

HON'BLE SRI JUSTICE P. KESHA RAO

WRIT PETITION No.13105 of 2013

ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader appearing for respondent Nos.1 and 3.

The prayer sought in the writ petition is as under:

“... to issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the 1st respondent in not considering the representations dated 28.11.2012 and 22.03.2013 requesting to provide protection to the petitioner and the educational institutions being managed by the society as arbitrary, illegal and violative of Article 21 of the Constitution of India.”

The main grievance of the petitioner is that the 2nd respondent with an ulterior motive to misappropriate the funds of the society was making efforts to gain control over the society. The 2nd respondent also threatened the petitioner with dire consequences for coming in her way. In the earlier round of litigation in W.P.No.23303 of 2010, this Court directed the authorities to consider the representation of the petitioner and pass appropriate order by orders dated 05.10.2010. Pursuant to the said orders, the petitioner submitted a representation on 18.11.2012 to provide two police constables for his protection.

During the course of arguments, the learned Government Pleader placed on record the written instructions dated 26.06.2015 issued by the Sub-Inspector of Police, Tirupathi West Police Station, Tirupathi, wherein it is stated

that the 2nd respondent died in the month of March, 2015 and therefore, the question of protection does not arise.

Having heard both the counsel and from a perusal of the material on record, the apprehension of the petitioner is that the 2nd respondent was bent upon to cause loss to the person and his property. When the 2nd respondent died in the month of March, 2015, there is no hesitation to hold that there is any justification for apprehension of the petitioner. Therefore, this Court is of the opinion that no further orders are required in the writ petition.

Accordingly, the writ petition is closed. No costs.

Miscellaneous petitions, if any, shall also stand closed.

Date: 27.11.2018.
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P. KESHA RAO, J

