

BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION, THIRUVANANTHAPURAM

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

Dated this the 11th November, 2008.

H.R.M.P.No.1704/2008

Petitioner : Pradeep Kumar.S.S,
S/o. Sasidharan, S.S.Bhavan,
Vilayil Devi Temple Road,
Padavancode Ward, Vilappil Village,

Respondent : Anilkumar,
Sub Inspector of Police,
Vilappilsala Police Station,
Vilappilsala.

ORDER

Petitioner is present. The complaint of the petitioner who is a Dalit is that he is working in the Thiruvananthapuram City Corporation and that on 1-4-2008 he was returning from his office at about 08.45 p.m. he and his relative Sankar went to a shop for purchasing provision and when they reached Padavancode temple Anilkumar, Sub Inspector of Police, Vilappilsala (respondent) and some police constables assaulted them and that they went to the Government Hospital, Vellanad, at 09.10 p.m. where they were treated up to 3-4-2008.

A report was submitted by the Deputy Superintendent of Police, Nedumangad. In the report it is stated that the Circle Inspector (C I) of Police, Aryanad, conducted enquiry on the averments made in the petition filed by the petitioner. It is further stated in the report that

First petitioner is present representing her as well as others. Complaint of the petitioners is that the pathway to their residence is narrow and respondent constructed a compound wall illegally.

In the report submitted by the Secretary, Varkala Municipality it is stated that the respondent has not put up any illegal construction on the pathway from the main road to the residence of the petitioners and the width of the pathway is 80 cm and to make it one meter as required by the petitioners the respondent has to give 20 cm of his property to which he is not willing and that the petitioners have no right in the property.

On going through the complaint and the report I am of the view that the petition has to be closed as it is civil in nature.

The petition is accordingly closed.

Justice N.Dhinakar,
Chairperson.

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