

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

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

Dated this the 14th May, 2010.

H.R.M.P.No 636 of 2009

Petitioner : Ajitha Suresh,
Souparnika, Elamkulam,
Medical College.P.O.
Thiruvananthapuram.

Respondent : Sub Inspector of Police,
Sreekariyam Police Station.

ORDER

The complaint of the petitioner is that two Police Constables of Sreekariyam Police station summoned the petitioner and her husband to Sreekariyam Police Station in connection with a complaint which was filed alleging that they are removing earth illegally without the permission of the authorities and at the Police Station they were abused by the Sub Inspector of Police.

In the report submitted by the City Police Commissioner, Thiruvananthapuram, it is stated that on the complaint of one Vijayan, against the petitioner's husband, that he is removing sand illegally causing damage to his compound wall parties were summoned after the petition was numbered as 610/PTN/07/SKM.PS. The petitioner and her husband agreed that they will construct protection wall for the property of complainant Vijayan. According to the report they did not comply with the said undertaking and therefore Vijayan filed another petition before the Sub Inspector of Police in No.601/D.Ptn./08/Skm. P.S. and the parties were summoned once again but the petitioner alone reached the Police Station and her husband did not appear and therefore the matter

could not be settled. The other allegations that the petitioner and her husband were abused are denied. It is also stated that Crime No.396/07 u/s.420 IPC was registered against the petitioner's husband at Sreekariyam Police Station on the same subject matter and that he has not complied with the undertaking given at the police station and carried out the work of sand mining without the permission of the Mining & Geology Department.

The petitioner accompanied by her husband is present. She is informed of the contents of the report of the City Police Commissioner, Thiruvananthapuram, and she is advised to seek her grievance redressed before a Civil Court since the dispute is civil in nature and further a crime was registered at the Police Station and also on account of the denial by the Police of any harassment to the petitioner and her husband.

Accordingly the petition is closed.

Justice N. Dhinakar,

Chairperson.