

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.06.2020

CORAM

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Cr1.O.P.No.8845 of 2020

1.Sham Ahuja,
Son of Late Nandlal T Ahuja
aged about 67 years
2.Aarth S.Ahuja
Wife of Sham Ahuja
aged about 61 years
Both residing at
Ground Floor, K Block No.42,
13th Street, Anna Nagar East,
Chennai-600 102. ... Petitioners

Vs.

1. State of Tamil Nadu
Rep. by the Inspector of Police,
K-4 Police Station,
Anna Nagar East
Chennai-600 102.
2. H.A.Arunmozhi Fathima
No.13/39, Aruna Avenue
Saidapet Road, Vadapalani
Chennai-600 026
Also at:
1st Floor, K Block No.42,
13th Street, Anna Nagar East,
Chennai-600 102. ... Respondents

Prayer: Criminal Original Petition filed under Section 482 of Cr.P.C praying to direct the 1st Respondent to give sufficient police protection to the petitioners to use the terrace of their property which is at "K" Block No.42, 13th Street, Anna Nagar East, Chennai-600 102.

For Petitioner : M/s.S.P.Arthi

For Respondents : Mr.M.Mohammed Riyaz for R1
Additional Public Prosecutor

O R D E R

This Criminal Original Petition has been filed seeking for police protection.

2. From the submissions made by the learned counsel for the petitioners and on going through the records, it is seen that there is already a civil suit pending between the parties. Therefore, it will be more appropriate for the petitioners to seek for police protection and file an application before the Civil Court. The Civil Court will have the advantage of going through the entire facts before passing orders. This Court does not want to parallely exercise its jurisdiction under Section 482 Cr.P.C.

3. This Criminal Original Petition is disposed of by giving liberty to the petitioners to move the Civil Court and seek appropriate remedy.

Sd/-
Assistant Registrar (CS-III)

//True Copy//

Sub Assistant Registrar

uma

To

1. The Inspector of Police,
K-4 Police Station,
Anna Nagar East
Chennai-600 102.

2. The Public Prosecutor
High Court of Madras.

CrI.O.P.No.8845 of 2020

PP (CO)
CB(16/07/2020)

WEB COPY