

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 18.03.2020

CORAM:

THE HON'BLE MR.JUSTICE **M.DHANDAPANI****Crl.O.P. (MD)No.4831 of 2020**

WEB COPY

J. Hemalatha

... Petitioner

Vs.

1. The Commissioner of Police
Madurai City, Madurai
2. The Assistant Commissioner of Police
Thilagar Thidal, Madurai
3. The Inspector of Police
Karimedu Police Station
Madurai City
4. Solairaj
5. T.Baskaran
6. K.Jeyasankar
7. Kala
8. Kalyani
- 9.Sugumaran
- 10.Nagaraj
11. Kannan
- 12.Nagasundar

...Respondents

Prayer: This Criminal Original Petition filed under Section 482 Cr.P.C. to direct the respondents 1 to 4 to provide protection to the life and limb of the petitioner from the hands of the respondents 5 to 11 on the basis of the representation dated 13.03.2020.

For Petitioner	: Mr.M.Ramesh
For Respondents	: Mrs. S.Bharathi
No.1 to 3	Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to direct the respondents 1 to 4 to provide protection to the life and limb of the petitioner from the hands of the respondents 5 to 11 on the basis of the representation dated 13.03.2020.

2.The case of the petitioner is that the petitioner and the sixth respondent are husband and wife and the sixth respondent without the knowledge of the petitioner try to sold the ancestral property in favour of other respondents and the other respondent in order to grab the property waylaid the petitioner's shop and try to encroach the property, hence the present petition is filed.



3. The learned Government Advocate(Crl.Side) would submit that the petitioner and 6th respondent are husband and wife and the respondents 6 to 12 are the owner of the property and they sold their share of property in favour of the fifth respondent and the sixth respondent handed over the property in favour of the fifth respondent. Aggrieved by the said possession possessed by the fifth respondent, the petitioner filed vexatious petition in order to harass the police officials. Further the petitioner also instituted suit in OS No. 58 of 2020 and if at all there is any apprehension it is open to the petitioner to approach the competent civil forum for appropriate relief.

4. Considering the facts and circumstances of the case admittedly the sixth respondent and the petitioner are husband and wife and the ancestral property allegedly to have been sold by the respondents 6 to 12 in favour of the fifth respondent, the prayer sought for by the petitioner cannot be granted. However liberty granted to the petitioner to approach the appropriate forum in the manner known to law.

5. With the above direction, the Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (C.S.II)

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/ /2020

Sub Assistant Registrar(CS)

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To:

1. The Commissioner of Police
Madurai City, Madurai
 2. The Assistant Commissioner of Police
Thilagar Thidal, Madurai
 3. The Inspector of Police
Karimedu Police Station
Madurai City
 4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.
- +1 CC to M/s.M.RAMESH, Advocate (SR-12294[F] dated 18/03/2020)

Crl.O.P. (MD) No.4831 of 2020
18.03.2020