IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE V.G.ARUN

MONDAY, THE 29TH DAY OF JULY 2024 / 7TH SRAVANA, 1946

WP(C) NO. 26179 OF 2024

PETITIONER:

NINAN K IYPE,
AGED 70 YEARS,
S/O IYPE NINAN, RESIDING AT KOVOOR VAIPOOR HOUSE,
ALAMTHURUTHY P.O, KAVUMBHAGAM VILLAGE, THIRUVALLA
TALUK, PATHANAMTHITTA DISTRICT., PIN - 689113

BY ADVS.
R.NIKHIL
NIMA MERIYAM KOSHY

RESPONDENTS:

1 THE DISTRICT POLICE CHIEF, PATHANAMTHITTA DISTRICT,
OFFICE OF THE DISTRICT POLICE CHIEF, PATHANAMTHITTA,
RING ROAD, THAZHEVETTIPRAM,
PATHANAMTHITTA DISTRICT, PIN - 689645

2 THE DEPUTY SUPERINTENDENT OF POLICE,
THIRUVALLA OFFICE OF THE DEPUTY SUPERINTENDENT OF
POLICE,
THIRUVALLA, KULAKKADU ROAD, THIRUVALLA,
PATHANAMTHITTA DISTRICT, PIN - 689101

3 THE STATION HOUSE OFFICER, THIRUVALLA POLICE STATION
THIRUVALLA, PATHANAMTHITTA DISTRICT, PIN - 689662

4 DAVID KURIEN,
RESIDING AT PURACKAL HOUSE, MEPARAL P.O, PERINGARA
VILLAGE, THIRUVALLA TALUK, PATHANAMTHITTA DISTRICT, PIN
- 689591

5 V A OMANA,
RESIDING AT PURACKAL HOUSE, MEPARAL P.O,
PERINGARA VILLAGE, THIRUVALLA TALUK,
PATHANAMTHITTA DISTRICT., PIN - 689591

SMT. DEEPA NARAYANAN, SR. GP.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29.07.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioner alleges that he is being harassed by the police at the instance of respondents 4 and 5, with whom civil disputes are pending. Exts.P1 and P2 are the interparty suits between the parties.

Having heard the learned counsel for the petitioner and the learned Government Pleader, I deem it appropriate to dispose of this writ petition, directing the 3rd respondent to issue notice under Section 35 of the Bharatiya Nagrik Suraksha Sanhita (BNSS) if the petitioner's presence is required in connection with any crime registered at the instance of respondents 4 and 5.

Sd/-

V.G.ARUN

JUDGE

msp

APPENDIX OF WP(C) 26179/2024

PETITIONER EXHIBITS

Exhibit P1	A TRUE COPY OF THE AMENDED PLAINT IN O.S NO: 263/2020 ON THE FILES OF THE HON'BLE MUNSIFF'S COURT, THIRUVALLA
Exhibit P2	A TRUE COPY OF THE PLAINT IN O.S NO: 375/2020 ON THE FILES OF THE HON'BLE MUNSIFF'S COURT, THIRUVALLA
Exhibit P3	A TRUE COPY OF COMPLAINT DATED 16.07.2024 SUBMITTED BY THE PETITIONER TO 1ST RESPONDENT
Exhibit P4	A TRUE COPY OF RECEIPT BEARING NO: 2328/CAMP/DPC/PTA/2024 DATED 16.07.2024 ISSUED BY THE OFFICE OF THE 1ST RESPONDENT