

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

TUESDAY, THE 22ND DAY OF DECEMBER 2015/1ST POUSHA, 1937

WP(C).No. 38512 of 2015 (L)  
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PETITIONER :  
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NASAR.K. AGED 43 YEARS  
S/O.KAREEM, CHAPPAN HOUSE, NERUVAMBRAM  
PAZHAYANGADI P.O., EZHOME AMSOM, TALIPARAMBA TALUK  
KANNUR DISTRICT - 670 334.

BY ADVS.SRI.V.A.SATHEESH  
SRI.V.T.MADHAVANUNNI

RESPONDENTS/RESPONDENTS :  
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1. STATE OF KERALA  
REPRESENTED BY THE SECRETARY TO DEPARTMENT OF HOME  
SECRETARIAT, THIRUVANANTHAPURAM - 695 001.
2. SUB INSPECTOR OF POLICE  
PAZHAYANGADI POLICE STATION, PAZHAYANGADI P.O.  
KANNUR DISTRICT - 670 301.
3. CIRCLE INSPECTOR OF POLICE  
TALIPARAMBA POLICE STATION, TALIPARAMBA P.O.  
KANNUR DISTRICT - 670 141.
4. DISTRICT POLICE CHIEF  
KANNUR DISTRICT, CIVIL STATION, KANNUR - 670 002.
5. P.V.HYDER ALI, AGED 50 YEARS  
S/O.KHALID, PALLI VALAPPIL HOUSE, PODITHADAM ROAD  
NERUVAMBRAM, PAZHAYANGADI P.O.  
KANNUR DISTRICT-670 301.
6. ABDUL RASHEED S.V., AGED 54 YEARS  
S/O.ISMAIL, KIDANGINAKATH HOUSE, ERIPURAM  
ADUTHILA, PAZHAYANGADI P.O.  
KANNUR DISTRICT - 670 301.

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7. SUDHAJ A., AGED 25 YEARS  
S/O.DAMODARAN, CHENGAL THADAM, EZHOME P.O.  
EZHOME AMSOM, KANNUR DISTRICT - 670 334.

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

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
22-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 38512 of 2015 (L)

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APPENDIX

PETITIONER'S EXHIBITS :

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EXHIBIT P1. TRUE COPY OF THE FIR IN CRIME NO.275/2015 OF PAZHAYANGADI  
POLICE STATION, KANNUR DISTRICT WITH ENGLISH TRANSLATION.

EXHIBIT P2. TRUE COPY OF THE PETITION SUBMITTED BY THE PETITIONER BEFORE  
THE 2ND RESPONDENT DATED 10.12.2015 WITH ENGLISH  
TRANSLATION.

RESPONDENTS' EXHIBITS :

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NIL

/TRUE COPY/

PA TO JUDGE

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

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W.P.(C) No. 38512 OF 2015  
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Dated this the 22<sup>nd</sup> day of December, 2015

**JUDGMENT**

**Ashok Bhushan, C.J.**

Heard learned counsel for the petitioner and learned Government Pleader.

2. This writ petition has been filed seeking direction to respondents 1 to 4 to give protection to the life of the petitioner. Petitioner's case in the writ petition is that petitioner's wife is conducting some religious chanting and there is a prayer hall annexed to the house of the petitioner. It is submitted that respondents 5 to 7 are objecting the prayers and some persons have trespassed into the courtyard of the petitioner.

3. Learned Government Pleader after obtaining instructions submits that there is no permission for the petitioner to conduct prayers in a hall and objections have been raised by the locals. Earlier, petitioner was called to the police station and the activities were stopped. Now they have resumed the activities and objections are said to be raised by the people of the locality.

4. In view of the facts of the present case we are of the view that this is not a fit case to issue any direction for police protection. We only observe that in the event any offence is committed or attempted to commit offence, it shall be open for the petitioner to file a complaint before the Police.

With the above observation the Writ Petition is closed.

**Ashok Bhushan,  
Chief Justice.**

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