

**BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION,
THIRUVANANTHAPURAM**

**Present: Mr.Justice N.Dhinakar,
Hon'ble Chairperson**

Dated this the 29th October, 2010

H.R.M.P.No 364 of 2008

- Petitioners : 1) Santhakumari, Pullichazhikath veed,
Thekkecheriyil, Kanjaveli.P.O,
Kollam.
2) Syamkumar, S/o P1.
- Respondents : 1) Sajeevan, S/o Bhargavan,
Kalluvila veettil,
Njarackal Cheriyl, Thrikkaruva.
2) Jyothish, S/o R1
3) Babu, Kalluvila veettil, do
4) Vijayakumari, Kalluvila veettil, do

ORDER

The petitioners and the respondents are neighbours and the petitioners obtained an order in their favour from the Munsiff Court, Kollam against the respondents. The complaint of the petitioners is that at 3.30 p.m. on 22-12-2007 the respondents assaulted them and though a complaint was filed before Anchalumood Police no action was taken. According to them, therefore, they filed a complaint before the Court and in spite of the orders of the Court no steps were taken by the Police to redress their grievance.

A Member of this Commission took the petition on file and called for a report from the Superintendent of Police, Kollam. After the Member demitted his office the HRMP is placed before me now with the report received.

In the report it is admitted that there is a boundary dispute between the parties. It is claimed in the report that in spite of the enquiry the officer could not arrive at a finding whether there was any violation of the order of injunction granted by the Court. In the report it is also stated, that on the complaint of the petitioners', Anchalumood Police registered crime 45/08. According to the report, the parties were summoned to the office of the Circle Inspector of Police, Kundara, and the respondents were strictly warned not to cause any nuisance to the petitioners and the matter was settled between them after conciliation.

The report shows that the dispute between the parties is civil in nature. The report also shows that the petitioners filed a complaint before the Court and Anchalumood Police registered a crime on the said complaint and therefore the matter had become subjudice.

In the above circumstances, no further orders can be passed by this Commission in view of clause 17 (f) and (h) of the Kerala State Human Rights Commission (Procedure) Regulations, 2001.

The petition is, therefore, closed.

Justice N.Dhinakar,
Chairperson