

CRL OP(MD) No.13290 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Twenty Fifth day of July Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice DR. D. NAGARJUN

CRL OP(MD) No.13290 of 2023

M.KASTHURI

... Petitioner

Vs

1 THE SUPERINTENDENT OF POLICE
THENI DISTRICT.

2 THE DEPUTY SUPERINTENDENT OF POLICE,
CUMBUM,
THENI DISTRICT.

3 THE INSPECTOR OF POLICE
CUMBUM SOUTH POLICE STATION,
CUMBUM,
THENI DISTRICT.

4 THE SUB INSPECTOR OF POLICE
CUMBUM SOUTH POLICE STATION,
CUMBUM,
THENI DISTRICT.

5 A.SOUNDARRAJAN

... Respondents

Criminal Original Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to direct the 3rd and 4th respondents to provide adequate Police protection to the life and limb of the petitioner and the petitioner residing house door No.15E, Old Ward

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



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No.28, New Ward No.24, Ganapathi Agraharam Street, Cumbum, Theni District.

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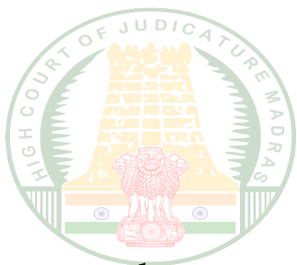
ORDER : This criminal original petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.M.KALIRAJ, Advocate for the petitioner and of Mr.SS.MADHAVAN, Government Advocate (Crl. side) on behalf of the Respondents No.1 to 4, the court made the following order:-

This Criminal Original Petition is filed to provide adequate police protection to the life and limb of the petitioner, basing on a representation given dated 16.07.2023.

2. It is submitted that originally unofficial respondents who are owners of the house property, where the petitioner has been residing, have borrowed money from the petitioner and handed over the possession of the said house to the petitioner and since 1997 the petitioner has been in possession of the property. The unofficial respondents also stated to have executed a mortgage deed in favour of the petitioner while borrowing an amount of more than Rs.5 Lakhs. When the unofficial respondents tried to trespass and threatened the petitioner, complaints are given by the petitioner basing on which two FIRs have been registered against the unofficial respondents. The learned counsel for the petitioner has also shown a photograph wherein the police officials are found when the luggage was being thrown out.

3. It is submitted further that on 25.05.2023, the unofficial respondents stated to have been entered into the house and took out all belongings of the petitioner and thrown them out of the house. The petitioner being a lady who stated to have

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undergone open heart surgery three months prior to the incident, has been residing alone in the house and hence sought for police protection.

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4. The learned Government Advocate (Crl.side) submits that during the course of enquiry, the petitioner has given a statement in writing that she does not want the police protection and that she will resolve the issue before the civil Court. and thereby, the representation given by the petitioner for police protection was closed.

5. The learned counsel for the petitioner is directed to file an affidavit as to whether the petitioner has given a statement before the police that she does not want any police protection and would resolve the issue before the civil Court.

6. List the matter on 09.08.2023.

sd/-
25/07/2023

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/08/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNN

To

1 THE SUPERINTENDENT OF POLICE
THENI DISTRICT.

2 THE DEPUTY SUPERINTENDENT OF POLICE,
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CUMBUM SOUTH POLICE STATION,
CUMBUM,
THENI DISTRICT.

4 THE SUB INSPECTOR OF POLICE
CUMBUM SOUTH POLICE STATION,
CUMBUM,
THENI DISTRICT.

5 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

ORDER

IN

CRL OP(MD) No.13290 of 2023

Date :25/07/2023

ED/MR/SAR- (03/08/2023) 4P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023

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