

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.08.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

Crl.O.P.No.20237 of 2018

S.Rathinavelusamy ... Petitioner

Vs

1.The State of Tamil Nadu,
Through the Inspector of Police,
Madukkarai Police Station,
Coimbatore District.

2.S.Dharmalingam ... Respondents

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the 1st respondent to give police protection for the petitioner to carry on with his quarrying and bitumen business in his property in order to implement the orders in I.A.No.1405/15 & I.A.No.686/16 in O.S.No.1493 of 2015 on the file of the Principal Subordinate Court, Coimbatore.

For Petitioner : Mr.K.R.Sankaran
For 1st Respondent : Mr.C.Raghavan, GA

ORDER

This Criminal Original Petition has been filed to direct the 1st respondent to give police protection for the petitioner.

2.Heard the learned counsel appearing for the petitioner and the learned Government Advocate appearing for the 1st respondent.

3.It appears that there is a suit is pending between the petitioner and the 2nd respondent in O.S.No.1493 of 2015 on the file of the Principal Subordinate Court, Coimbatore, in which, an interim injunction has been granted in favour of the petitioner. Hence, the petitioner is before this Court seeking police protection for implementing the order of interim injunction. In Sri La Sri Siva Subramanyananda Swamy Vs Sri La Sri Arunachalaswamy [1993(1) MLJ 274], a Division Bench of this Court has held that the civil Court can itself

grant such police protection and therefore, liberty is given to the petitioner to approach the civil Court and seek police protection based on the aforesaid judgment.

With the above direction, this petition is closed.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

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

2.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.G.Karthikeyan, Advocate SR.NO.52326

+1cc to MR.K.S.Karthik Raja, Advocate SR.NO.56683

MR(CO)

sm:30.8.2018

Cr1.O.P.No.20237 of 2018

सत्यमेव जयते

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