



W.P.(MD)No.4945 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED:07.02.2024

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.(MD)No.4945 of 2022

Murugesan.S

... Petitioner

Vs.

- 1.The Inspector General of Police,
Tiruchirappalli Region,
Office of the I.G.,
Mannarpuram, Trichy.
- 2.The Deputy Superintendent of Police,
Office of the Superintendent of Police,
Lalgudi, Trichirappalli District.
3. Amutha
4. Alamelu
5. Selvamani
(The petitioner Nos.3 to 5 are impleaded
as per the order dated 29.03.2022)

... Respondents



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Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned finding and report of the 2nd respondent dated 20.11.2021 based on petitioners complaint in C.No. 691/SDO.L/Camp/Try/2021 and quash the same and consequently direct the respondents to provide police protection to the petitioner's family members.

For Petitioner	: Mr.Banumathy.T
For R1 and R2	: Mr.B.Nambiselvan Additional Public Prosecutor
For R3 to R5	: No appearance

ORDER

This Writ Petition has been filed for a Certiorarified Mandamus calling for the records pertaining to the impugned finding and report of the 2nd respondent dated 20.11.2021 based on petitioners complaint in C.No.691/SDO.L/Camp/Try/2021 and quash the same and consequently direct the respondents to provide police protection to the petitioner's family members.



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4. The learned Additional Public Prosecutor would submit that after conducting investigation on the basis of the complaint given by the petitioner, the same was closed. In spite of filing an execution petition before the trial Court, where he obtained the decree, repeatedly the petitioner approaching the respondent Police by way of complaints is not permissible.

5. There is the civil dispute between the petitioner and the private respondents herein, for which, the petitioner obtained the civil Court decree in O.S.No.14 of 2018 by the Principal Sub Court, Lalgudi, vide order dated 12.07.2021. Even after obtained the order of injunction, it is alleged that the private respondents interfered into the property owned by the petitioner, thereby, the petitioner made the repeated complaints before the respondent Police. If the private respondents violated the order passed by the concerned Court, the petitioner has to file the execution petition, instead of making repeated complaints before the respondent Police. Hence, this Writ Petition is dismissed with the liberty to the



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petitioner to file the execution petition before the concerned trial Court, where he obtained the decree, for appropriate relief.

6. In the result, this Writ Petition is dismissed. There shall be no order as to costs.

07.02.2024

NCC:Yes/No
Index:Yes/No
Internet:Yes/No

Indu

To:

- 1.The Inspector General of Police,
Tiruchirappalli Region,
Office of the I.G.,
Mannarpuram, Trichy.
- 2.The Deputy Superintendent of Police,
Office of the Superintendent of Police,
Lalgudi, Trichirappalli District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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M.DHANDAPANI,J.

Indu

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