



Crl.O.P.No.14143 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 7/7/2022

C O R A M

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

Criminal Original Petition No.14143 of 2022

C. Chezhiyan

...

Petitioner

Vs

1. The Superintendent of Police
Office of the Superintendent of Police
Manajakuppam
Cuddalore 1.

2. The Inspector of Police
Puthupet Police Station
Puthupet, Pantuti Taluk
Cuddalore District.

3. Ramakrishanan

...

Respondents

PRAYER : Petition filed under Section 482 of the Code of Criminal Procedure to direct the respondents 1 and 2 to give adequate Police protection to the petitioner and his sisters to resume and carry out cultivation works in their undivided joint family properties.



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For Petitioner ... Mr.S.Kadarkarai

For Respondents ... Mr.Leonard Arul Joseph Selvam
Government Advocate
(Criminal Side)
for R.R.1 and 2.

Mr.P.Suresh Babu
for R.3.

ORDER

This Criminal Original Petition has been filed to direct the respondents 1 and 2 to give adequate Police protection to the petitioner and his sisters to resume and carry out cultivation works in their undivided joint family properties.

2. Heard Mr.S.Kadarkarai, learned counsel for the petitioner, Mr.Leonard Arul Joseph Selvam, learned Government Advocate for the respondents 1 and 2 and Mr.P.Suresh Babu, learned counsel for the third respondent.

3. From the materials available on record, it could be deduced that the third respondent is a purchaser from one of the co-sharers and accordingly, he is in possession. When the suit is already pending for partition, and if the



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petitioner feels that if the possession is disturbed by the petitioner, the remedy lies for the petitioner before the Civil Court, and not by way of the instant Criminal Original Petition.

4. In the result, this Criminal Original Petition is dismissed.

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Index : Yes / No
Internet: Yes
Speaking/non speaking order

mvs.

To

1. The Superintendent of Police
Office of the Superintendent of Police
Manajakuppam
Cuddalore 1.
2. The Inspector of Police
Puthupet Police Station
Puthupet, Pantuti Taluk
Cuddalore District.
3. The Public Prosecutor
High Court
Madras.

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