



W.P.No. 12369 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.04.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.12369 of 2025

Murali Gopal

... Petitioner

Vs.

1.The State,
Rep. by Inspector of Police,
Roshanai Police Station,
Tindivanam.

2.Kalaivanan

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Mandamus directing the first respondent to provide police aid so as to enable the petitioner to put up a compound wall to protect and preserve his lands in Old Survey No.171/1 and 171/2 and New Survey No.41/5, measuring an extent of Acre 1 and 27 cents in Salavathy Village, Tindivanam Taluk, so as to secure electricity connection.

For Petitioner : Mr.R.Thiagarajan



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For R1 : Mr.R.Vinothraja,
Government Advocate (crl.side)

For R2 : Mr.R.Marudha Chalamurthy

ORDER

This writ petition has been filed seeking a direction to the first respondent to provide police aid to enable the petitioner to construct a compound wall for the protection and preservation of his lands in Old Survey Nos. 171/1 and 171/2, and New Survey No. 41/5, measuring an extent of 1 acre and 27 cents in Salavathy Village, Tindivanam Taluk, so as to secure an electricity connection.

2. The petitioner is in possession and enjoyment of the property comprising Old Survey Nos. 171/1 and 171/2 and New Survey No. 41/5, measuring an extent of 1 acre and 27 cents in Salavathy Village, Tindivanam Taluk. While in such possession, the second respondent, without any right, title, or interest, attempted to interfere with the petitioner's peaceful possession and claimed title over the property. This led the petitioner to file a civil suit in O.S. No. 190 of 2010 before the



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Additional District Munsif Court, Tindivanam, seeking a declaration of title and permanent injunction. The suit was partly decreed in the petitioner's favor on 23.08.2022. Aggrieved by the same, the petitioner preferred an appeal in A.S. No. 37 of 2022 before the learned Principal Sub-Judge, Tindivanam. The appeal was allowed on 28.11.2024, granting the petitioner a declaration of title and a permanent injunction. Despite the decree, the second respondent continued to attempt trespass and interfere with the petitioner's possession, which led the petitioner to make repeated requests for police protection. However, the interference continued unabated.

3. The learned Government Advocate (Crl. Side) submitted that, with regard to the land dispute, the matter has been referred to the Tahsildar, Tindivanam, for appropriate action.

4. Heard both sides and perused the materials placed on record.

5. Considering the facts and circumstances of the case, this Court is of the view that police protection can only be granted to safeguard a



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person's life and limb. In the event of any obstruction or objection while constructing the compound wall around the petitioner's property, the petitioner is at liberty to approach the Civil Court for appropriate relief.

6. In view of the above, this writ petition stands dismissed. No costs.

07.04.2025

Neutral citation : Yes/No
Speaking/non-speaking order
shk

To

1.The Inspector of Police,

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Roshanai Police Station,
Tindivanam.

2. The Public Prosecutor,
High Court, Madras.

G.K.ILANTHIRAIYAN, J.

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