

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

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

Dated this the 23RD January, 2009.

H.R.M.P.No.414/2008

Petitioners :1) Manoj.K.R, S/o Rajamma,  
Kizhakkekalezhath  
Udayamperoor.  
2) Jalajamani.K.R. Do  
3) Manju.K.R. Do

Respondent : David alias Mathai,  
Thettunkal veed, Karikkod Junction.  
East Chalisseri, Mulanthuruthy.

**ORDER**

According to the petitioners respondent is a police constable and was entrusted to enquire the case of the death of their father who died on 6-2-2003 while fishing and later he used to visit their house. It is stated in the petition that petitioners' mother who has illegal relationship with the respondent was found missing from 19-1-2008 and when the petitioners came to know about their relationship they advised her. According to the petitioners, on 19-1-2008, the respondent came to their house and assaulted the first petitioner and though Udayamperoor Police arrested the respondent on his complaint the police is trying to save him. In the complaint it is further stated that her mother is in illegal detention of the respondent and to do the needful for the release of their mother from the custody of respondent and also to take action against him.

In the report submitted by the City Police Commissioner, Ernakulam, it is stated that with regard to the assaulted made on the first petitioner by respondent on 19-1-2008, Udayamperoor Police registered a crime, in crime No.38/08 u/s 447, 341 and 323 IPC against the respondent and after completing the investigation final report was filed before the Court. In the report it is further stated that petitioners mother Suseela returned to her house on 19-1-2008 and other allegations are denied in the report.

Along with the report the statements of the petitioners are annexed in which they stated that since Udayamperoor Police had taken action on the complaint and no further action is required on this petition.

In view of the report and in view of the statements of the petitioners and in view of the fact that the matter had become subjudiced no further orders are required on this petition.

The petition is closed.

Justice N.Dhinakar,  
Chairperson.