intervened in the selling of the vehicle by the 3rd respondent. But, in the investigation, it was revealed that the 3rd respondent had entrusted the instalment amount to the petitioner, but he did not pay the same to the finance company. Though the petitioner did not appear before the police, the police had summoned him only for investigation in the said complaint.

-: 2 :-

3. Having regard to the fact that the petitioner was summoned for an enquiry into the complaint filed by the 3rd respondent, we do not find any case of police harassment in this case. The petitioner shall co-operate with the investigation.

Accordingly, this writ petition is dismissed.

Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE

Sd/-
A.M. SHAFFIQUE
JUDGE