

HIGH COURT FOR THE STATE OF TELANGANA
(Special Original Jurisdiction)

MONDAY, THE TWENTY THIRD DAY OF NOVEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION NO: 20779 OF 2020

Between:

Potta Nagabhushanam, S/o. Keshiah, Aged about 60 Years, Occ. Agriculture,
R/o.2-7, Enkoor Village and Mandal, Khammam District.

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Home Department, Secretariat, Hyderabad
2. The Superintendent of Police, Khammam Dist.
3. The Station House Officer, Enkoor Police Station, Khammam Dist., Telangana

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue any Appropriate Writ or Order or Direction more particularly one in the nature of writ of Mandamus declaring the action of the 3rd Respondent in interfering in civil disputes and insisting the petitioner to vacate the land admeasuring Ac 3.39 ½ gts in Sy No.108/AA and 109A,110 AA Situated in Medepalli vill, Enkoor Mandal, Khammam Dist as illegal, arbitrary and

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 3rd respondent not to interfere with the civil dispute and not to call the petitioner to attend police station to settle civil dispute in respect of land admeasuring Ac 3.39 ½ gts in Sy No.108/AA and 109A,110 AA Situated in Medepalli vill, Enkoor Mandal, Khammam Dist.

Counsel for the Petitioner: SRI V.V. ANIL KUMAR

Counsel for the Respondents: AGP FOR HOME

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE P. NAVEEN RAO**WRIT PETITION No.20779 OF 2020****ORDER:**

Heard learned counsel for the petitioner and learned Assistant Government Pleader for Home appearing for the respondents.

2. This writ petition is filed alleging that police are interfering in *inter se* civil disputes and trying to force the petitioner to settle the disputes with the person, by name, Puli Krishna, though cases are pending in the Court and before the revenue authorities.

3. According to learned Assistant Government Pleader, on the complaints lodged by Puli Krishna, so far three crimes are registered. In Crime No.92 of 2019, charge sheet was filed. Petitioner is facing trial in C.C.No.414 of 2020 in the Court of the Judicial Magistrate of First Class, Kothagudem. In Crime No.114 of 2019, petitioner is facing trial in C.C.No.420 of 2020 and police are now investigating into the crimes reported. On the complaint filed by Puli Krishna, a case in Crime No.124 of 2020 was registered. He therefore submits that police are not interfering in civil disputes and they never tried to vacate the petitioner from the subject lands and appropriate action is being taken to complete the investigation and filing charge sheet.

4. These facts are not disputed by learned counsel for the petitioner, but he only asserts that in the guise of investigating into the crimes reported by the opponent of the petitioner, the police cannot interfere in *inter se* civil disputes.

5. There can be no second opinion on the issue of police interference in civil disputes. Police are entitled to investigate into the crimes reported on various aspects including concerning landed property. However, in the process of investigation, the police cannot interfere in *inter se* civil disputes nor compel the parties to settle the disputes. Therefore, the respondent - police are directed to confine their investigation into the crimes reported and they shall not interfere in *inter se* civil disputes. It is made clear that there is no expression of opinion on merits and it is left open to parties to seek redress on their disputes in accordance with law.

6. The writ petition is accordingly disposed of. Pending miscellaneous petitions shall stand closed.

//TRUE COPY//

SD/-V.SUDHA
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Home Department, State of Telangana, Secretariat, Hyderabad
2. The Superintendent of Police, Khammam Dist.
3. The Station House Officer, Enkoor Police Station, Khammam Dist., Telangana
4. One CC to Sri. V.V. Anil Kumar, Advocate [OPUC]
5. Two CCs to GP for Home, High Court for the State of Telangana. [OUT]
6. Two CD Copies

Prk



HIGH COURT

DATED:23/11/2020

ORDER

WP.No.20779 of 2020



Disposing of the WP.

ssv.
8 copies
Dt-7/12/2020