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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.07.2024

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.16550 of 2024

M.Iyyappan ... Petitioner

Vs

1.The Commissioner of Police,
Tirunelveli City.

2.The Assistant Commissioner of Police,
Tirunelveli Town,
Tirunelveli City.

3.The Inspector of Police,
Pettai Police Station,
Tirunelveli City.

4.Karthick ... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents 2 and 3 not to interfere into the civil subject matter which is pending adjudication in O.S.No.356 of 2022 on the file of the learned I Additional District Munsif, Tirunelveli in respect of the petitioner's business being run in D.No.516, Cheranmahadevi Road, Pettai,

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Tirunelveli in the name and style of Guru Mahesh Traders pursuant to the petitioner's representation dated 26.06.2024.

For Petitioner : Mr.R.Anand

For R-1 to R-3 : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

O R D E R

This Writ Petition has been filed seeking issuance of a Writ of Mandamus, as against the respondents 2 and 3 not to interfere in a civil dispute.

2.The learned Additional Public Prosecutor on instruction from the respondent police submits that the petitioner and the fourth respondent are tenant and landlord and there is a civil dispute pending between them. Therefore, the petitioner has lodged five complaints as against the fourth respondent which were regsitered by the respondent police in Crime Nos.184 of 2022, 247 of 2022, 15 of 2023, 98 of 2024, 140 of 2024 and 401of 2023. He further submits that the fourth respondent has also lodged a complaint as against the petitioner herein and a case has

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been registered in Crime No.15 of 2023.

3.This Court is of the view though the petitioner claims that the respondent police are interfering in the civil dispute, the petitioner appears to have lodged five complaints as against the landlord and the same was duly registered. The respondent police is not supposed to interfere in a dispute which is of civil nature.

4. Accordingly, this Writ Petition is closed. No costs.

24.07.2024

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

jbr

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To:

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Tirunelveli City.

2.The Assistant Commissioner of Police,
Tirunelveli Town,
Tirunelveli City.

3.The Inspector of Police,
Pettai Police Station,
Tirunelveli City.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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B.PUGALENDHI, J.

jbr

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