

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

THURSDAY, THE 3RD DAY OF DECEMBER 2015/12TH AGRAHAYANA, 1937

WP(C).No. 36679 of 2015 (H)

PETITIONER(S):

1. VALSAMMA AJAYAKUMAR AGED 50 YEARS
W/O. AJAYAKUMAR, PERMANENT RES. ADD:- B-20/C
JOSHI COLONY, I.P. EXTN., PATPAR GANJ
DELHI 1100092, KERALA ADD:- VIJAYASADANAM, NORTH ARYAD
THAMPAKACHUVADU PO, MANACHERY PANCHAYAT, WARD NO. XI
LAND MARK BEHIND HARIJAN COOP SOCIETY/ NEAR NSS BUILDING
ALAPPUZHA DIST., KERALA.
2. AJAYAKUMAR AGED 55 YEARS
S/O. THANKAPPAN PILLAI, PERMANENT RES. ADD:- B-20/C
JOSHI COLONY, I.P. EXTN., PATPAR GANJ
DELHI 1100092, KERALA ADD:- VIJAYASADANAM, NORTH ARYAD
THAMPAKACHUVADU PO, MANACHERY PANCHAYAT, WARD NO. XI
LAND MARK BEHIND HARIJAN COOP SOCIETY/ NEAR NSS BUILDING
ALAPPUZHA DIST., KERALA.

BY ADV. SRI. S. SHAJAHAN (ADOOR)

RESPONDENT(S):

1. SUPERINTENDENT OF POLICE
ALAPPUZHA 688 502
2. SUB INSPECTOR OF POLICE
MANNANCHERY POLICE STATION, CHERTHALA
ALAPPUZHA 688 538.
3. RAMESHAN
S/O. LATE VELAYUDHAN, VADAKKEVELIKAKATHU, MANNAMCHERY
CHERTHALA, ALAPPUZHA DISTRICT, KERALA 688 538.
4. SUGUNANDAN, S/O. LATE CHELLAPPAN
VADAKKEVELIKAKATHU, MANNAMCHERY CHERTHALA
ALAPPUZHA DISTRICT, KERALA 688 538.
5. RAJSSEKHARAN, AGED 43 YEARS,
S/O. LATE VELAYUDHAN, VADAKKEVELIKAKATHU,
MANNANCHERY CHERTHALA, ALAPPUZHA, KERALA - 688 538

R1 & 2 BY SR. GOVERNMENT PLEADER SRI. C.R. SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
03-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 36679 of 2015 (H)

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1- TRUE COPY OF THE REPRESENTATION BEFORE THE SECOND RESPONDENT DATED
29.10.2015

EXT.P2- TRUE COPY OF THE POSTAL RECEIPT DATED 29.10.2015

EXT.P3- A TRUE COPY OF THE REPRESENTATION BEFORE TEH FIRST RESPONDENT DATED
29.10.2015

EXT.P4- TRUE COPY OF THE POSTAL RECEIPT DATED 29.10.2015

RESPONDENT(S)' EXHIBITS

NIL

// TRUE COPY //

P.A. TO JUDGE

sou.

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

W.P(C). No. 36679 of 2015

Dated this the 3rd day of December, 2015

JUDGMENT

Shaffique, J

Petitioners have approached this court seeking police protection alleging that respondents 3 and 4 are obstructing construction of compound wall in their property.

2. According to the petitioners, they claimed that the pathway is much wider than that is shown in the documents and the title deed of the petitioner. Private complaint is also filed before the First Class Magistrate.

3. After hearing learned counsel for the petitioner and perusal of records, we do not think that this is a case where a direction can be issued to the police to interfere in the matter. If there is any boundary dispute, the remedy of the petitioner is to approach the civil court and obtain appropriate orders. Reserving the said liberty, the writ petition is dismissed.

Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE

Sd/-
A.M.SHAFFIQUE,
JUDGE