

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

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

Dated this the 1st March, 2010.

H.R.M.P.No.14 of 2010

Petitioner : Iyrin, Puthuval Purayidom,
T.C.71/744, Vallakkadavu.P.O,
Cheriyathura, Thiruvananthapuram.

Respondents : 1) Pathrose Perera, C/o Bosco,
Cheriyathura, Thiruvananthapuram.
2) Sub Inspector of Police,
Valiyathura Police Station.

ORDER

The petitioner and her family are residing in the land in survey No.2786/5/1 of Muttathara Village from the year 1950 onwards which belongs to R1 who tried to vacate the petitioner and family from the said land by influencing Valiyathura Police and hence her husband filed a case before the Land Tribunal. Her complaint is that R2 summoned her and her husband to the Police Station on 29-12-209 and wanted them to vacate the house and threatened them.

The Assistant Commissioner of Police, Shanghumugham, forwarded a report prepared by the Circle Inspector of Police, Poonthura. In the report it is stated that in respect of the dispute of the house, a complaint was received at Valiyathura Police Station and the Sub Inspector of Police, Valiyathura, summoned the parties to the Police Station and discussed the issue and thereafter advised them to redress their grievance through a Court. The allegation of threat by the Police is denied in the report. In the report it is further stated that the

petitioner and her husband Victor filed a petition before the Land Tribunal for getting 'Kudikidappu right' in the land and they also filed a case before the Munsif Court, Thiruvananthapuram, against R1. In the report it is also stated that the enquiry revealed that the S I of Police, Valiyathura (R2), only discussed the issue after summoning the parties and no harassment was caused to the petitioner and her husband as alleged in the petition. According to the report, the parties were warned not to create any law and order problem in the area and also to seek their grievance redressed through the Court.

The above report clearly shows that the dispute between the parties is civil in nature and cases are pending before the Land Tribunal and Munsif Court Thiruvananthapuram. In view of the above report 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.

Hence the petition is closed.

Justice N. Dhinakar,
Chairperson.