

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 10TH DAY OF DECEMBER 2015/19TH AGRAHAYANA, 1937

WP(C).No. 36875 of 2015 (H)

PETITIONER :

JULIET BERNABAZ,
D/O.SERAPHINE BERNABAZ, CHEKKALAVILAKOM VEEDU
CHERUNIYOOR P.O., CHERUNIYOOR VILLAGE, VARKALA
THIRUVANANTHAPURAM DISTRICT.

BY ADVS.SRI.B.MOHANLAL
SRI.A.SANIL KUMAR

RESPONDENTS :

1. THE STATE POLICE CHIEF
POLICE HEADQUARTERS, VAZHUTHACAUD P.O.
THIRUVANANTHAPURAM-695 012.
2. THE DISTRICT POLICE CHIEF
THIRUVANANTHAPURAM RURAL, KOWDIYAR P.O.
THIRUVANANTHAPURAM-695 003.
3. THE CIRCLE INSPECTOR OF POLICE
VARKALA P.O., THIRUVANANTHAPURAM-695 141.
4. THE STATION HOUSE OFFICER
VARKALA POLICE STATION, VARKALA P.O.
THIRUVANANTHAPURAM-695 141.
5. JACQUILINE
D/O.ILLIN VIRANDHA, NEDIYAVILA (MAVILA VEEDU)
CHERUNIYOOR P.O., VARKALA, THIRUVANANTHAPURAM-695 142.
6. MARYDAS
S/O.PATHROSE, NEDIYAVILA (MAVILA VEEDU)
CHERUNIYOOR P.O., VARKALA, THIRUVANANTHAPURAM-695 142.
7. GEETHU
D/O.JACQUILINE, NEDIYAVILA (MAVILA VEEDU)
CHERUNIYOOR P.O., VARKALA, THIRUVANANTHAPURAM-695 142.

8. YESUDAS
NEDIYAVILA (MAVILA VEEDU), CHERUNIYOOR P.O., VARKALA
THIRUVANANTHAPURAM-695 142.
9. SHEEBA YESUDAS
NEDIYAVILA (MAVILA VEEDU), CHERUNIYOOR P.O., VARKALA
THIRUVANANTHAPURAM-695 142.
10. SIMI
D/O.SHEEBA, NEDIYAVILA (MAVILA VEEDU)
CHERUNIYOOR P.O., VARKALA, THIRUVANANTHAPURAM-695 142.

R1 TO R4 BY SR.GOVERNMENT PLEADER, SRI.C.R. SYAM KUMAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 36875 of 2015 (H)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 : THE TRUE COPY OF THE TAX RECEIPT REMITTED BY THE PETITIONER FOR THE YEAR 2015-16 AND ITS ENGLISH TRANSLATION.

EXT.P2 : THE TRUE COPY OF THE FIR IN CRIME NO.26/2012 OF VARKALA POLICE STATION AND ITS ENGLISH TRANSLATION.

EXT.P3 : THE TRUE COPY OF THE FIR IN CRIME NO.905/2013 OF VARKALA POLICE STATION AND ITS ENGLISH TRANSLATION.

EXT.P4 : THE TRUE COPY OF THE JUDGMENT IN OS NO.33/2012 DATED 23/9/2014 OF THE MUNISFF COURT, VARKALA.

EXT.P5 : THE TRUE COPY OF THE FIR IN CRIME NO.2070/2015 OF VARKALA POLICE STATION AND ITS ENGLISH TRANSLATION.

EXT.P6 : THE TRUE COPY OF THE DISCHARGE SUMMARY OBTAINED FROM TALUK HEADQUARTERS HOSPITAL, VARKALA.

EXT.P7 : THE TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE RESPONDENTS 2-4 AND OTHER ON 27/11/2015 POSTAL RECEIPTS AND ITS ENGLISH TRANSLATION

RESPONDENTS' EXHIBITS :

NIL

/TRUE COPY/

PA TO JUDGE

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

W.P.(C) No. 36875 OF 2015

Dated this the 10th day of December, 2015

JUDGMENT

Ashok Bhushan, C.J.

Heard learned counsel for the petitioner and learned Government Pleader. No notice is being issued to respondent Nos.5 to 10, in view of the order which is being passed.

2. Petitioner has filed this writ petition seeking police protection against private respondents. Petitioner's case is that the respondents are petitioner's neighbours and there has been continuous threat from them. Crime No.26/2012 has been registered against the respondents and crime Nos.905/2013 and 2070 of 2015 were also registered. It is submitted that in spite of registration of crimes, threat is continuing.

3. Learned Government Pleader submits that complaints are being received from both the parties time and again. Learned Government Pleader also submits that police shall keep a vigil on the activities of both the petitioner and respondents.

4. We only observe that in the event any complaint is received from the petitioner regarding commission of offence or attempt to commit offence, appropriate measures shall be taken by the 4th respondent.

With the above observation, the Writ Petition is closed.

**Ashok Bhushan,
Chief Justice.**

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