



WEB COPY

W.P.No.10751 of 2023



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **11.04.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **SUNDER MOHAN**

**W.P.(CrL).No.10751 of 2023**

A.Manikandan

...Petitioner

Vs.

- 1 The Commissioner of Police  
No. 132 EVK Sampath Road  
Greater Chennai, Vepery,  
Chennai - 600007.
- 2 The Inspector of Police,  
R-5 Virugambakkam Police Station  
Chennai.

...Respondents

**PRAYER:** Writ Petition is filed under Article 226 of Constitution of India, pleaded to issue a Writ of Mandamus, directing the 1st Respondent to consider the representation dated 07.03.2023 and take appropriate action and grant police protection for peaceful possession of the property.



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For Petitioner : M/s.L.Infant Dinesh  
For Respondent : Mr.S.Santhosh,  
Government Advocate (Crl. Side)

**ORDER**

The petition is filed seeking Writ of Mandamus, praying for a direction to the 1st respondent to consider the petitioner's representation dated 07.03.2023 and grant police protection for peaceful possession of the property.

2. The leaned counsel for the petitioner would submit that the petitioner had purchased the property on 13.02.2023 and he is in possession of the same. However, some unknown persons are disturbing the peaceful possession by claiming right over the property.

3. The learned Government Advocate (Criminal Side) appearing for the respondents would submit that, based on the complaint and representation given by the petitioner, the respondent police had issued CSR.No.118 of 2023, in which, enquiry is pending; that the respondents would issue notice to the petitioner as well as persons alleged to have been disturbing the peaceful possession of the petitioner and take further action, in accordance with law.



4. In view of the submissions made by the learned counsel for the petitioner and the learned Additional Public Prosecutor, it would suffice to direct the respondents to conduct the enquiry in CSR.No.118 of 2023 by calling all the parties concerned and take further action in accordance with law.

5. The learned counsel for the petitioner at this juncture submitted that the 2<sup>nd</sup> respondent is in possession of the keys of his property. The 1<sup>st</sup> respondent after enquiry may also take such decision as he considers appropriate in the facts and circumstances of the case, with regard to handing over the keys to the petitioner.

6. In view of the above, the Writ Petition stands allowed. No costs.

**11.04.2023**

shr

Index :Yes/No

Internet :Yes/No

Neutral Citation : Yes/No



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**SUNDER MOHAN, J.**

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