

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 25TH DAY OF NOVEMBER 2015/4TH AGRAHAYANA, 1937

WP(C).No. 34935 of 2015 (N)

PETITIONER :

**SHEELA V.,
CHANALKARA VEEDU,
POOMKULAM, VELLAYANI P.O.
THIRUVANANTHAPURAM DISTRICT.**

**BY ADVS.SRI.D.PEETHAMBARAN
SRI.B.S. PRASAD GANDHI
SMT.E.SHEENA**

RESPONDENT(S) :

- 1. STATE OF KERALA
REPRESENTED BY THE CHIEF SECRETARY
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001.**
- 2. THE COMMISSIONER OF POLICE
THIRUVANANTHAPURAM CITY,
THIRUVANANTHAPURAM-695 001.**
- 3. THE CIRCLE INSPECTOR OF POLICE
NEMOM POLICE STATION, NEMOM
THIRUVANANTHAPURAM-695 020.**
- 4. THE SUB INSPECTOR OF POLICE
THIRUVALLAM POLICE STATION, THIRUVALLAM
THIRUAVNANTHAPURAM-695 027.**
- 5. JOSEPH PIOUS,
AGED 53 YEARS, 5/55, ANUGRAHA, PTP NAGAR
VATTIYOORKAVU, THIRUVANANTHAPURAM, TC 5/1175(3)
KRISHNASREE THAMPURAN VEEDU, MITHRA NAGAR
THIRUMALA P.O., THIRUVANANTHAPURAM-695 006.**

6. YASODA , AGED 50 YEARS
W/O. SUKUNDAN PANICKER, ELAMKOM VILAKOM VEEDU
PALAPPOOR, VELLAYANI P.O., THIRUVANANTHAPURAM-695 522.
7. RAMYA , AGED 27 YEARS
D/O. SUKUNDAN PANICKER, ELAMKOM VILAKOM VEEDU
PALAPPOOR, VELLAYANI P.O., THIRUVANANTHAPURAM-695 522.
8. DHANYA, AGED 25 YEARS
D/O. SUKUNDAN PANICKER, ELAMKOM VILAKOM VEEDU
PALAPPOOR, VELLAYANI P.O., THIRUVANANTHAPURAM-695 522.

R1 TO R4 BY SR. GOVT. PLEADER SRI. C.R. SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

Mn

...3/-

WP(C).No. 34935 of 2015 (N)

APPENDIX

PETITIONERS' EXHIBITS :

**EXT. P1 : COPY OF COMPLAINT DTD.15.7.2015 SUBMITTED BY THE PETITIONER
BEFORE THE 2ND RESPONDENT.**

EXT. P1(a): TRUE ENGLISH TRANSLATION OF EXT.P1 DOCUMENT.

**EXT. P2 : COPY OF RECEIPT DTD.16.7.2015 ISSUED FROM THE OFFICE OF 2ND
RESPONDENT.**

EXT. P2(a): TRUE ENGLISH TRANSLATION OF EXT.P2 DOCUMENT.

**EXT. P3 : COPY OF COMPLAINT DTD.25.9.2015 SUBMITTED BY THE PETITIONER
BEFORE THE 2ND RESPONDENT WITH COPIES ENDORSED TO
RESPONDENTS 3 AND 4.**

EXT. P3(a): TRUE ENGLISH TRANSLATION OF EXT.P3 DOCUMENT.

**EXT. P4 : COPY OF RECEIPT DTD.26.9.2015 ISSUED FROM THE OFFICE OFFICE
OF 2ND RESPONDENT.**

EXT. P4(a): TRUE ENGLISH TRANSLATION OF EXT.P4 DOCUMENT.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

ASHOK BHUSHAN, CJ

&

A.M.SHAFFIQUE, J.

W.P.C.No.34935 of 2015

Dated this the 25th day of November 2015

J U D G M E N T

Shaffique, J

This writ petition has been filed seeking police protection. It is contended that she is working as a Nursing Assistant in Government Ayurveda Hospital, Thiruvananthapuram. 5th respondent is the father-in-law of the petitioner's elder daughter. It is alleged that the 5th respondent, who is working in the Government Secretariat, Thiruvananthapuram as Lift Operator, along with respondents 6 to 8, have threatened the petitioner and her family members. She also narrates an incident by which crime has been registered against the 5th respondent as Crime No.166/2013 of Poojappura police station. It is stated that the 5th respondent is unnecessarily harassing the petitioner and her family members and though complaints were filed before the police seeking assistance, no action has been taken in the matter and hence the petitioner has approached this Court.

2. The learned Government Pleader, on instructions, would submit that on the basis of the complaint given by the petitioner, the 5th respondent was summoned to the police station and was asked not to create any nuisance or threat to the life of the petitioner and her family members. He was also warned not to go to the petitioner's residence as well.

3. Having regard to the fact that the police had already taken action in the matter, we do not think that any direction, as sought for, can be granted. We only observe that if any offence is committed or there is any attempt to commit offence, it is always open for the petitioner to file necessary complaint before the police, who shall look into the matter and take appropriate action, in accordance with law.

With the above observation, this writ petition is closed.

(sd/-)
(ASHOK BHUSHAN, CHIEF JUSTICE)
(sd/-)
(A.M.SHAFFIQUE, JUDGE)

True Copy

PA to Judge

jsr/25/11/2015