

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

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

Dated this the 27<sup>th</sup> May, 2009.

H.R.M.P.No.2776/2008

Petitioner : Rassal, R.S.Bhavan,  
Thadatharikathu, Chaikulam,  
Veeranikavu village.

Respondents :1) Sobhana, R.S.Bhavan,  
Near Veterinary Hospital, Kuttichal.  
2) Raju, Jose and Sanal

**ORDER**

The complaint of the petitioner is that his wife is not staying in his house and that one day when he returned from his work place he saw his personal belongings being burnt and his wife inform her relatives who assaulted him. According to him, Neyyadam Police has not taken any action on his complaint.

In the report submitted by the Superintendent of Police(Rural), Thiruvananthapuram, it is stated that the petitioner is suffering from mental illness and used to torture his wife and also he is in the habit of destroying clothes and house hold articles and on her complaint Neyyadam Police summoned and warned him.

In the report it is also stated that on 23-4-2008 a petition was filed by the petitioner alleging that his wife set fired his clothes and Neyyadam Police registered the petition in No.170/P1/08 and on enquiry it was revealed that the petitioner himself caused the damages on account of his mental sickness and therefore no further action is initiated. It is further stated in the report that the petitioner could not be found for an enquiry on the above HRMP.

In view of the report no further action is required since the police have already conducted enquiry on the petition filed by the petitioner, which are found not true. In the above circumstances, it is for the petitioner to seek his grievances redressed through the Court since this Commission has no jurisdiction to direct the police to register a crime when it was already enquired and found as false.

The petition is therefore closed.

Justice N.Dhinakar,  
Chairperson.

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