



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Twenty Fourth day of November Two Thousand Fifteen

PRESENT

WEB COPY

The Hon`ble Mr.Justice S.VAIDYANATHAN

MP(MD)SR.No.31806 of 2015
in
CRL OP(MD) No.15529 of 2015

A.NAGARAJAN

...Petitioner/3rd Party
in MP(MD).SR.31806/2015

VS

1 M/S. INDUS TOWERS LTD.,
HAVING MITS OFFICE AT NO.5 (NP),
ESPEE IT PARK, 5TH FLOOR,
JAWAHARLAL NEHRU ROAD,
EKKATTUTHANGAL CHENNAI-97,
REP. BY ITS LEGAL MANAGAR, D. HARIKRISHNAN

...1st Respondent/Petitioner

2 THE INSPECTOR OF POLICE,
PALLATHUR POLICE STATION, KARAIKUDI TALUK,
SIVAGANGAI DISTRICT.

3 THE DEPUTY SUPERINTENDENT OF POLICE,
KARAIKUDI TALUK, SIVAGANGAI DISTRICT.

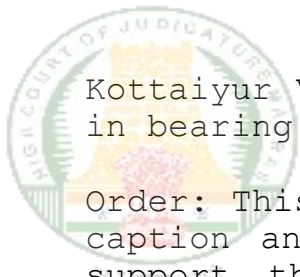
4 THE SUPERINTENDENT OF POLICE,
DISTRICT POLICE OFFICE, SIVAGANGAI DISTRICT.

... RESPONDENTS 2 to 4/RESPONDENTS 1 TO 3
in MP(MD).SR.31806/2015

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to recall the order dated 12.08.2015 passed in Crl.O.P(MD).No.15529 of 2015.

Prayer in CRL OP(MD). 15529/ 2015 :

Criminal Original Petition filed under Section 482 to direct the respondents herein to provide the effective Police protection to the petitioners company to erect the cell phone tower and to install all the telecommunication electrical & electronic equipments and its maintenance on the said BTS transmission Tower at Sivagangai District Karaikudi Taluk, in Kottaiyur Town Panchayat in



Kottaiyur Village in Hospital Veethi in Patta No.9 in Survey No.288 in bearing Door no.10/2/142 and thus render justice.

Order: This petition coming on for hearing under the maintainability caption and upon hearing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.AL.Kannan Advocate for the petitioner, the Court made the following orders:-

A perusal of Paragraph No.4 of the order passed in Crl.O.P(MD). No.15529 of 2015 would go to show that this Court has not passed any order granting Police Protection, but only directed the respondents to consider the representation of the petitioner dated 05.08.2015. Therefore, the question of recalling the order does not arise.

2.Hence, the Miscellaneous Petition at the SR stage is dismissed as not maintainable.

Sd/-
Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar

TO

1 THE INSPECTOR OF POLICE
PALLATHUR POLICE STATION, KARAIKUDI TALUK,
SIVAGANGAI DISTRICT.

2 THE DEPUTY SUPERINTENDENT OF POLICE,
KARAIKUDI TALUK, SIVAGANGAI DISTRICT.

3 THE SUPERINTENDENT OF POLICE
DISTRICT POLICE OFFICE, SIVAGANGAI DISTRICT.

Copy To:

The Section Officer, Criminal Section,
Madurai Bench of Madras High Court, Madurai

ORDER
IN
MP(MD).SR.31806 of 2015
IN
CRL OP(MD) No.15529 of 2015
Date :24/11/2015

AA/NGM-SS/28.12.2015/2p-5c