



WEB COPY

Crl.O.P.(MD).No.18138



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.11.2024

CORAM:

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

Crl.O.P.(MD).No.18138 of 2023

Kavitha Rani

...Petitioner

Vs.

1.The Superintendent of Police,
Pudukkottai District,
Pudukkottai.

2.The Sub Inspector of Police,
Nagudi Police Station,
Nagudi,
Pudukkottai District.

3.The Tahsildar,
Aranthangi Taluk,
Aranghang,
Pudukkottai District.

4.The Taluk Surveyor,
Aranthangi Taluk,
Pudukkottai District.

5.Sathiyamoorthi

6.Rakkaiah

7.Vimalraj

8.Murugayee

9.Kumar

...Respondents



Crl.O.P.(MD).No.18138

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. to direct the respondent Nos.1 and 2 to provide adequate Police protection to the petitioner to survey and fence his property in S.No.30/1F, to an extent of 0.76.50 Ares, situated at Kooganur Village, Aranthangi Taluk, Pudukkottai District in O.S.No.115 of 2011 on the file of the District Munsif Court, Aranthangi, based on the judgment and decree dated 24.07.2015 and the petitioner's complaint dated 30.08.2023.

For Petitioner	: Mr.D.Ramesh Kumar
For R-1 to R-4	: Mr.B.Thanga Aravindh, Government Advocate (Crl. Side)
For R-5 to R-8	: Mr.B.Micheal Sebastin

ORDER

This Criminal Original Petition has been filed seeking for Police protection to the petitioner based on the Civil Court decree that has been passed in O.S.No.115 of 2011 by the District Munsif Court, Alangulam, by judgment and decree dated 24.07.2015.

2. In the considered view of this Court, if a Civil Court has already decided the dispute and it has become final, the parties are bound by the same and no one can be permitted to take law into their own hands. Therefore, the private respondents will not cause any disturbance to the possession and enjoyment of the petitioner and if the private respondents want to work out their remedy, they should do so by filing an appeal against the decree of the Civil Court and proceed further in accordance with law. This clarity will sufficiently take care of the grievance



Crl.O.P.(MD).No.18138

expressed by the petitioner. If in spite of this order, any threat is exhorted on the petitioner, the same shall be dealt with by the second respondent in accordance with law.

3. This Criminal Original Petition is disposed of in the above terms.

22.11.2024

Index : Yes / No

Internet : Yes / No

Speaking Order/Non Speaking Order

TSG

To

1.The District Munsif Court,
Aranthangi.

2.The Superintendent of Police,
Pudukkottai District,
Pudukkottai.

3.The Sub Inspector of Police,
Nagudi Police Station,
Nagudi,
Pudukkottai District.

4.The Tahsildar,
Aranthangi Taluk,
Aranthangi,
Pudukkottai District.

5.The Taluk Surveyor,
Aranthangi Taluk,
Pudukkottai District.

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



WEB COPY



CrI.O.P.(MD).No.18138

N.ANAND VENKATESH, J.

TSG

CrI.O.P.(MD).No.18138 of 2023

22.11.2024