

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.08.2019

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Cr1.O.P.No.22680 of 2019

Parvathamma @ Parvathy

... Petitioner

Vs.

1.The State represented by

The Superintendent of Police,  
Krishnagiri,  
Krishnagiri District.

2.Additional Superintendent of Police,  
Hosur,  
Krishnagiri District.

3.The Inspector of Police,  
Sipcot Police Station,  
Hosur,  
Krishnagiri District.

4.Ambuja

5.Thimmaraya Reddy

....Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to provide police protection to the petitioner and her family and her property based on complaint dated 03.03.2018.

For Petitioner : Mr.K.Thiruvengadam

For R1 to R3 : Mr.M.Mohamed Riyaz,

Additional Public Prosecutor

O R D E R

This petition has been filed to seeking for a police protection to the petitioner and her family members and for the property belonging to the petitioner.

2.It is seen from records that there is already a suit pending between the parties in O.S.No.258 of 2017 before the Subordinate Court, Hosur.

3.The learned counsel for the petitioner submitted that inspite of an interim injunction granted in favour of the

petitioner, the counter party is violating the interim order and is causing threat to the petitioner and her property.

4.In a case of this nature, it would be better if the petitioner approaches the same Civil Court and seek for an appropriate remedy for both violation of the interim order granted by the Court as well as for police protection. Wide powers are vested with the Civil Court to deal with the issue and the Civil Court will also have the entire materials placed before it. This Court is not willing to exercise its jurisdiction under Section 482 of Cr.P.C parallelly.

5.In the result, this Criminal Original Petition is disposed by giving liberty to the petitioner to work out her remedy before the Civil Court in which O.S.No.258 of 2017 is pending.

Sd/-

Assistant Registrar (CS-VIII)

//True Copy//

Sub Assistant Registrar

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To

1.The State represented by  
The Superintendent of Police,  
Krishnagiri,  
Krishnagiri District.

2.Additional Superintendent of Police,  
Hosur, Krishnagiri District.

3.The Inspector of Police,  
Sipcot Police Station,  
Hosur, Krishnagiri District.

4.The Public Prosecutor,  
High Court, Madras.

+1cc to Mr.K.Thiruvengadam, Advocate, S.R.No. 71810

Cr1.O.P.No.22680 of 2019

RGN(CO)  
GN(15/10/2019)