

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

MONDAY, THE 21ST DAY OF DECEMBER 2015/30TH AGRAHAYANA, 1937

WP(C).No. 39003 of 2015 (A)

PETITIONER(S) :-

PHILOMINA WILLIAMS, AGED 65 YEARS,
W/O.WILLIAMS, KOLATHINGAL HOUSE,
VAKAYIL ROAD, P.O.CHIYYARAM, THRISSUR - 680 026.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENT(S) :-

1. THE STATE OF KERALA, REP. BY THE SECRETARY TO
THE GOVERNMENT, HOME DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001.
2. THE DISTRICT POLICE COMMISSIONER, THRISSUR - 680 001.
3. THE SUB INSPECTOR POLICE, VIYOOR POLICE STATION,
THRISSUR DISTRICT - 680 001.
4. SEBI, S/O.RAPHEAL C.R., CHITILAPILLY HOUSE,
VILLADAM P.O., R V PURAM, THRISSUR - 680 631.
5. SIMSON, S/O.OUSEPH, KOLLANUR HOUSE,
HILLS NAGAR, CHOTTUPURA, THIROOR,
M.G.KAVU, THRISSUR - 680 001.
6. JAYAN, S/O.KARUNAKARAN, CHETTAKULAM HOUSE,
PONANAMKADU, KURICHIKARA P.O., THRISSUR - 680 028.
7. MANIKUTTAN, KOLENCHERRY HOUSE,
MATTAMPURAM P.O., KURICHIKARA, THRISSUR - 680 028.
8. SAJEEV, CHOONDAL HOUSE, PUTHIYAPALAM,
OPPOSITE ALIAS MEDICALS, VILLADOM P.O.,
R V PURAM, THRISSUR - 680 001.
9. KALESH, S/O.SUKUMARAN, PALLIPURATHU HOUSE,
KOLAZHY P.O., THRISSUR - 680 010.

R1 TO R3 BY SR.GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
21-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS :-

EXT.P1 :- A TRUE COPY OF THE AGREEMENT DATED 26.7.2014 WITH ITS TRANSLATION.

EXT.P2 :- A TRUE COPY OF THE SETTLEMENT MEMORANDUM EXECUTED DATED 2.5.2015 WITH THE TRANSLATION.

EXT.P3 :- A TRUE COPY OF THE LETTER OF THE SECRETARY OF THE DISTRICT LABOR OFFICER, THRISSUR DATED NIL WITH TRANSLATION.

EXT.P4 :- A TRUE COPY OF THE COMPLAINT FROM THE PETITIONER DATED 16.6.2015 WITH TRANSLATION.

EXT.P5 :- A TRUE COPY OF THE COMPLAINT WHICH THE PETITIONER LODGED WITH THE SECOND RESPONDENT DATED 26.6.2015 WITH THE TRANSLATION.

EXT.P6 :- A TRUE COPY OF THE RECEIPT ISSUED BY THE SECOND RESPONDENT WITH TRANSLATION DATED 27.6.2015.

EXT.P7 :- A TRUE COPY OF THE COMPLAINT OF THE PETITIONER WITH THE TRANSLATION DATED 16.7.2015.

EXT.P8 :- A TRUE COPY OF THE ORDER PASSED BY THIS HON'BLE COURT IN WP(C) No.26366 OF 2015 DATED 1.9.2015.

EXT.P9 :- A TRUE COPY OF THE ORDER PASSED IN WP(C)No.37169 OF 2015 DATED 8.12.2015.

RESPONDENT'S EXHIBITS :- NIL.

//TRUE COPY//

P.A. TO JUDGE

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

W.P.(C) No.39003 of 2015

Dated this the 21st day of December 2015

J U D G M E N T

Shaffique, J.

The petitioner has approached this Court seeking for police protection alleging that respondents 4 to 9 are sitting in front of her office and conducting strike and demonstration by using loudspeaker and other devices, by which, substantial nuisance is being caused and the functioning of the office is being prevented.

2. We do not think that this Court should interfere in a matter, where some agitation is being done by respondents 4 to 9. The police can interfere only if there is any physical obstruction caused to the free ingress and egress to the office of the petitioner.

Under such circumstances, we dispose of the writ petition directing the 3rd respondent to ensure maintenance of law and order and also to ensure free ingress and egress to the petitioner's office premises.

**Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE**

**Sd/-
A.M. SHAFFIQUE
JUDGE**