



WEB COPY

WP CrI. No. 929 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-09-2025

CORAM

THE HONOURABLE MR JUSTICE N. SATHISH KUMAR

WP CrI. No. 929 of 2025

Dhanabhagyam

Appellant(s)

Vs

1. The District Collector,
District Collector Office,
Salem-636 001.
2. The Revenue Divisional Officer,
Revenue Divisional Office, Attur,
Salem-636 102.
3. The Tahsildar,
Tahsildar Office, Thalaivasal Taluk,
Salem-636 112.
4. The Superintendent of Police,
Salem-636 102.
5. The Inspector of Police,
Thalaivasal Police Station,
Salem-636 112.
6. Kamalakannan



7.Sakthivel

8.Satheesh

9.Periyasamy

10.Murugan

11.Mayavan

12.Ramachandran

13.Sivalingam

14.Bharat

15.Arunachalam

16.Chinnappaiyan

17.Kalaimani

18.Tamilarasu

19.Ilayaraja

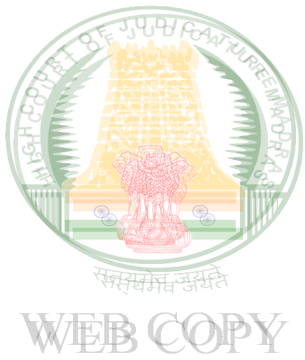
20.Arulmani

21.Nagarajan

Respondent(s)

PRAYER

To direct the 4th and 5th respondents to grant police protection to the petitioner and his family to ensure safety and peaceful possession in respect of their residential house situated at Survey No.352/1A (New No.746/12) Door No.1/139 Siruvachur Village, Attur Taluk, Salem District and to take appropriate action against respondents 6 to 21.



For Appellant(s): Mr.A.Kumar

For Respondent: Mr.R.Vinothraja,
Govt. Advocate (Crl. Side),
For R1 to R5

ORDER

This petition has been filed seeking police protection to the petitioner and his family members as against the respondents 6 to 21.

2. According to the petitioner, he is in possession of the subject property and the respondents 6 to 21 are trying to interfere with his possession. In this regard, he has given a complaint, which resulted in filing of FIR. Hence, he seeks Police protection.

3. The learned Government Advocate (Crl. Side) submitted that both parties are fighting for a particular piece of land, for which, an FIR has been filed. He further submitted that a case and a counter case has been filed in respect of the said land.

4. At the outset, this Court is of the view, such a protection cannot be granted particularly, when there is rival claim by the other side. The practice of granting blanket police protection particularly, in respect of immovable property



without establishing title leads to serious consequences. In this aspect, the

Hon'ble Apex Court in the case of **"PR.Muralidharan and others Vs.Swami**

Dharmananda Theertha Padar" reported in **2006 4 SCC** as held as follows:

"...19.A Writ for "Police Protection" so-called, has only a limited scope, as when the Court is approached for protection of rights declared by a decree or by an order passed by a civil Court. It cannot be extended to cases where rights have not been determined either finally by the civil Court or, at least at an interlocutory stage in an unambiguous manner, and then too in furtherance of the decree or order."

5. Considering the above submissions, it is clear that the petitioner in fact seeks decree of permanent injunction by way of filing Writ Petition before this Court, which cannot be permitted. Therefore, the petitioner shall file a suit before the Civil Court and establish his possession and get relief as against the respondents 6 to 21. Accordingly, this petition is dismissed.

24-09-2025

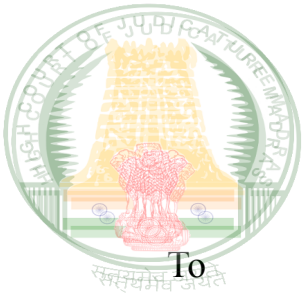
pvs

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No



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