WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.11.2026

CORAM

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN

WP Crl. No. 3184 of 2026

CNR: {HCMA012791102026}

Javid Ahmad Shah
S/o. Ghulam Ahmad Shah,
No.37, Kizhakku Raja Veedhi,
Mamallapuram,
Chengalpattu District.

Case QR

..Petitioner

Vs

1. The Inspector of Police
   E2, Mamallapuram Police Station,
   Mamallapuram,
   Chengalpattu District – 603 104.

2. John Pastor
   No.33, Annal Gandhi Street,
   Mamallapuram Village,
   Thirukalukundram Taluk,
   Chengalpattu District – 603 104.

..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the 1st Respondent to consider the petitioner's representation dated 16.10.2026 and provide adequate police protection to the petitioner and his men, agents and workers to peacefully carry out the fencing work around the property measuring an extent of 16 cents comprised in Survey No.112/15B (Old Survey No.112/15) situated at No.53, (Old No.156) Mamallapuram Village, Thirukalukundram Taluk, Chengalpattu District in accordance with the boundaries demarcated by the Firka Surveyor pursuant to the survey conducted on 30.05.2026 by preventing the 2nd Respondent and his men or any other persons from unlawfully obstructing, threatening or interfering with the said fencing work within a time frame to be fixed by this Court.

https://www.mhc.tn.gov.in/judis

WEB COPY

For Petitioner: Mr.M.Deivanandam

For Respondents: Mr.S.Yogaraja Sekar,
Government Advocate (Criminal Side) for R1

ORDER

There seems to be a dispute between the petitioner and the second respondent with respect to the property situated in Survey No.112/15B (Old Survey No.112/15), No.53, (Old No.156) Mamallapuram Village, Thirukalukundram Taluk, Chengalpattu District. The petitioner claims title by way of a sale. He states that he obtained an order of survey and on completion of the survey, when he attempted to lay a fence, it was obstructed by the second respondent. The second respondent not only prevented the carrying out of pillaring work but also had pulled down the pillars that have already been laid. Hence, the petitioner, who hails from Kashmir, seeks for police protection.

2. Whether Mr.John Pastor, the second respondent has a right over the property or not cannot be decided in writ jurisdiction. The remedy for the petitioner does not lie before the police but before the jurisdictional Civil Court. In the event the petitioner secures an interim order and thereafter, the second respondent interferes, it is always open to him to approach this Court. As of now, there is no order settling the right of the petitioner. Hence, the writ petition is dismissed with the aforesaid liberty.

23.11.2026

mmi

https://www.mhc.tn.gov.in/judis

WEB COPY

To

The Inspector of Police
E2, Mamallapuram Police Station,
Mamallapuram,
Chengalpattu District – 603 104.

https://www.mhc.tn.gov.in/judis

WEB COPY

V.LAKSHMINARAYANAN, J.

mmi

WP Crl. No. 3184 of 2026

23.11.2026

https://www.mhc.tn.gov.in/judis