

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

FRIDAY, THE 30TH DAY OF OCTOBER 2015/8TH KARTHIKA, 1937

WP(C).No. 32395 of 2015 (Y)

PETITIONERS :

1. MANUVEL @ MANIYAN AGED 72 YEARS
S/O.ARULAPAN NADAR, BINDHU MANDIRAM, POOZHICKUNNU
VENKADAMBU PO, KULATHOOR VIA
THIRUVANANTHAPURAM DISTRICT.
2. DEVADASAN AGED 59 YEARS
S/O.ARULAPAN NADAR, DAS COTTAGE, VENKADAMBU PO
KULATHOOR VIA, THIRUVANANTHAPURAM DISTRICT.
3. K.PALAYYAN AGED 50 YEARS
S/O.KUNJU NADAR, VETTUVILAKATTU VEEDU, VENKADAMBU PO
KULATHOOR VIA, THIRUVANANTHAPURAM DISTRICT.
4. YESUDASAN AGED 69 YEARS
S/O.ARULAPAN NADAR, Y.N.BHAVAN, VETTUVILAKATHU VEEDU
VENKADAMBU PO, KULATHOOR VIA
THIRUVANANTHAPURAM DISTRICT.
5. SATHYANESAN AGED 61 YEARS
S/O.ARULAPAN NADAR, SATTHYABHAVAN, VENKADAMBU PO
KULATHOOR VIA, THIRUVANANTHAPURAM DISTRICT.
6. SIMON AGED 53 YEARS
S/O.ARULAPAN NADAR, S.L.BHAVAN, VENKADAMBU PO
KULATHOOR VIA, THIRUVANANTHAPURAM DISTRICT.

BY ADVS.SRI.KRISHNADAS P. NAIR
SMT.K.L.SREEKALA
SRI.HARIDAS P.NAIR
SRI.M.A.VINOD
SRI.K.R.RAMESH
SMT.B.SABITHA (DESOM)

RESPONDENTS :

1. SUB INSPECTOR OF POLICE
POZHIYOOR POLICE STATION
THIRUVANANTHAPURAM DISTRICT - 695 513.

2. CIRCLE INSPECTOR OF POLICE,
NEYATTINKARA, THIRUVANANTHAPURAM DISTRICT - 695 121.
3. SUPERINTENDENT OF POLICE,
THIRUVANANTHAPURAM RURAL
THIRUVANANTHAPURAM DISTRICT - 695 001.
4. CHINNA RASSALAMMA @ VICTORIAL RESSALAMMA
W/O.GANESAN, THUNDAVILAKATHU PURAYIDOM
VENKADAMBU DESOM, KULATHOOR PAKUTHY, UCHAKKADA PO
NEYATTINKARA TALUK, THIRUVANANTHAPURAM DISTRICT - 695 121.

R1 TO R3 BY SR.GOVERNMENT PLEADER, SRI.C.R. SYAM KUMAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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APPENDIX

PETITIONERS' EXHIBITS :

EXT.P1 : THE TRUE COPY OF THE ORDER OF THIS HON'BLE COURT DT 28-7-2015
IN RSA. NO.1066/2013.

EXT.P2 : THE TRUE COPY OF THE COMPLAINT DT 16-10-2015 FILED BEFORE THE
3RD RESPONDENT.

RESPONDENTS' EXHIBITS :

NIL

/TRUE COPY/

PA TO JUDGE

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

W.P.(C) No. 32395 OF 2015

Dated this the 30th day of October, 2015

JUDGMENT

Ashok Bhushan, C.J.

Heard learned counsel for the petitioner and learned Government Pleader.

2. By this petition the petitioner has prayed for a direction to respondents 1 to 3 to provide adequate and effective protection to the petitioners and their property from the 4th respondent and to consider Ext.P2. Ext.P2 is a complaint where the petitioners' claim to be owners and in possession of 6.40 Ares of property having Survey No.255/37, 255/38 and 255/36 of Neyyattinkara Village, Thiruvananthapuram. The petitioner has also referred to RSA No.1066 of 2003 which is said to be dismissed on 28.07.2015. The complaint Ext.P2 does not disclose any incident or any offence on which police authorities have to be directed to take any measures.

3. We are of the view that in the event any offence is committed or there is attempt to commit offence, it shall be

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-:2:-

open for the petitioner to file appropriate complaint before the Police which shall be looked into and the needful be done.

With the above observation, the Writ Petition is closed.

**Ashok Bhushan,
Chief Justice.**

**A.M. Shaffique,
Judge.**

ttb/30/10