

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.01.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH
Crl.O.P.No.1865 of 2016

M/s.Reliance Jio Infocomm Limited,
Having its Circle Office at
A1 Tower, 8th Floor,
89-90, Dr.Radhakrishnan Salai,
Malpore Chennai - 600 004.
Rep. By its Legal Manager D.Kalaimani. Petitioner

Vs

The Inspector of Police,
Kuniyamuthur Police Station,
Coimbatore District. Respondent

Criminal Original Petition filed under Section 482
Cr.P.C. seeking a direction to the respondent herein to
provide police protection to the petitioner's company to
erect the Transmission Tower at S.No.13/4A. Kuniyamuthur
Village, Coimbatore.

For Petitioner : Mr.R.G.Shankar Ganesh

For Respondent : Mr.C.Emalias,
Additional Public Prosecutor.

O R D E R

The present criminal original petition has been filed
seeking a direction to the respondent to provide police
protection to the petitioner's company to erect the
Transmission Tower at S.No.13/4A. Kuniyamuthur Village,
Coimbatore.

2. The petitioner company in order to erect the cell
phone towers has entered into a registered lease agreement
with one Palraj for a period of twenty years. In order to
erect the cell phone towers in the respective places
necessary permission from the local body is not necessary
as the Government of Tamil Nadu has granted exemption to
all the Telecom Companies to install mobile phone towers.
Based on the registered lease agreement, the company
officials and other allied staffs visited the place on
20.01.2016 for the purpose of carrying out the work of

erecting the tower. At that point of time, some persons residing nearby the property came to that place and started to cause hindrance to the petitioner from carrying out the construction work. Hence, the company officials were constrained to lodge a complaint on 20.01.2016 and C.S.R.No.27 of 2016 has also been issued by the respondent police. Thereafter, no action was taken to provide police protection. Hence, the petitioner has filed the present criminal original petition.

3. I have heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent.

4. Considering the submissions made on either side, this Court directs the petitioner to give a representation to the respondent along with the copy of this order within a period of one week from the date of receipt of a copy of this order, and on receipt of the same, the respondent is directed to consider the said representation and pass appropriate orders with regard to providing of police protection to enable the petitioner to erect the Transmission Tower at S.No.13/4A. Kuniyamuthur Village, Coimbatore.

5. This criminal original petition is disposed of accordingly.

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

vsm

To

1.The Inspector of Police,
Kuniyamuthur Police Station,
Coimbatore District.

2.The Public Prosecutor,
High Court, Madras.

1 cc to Mr.R.G. Shankar Ganesh, Advocate, Sr. 6284

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