

THE HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION NO. 24845 of 2017

ORDER :

Heard both sides. With the consent of both parties the writ petition is disposed of at the admission stage.

2. The present writ petition came to be filed seeking issuance of writ of mandamus declaring the action of the second respondent in interfering with the personal life and liberty of the petitioners, as illegal and arbitrary.

3. The grievance of the petitioners is that there were some matrimonial disputes between the first petitioner and unofficial respondent, which lead to lodging of a report by the unofficial respondent against the petitioners. The case of the petitioners is that pursuant to the report lodged against them, respondent-police started calling the petitioners to the police station and interfering with the disputes between the petitioners and unofficial respondent, without there being any crime registered against them. Hence the present writ petition.

4. Though various grounds are raised, learned counsel for the petitioners mainly submits that the respondent police may be directed not to interfere with the marital disputes between the parties and not to call the petitioners to the police station, without following due process of law.

5. Learned Government Pleader, while denying the allegations made in the writ affidavit, submits that any action taken against the parties shall be in accordance with law.

6. Without going into merits of the case and having regard to the submissions made, the Writ Petition is disposed of directing the respondent police not to interfere with the personal life and liberty of the petitioners or any matrimonial disputes pending between the parties and not to call the petitioners to the police station, without following due process of law. However, if the respondent police intend to take any action against the parties and if any crime is registered against the parties, the respondent police shall take steps in accordance with law.

No costs.

Consequently, miscellaneous petitions, if any pending, shall stand closed.

27.07.2017
vhb



JUSTICE C. PRAVEEN KUMAR