

Kerala High Court

Shaji C.S vs Sub Inspector Of Police on 8 December, 2006

IN THE HIGH COURT OF KERALA AT ERNAKULAM

WP(C) No. 30453 of 2006(A)

1. SHAJI C.S.,
... Petitioner

Vs

1. SUB INSPECTOR OF POLICE,
... Respondent

2. SUPERINTENDENT OF POLICE,

3. SUB DIVISIONAL MAGISTRATE,

For Petitioner :SRI.K.I.SAGEER

For Respondent : No Appearance

The Hon'ble MR. Justice J.B.KOSHY

The Hon'ble MR. Justice K.R.UDAYABHANU

Dated :08/12/2006

O R D E R

J.B.KOSHY & K.R.UDAYABHANU, JJ.

W.P.(C)NO.30453 OF 2006

Dated 8th December, 2006

JUDGMENT

Koshy,J .

This is a petition alleging police harassment. It is the case of the petitioner that he purchased 9.6 cents of property, but, owner of the nearby property filed a complaint before the police stating that there is a thodu in the petitioner's property and petitioner is obstructing free flow of water through it and based on that complaint the police is harassing the petitioner. On instructions, learned Government Pleader submitted that when a complaint was filed before the Revenue Divisional Officer, on direction of the R.D.O. police has only questioned the petitioner. If the petitioner has got rights over the property, it is for the petitioner to approach appropriate authorities, but, police cannot be prevented from conducting enquiries as per the instruction of the R.D.O. Petitioner has to approach the R.D.O. for appropriate orders at the earliest.

The writ petition is disposed of accordingly.

J.B.KOSHY JUDGE K.R.UDAYABHANU JUDGE tks