



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.09.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P. (MD) No.12976 of 2019

R.Kamaraj

...Petitioner

Vs.

1. The State of Tamil Nadu  
Rep. by The Superintendent of Police  
Tirunelveli District

2. The Inspector of Police  
Kalakad Police Station  
Tirunelveli District

3. Christopher Ponraj

...Respondents

**PRAYER:** Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the respondents 1 and 2 to accord police protection to the petitioner to carry on the house construction in the property comprised in Re.S.NO. 382/11 of Singikulam New Village, Nanguneri Taluk, Tirunelveli District admeasuring 1.5 cents based on the complaint dated 04.09.2019

|                 |   |                               |
|-----------------|---|-------------------------------|
| For Petitioner  | : | Mr.C.K.M.Appaji               |
| For Respondents | : | Mr.K.Suyambulinga Bharathi    |
| No.1 and 2      |   | Government Advocate(Crl.Side) |

**ORDER**

This petition has been filed seeking direction to direct the respondents 1 and 2 to accord police protection to the petitioner to carry on the house construction in the property comprised in Re.S.NO. 382/11 of Singikulam New Village, Nanguneri Taluk , Tirunelveli District admeasuring 1.5 cents based on the complaint dated 04.09.2019.

2. It is seen that the third respondent filed a suit in O.S.No.107 of 2019 for injunction against the petitioner on the file of the learned Principal District Munsif, Nanguneri in respect of the property comprised in S.No.382 of 2012. While being so, the petitioner is not allowed to construct any construction in the property comprised in re-survey No.382 of 2011. Therefore there is a



civil dispute between the petitioner and the third respondent and it pending before the civil court.

3. At this juncture, police protection cannot be granted. Hence this Criminal Original Petition is dismissed. However, petitioner is at liberty to work out his remedy before the civil court in the manner known to law.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar(CS )

To

1. The Superintendent of Police  
Tirunelveli District
2. The Inspector of Police  
Kalakad Police Station  
Tirunelveli District
3. The Additional Public Prosecutor  
Madurai Bench of Madras High Court.

**Crl.O.P. (MD) No.12976 of 2019**  
**18.09.2019**

CS(30.09.2019) 2P 4C