



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.04.2019

CORAM

THE HONOURABLE MR.JUSTICE N.SESHASAYEE

WEB COPY

W.P. (MD) No.11332 of 2019

M.Justin Prakash

... Petitioner

Vs.

1.The Superintendent of Police,
Dindigul.

2.The Deputy Superintendent of Police,
Kodaikanal, Dindigul District.

3.The Inspector of Police,
Kodaikanal Town Police Station,
Dindigul District.

4.Sandhanadurai

5.Kanagadoss

6.Dhanraj

7.Pondy

8.Chandrasekaran

9.R.Jeyaram

10.Sundar

11.Durai Raj

12.Sheik Abdullah

13.Raja Mohammed

14.L.Rajan

15.R.Saraswathy

16.Rajeshwari

17.Maria Jeya Sudha

18.Chitra

19.Solomon Raja

20.Manimegalai

21.J.Priya

22.P.Sathya

23.M.Shanthi

24.R.Selvendran

25.Danalakshmi

26.Palaniammal

27.Saraswathy

28.Pandiaraj

29.V.Ravichandran

30.Sathya Seelan

31.Sagayan

32.Sundari



33.Senthikumar
34.Kalaiselvan
35.Veeramuthu
36.Edwin Selvakumar
37.P.Senthamil Selvi
38.Sumathi
39.Kayalvili
40.Nallammal
41.Muthulakshmi
42.Y.Solomon
43.G.Kannan
44.S.Annamary
45.V.Sasikumar
46.Krishnamoorthy
47.K.Sivakumar
48.R.Rani
49.M.Pushparani
50.R.Baskaran
51.John Kennady
52.S.Francis
53.R.Ranjith
54.M.Thirumari
55.R.Nirmala
56.M.Karuppasamy
57.M.Kathiravan
58.V.Antony ammal
59.C.Kumar

... Respondents

PRAYER:- Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, directing the respondents 1 to 3 to provide protection to the petitioner and his family for their life and limb and to construct compound wall in his patta land in T.S.No.9/2 in Southern portion and in T.S.No.8/18, Ward-B, Block-10 in Kodaikanal Town, Dindigul District.

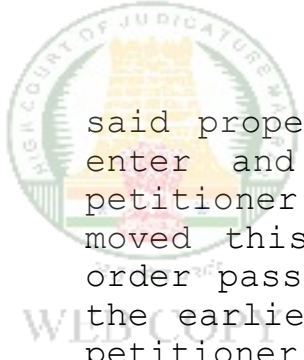
For Petitioner : Mr.N.Mohan

For R1 to R3 : Mrs.S.Bharathi,
Government Advocate (Crl.Side).

ORDER

This writ petition has been filed to direct the respondents 1 to 3 to provide protection to the petitioner and his family for their life and limb and to construct compound wall in his patta land in T.S.No.9/2 in Southern portion and in T.S.No.8/18, Ward-B, Block-10 in Kodaikanal Town, Dindigul District.

2.The learned counsel for the petitioner would submit that he <https://hcservices.ecourts.gov.in/hcservices/> property in T.S.No.9/1 and 9/2. Adjacent to the said property, lies a property in T.S.No.8 which belongs to Government. The private respondents are illegal occupants of the



said property. The private respondents herein are attempting to enter and occupy T.S.No.8 for which they want to evade the petitioner's possession. Earlier, facing threat, the petitioner moved this Court in W.P.(MD)No.19196 of 2018 and following the order passed by this Court, attempt made by them was thwarted in the earlier instance. Now, they have posed threat to enter the petitioner's property from another direction. Hence, the petitioner has come forward with this petition.

3.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) appearing for the respondents 1 to 3.

4.The learned Government Advocate (Crl. Side) appearing for the respondents 1 to 3 submitted that with the help of the revenue officials, the petitioner's property will be demarcated for the benefit of the petitioner to enjoy his property free from any threat of encroachment by strangers.

5.The petitioner has moved this Court for identical relief, merely because, attempts to enter the property are made from different directions of the same property. Having stated thus, this Court records the submission of the learned Government Advocate (Crl.Side) as to what the State propose to do with the assistance of the revenue officials.

6.For the present, if the petitioner alleges that he faces threat to his life and liberty from the private respondents, he is directed to give a fresh complaint to the third respondent. On such fresh complaint, the third respondent is directed to enquire into the matter of the complaint filed by the petitioner and take appropriate decision as may be necessary to protect the life, liberty and right to the property of the petitioner. It is made clear that this Court does not order police protection(24x7) and the third respondent is left to decide on the basis of the objective assessment of the threat perception of the petitioner from time to time.

7.With the above direction, this Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)



To

1.The Superintendent of Police,
Dindigul.

2.The Deputy Superintendent of Police,
Kodaikanal, Dindigul District.

3.The Inspector of Police,
Kodaikanal Town Police Station,
Dindigul District.

+1 CC to M/s.N.MOHAN, Advocate (SR-64156[F] dated 30/04/2019)

myr

W.P. (MD) No.11332 of 2019
30.04.2019

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