

DATED: 26.10.2010

CORAM

THE HONOURABLE MR.JUSTICE G.M.AKBAR ALI

Crl.O.P.No.23668 of 2010

M.Brinlivesan,  
S/o Munusamy Reddiar,  
No.5, Annamalai Maistry Cross Street,  
(Vimala Street),  
Ayyavu Colony,  
Aminjikarai,  
Chennai-600 029.

.. Petitioner

Vs.

The Inspector of Police,  
K3, Aminjikarai Police Station,  
Chennai-600 029.

.. Respondent

PRAYER: Criminal Original Petition filed under section 482 of the Criminal Procedure Code seeking a direction to the respondent police to give police protection to the EB authorities and the petitioner's family members at the time of executing the work relating to EB connection to the petitioner's premises.

For Petitioners: Mr.S.Natarajan

For Respondent : Mr.Hassan Mohammed Jinnah,  
Addl.Public Prosecutor

O R D E R

This petition has been filed under Section 482 of the Criminal Procedure Code, seeking a direction to the respondent to give police protection to the EB authorities and the petitioner's family members at the time of executing the work relating to EB connection to the petitioner's premises.

2. The case of the petitioner is that he is in possession and occupation of a portion of the premises in old No.5, new No.11, Annamalai Maistry Cross Street, (Vimala Street), Ayyavu colony, Aminjikarai, Chennai-600 029 and he applied for a separate EB connection in his name to the Electricity Board and he filed W.P.No.22119 of 2009 for direction to EB authorities for separate connection to his house and business premises and the same was

ordered on 30.10.2009 and the EB authorities started work for laying cables in my premises on 1.5.2010. However, on 3.5.2010, his brother - Ravi, his wife, his mother, his sister and his son Anand obstructed the authorities and demolished his portion and threatened with dire consequences. Again on 1.10.2010 when the electricity board authorities came to give electricity connection, they were physically restrained by the above stated persons and the petitioner was physically attacked. Even though the petitioner obtained injunction order from Civil Court in O.S.No.8932 of 2008 and also an order in the writ petition in W.P.No.22119 of 2009, the electricity connection was not given to the petitioner's premises in the above stated circumstances. Hence the petitioner sought for the above relief.

3. Heard the learned Additional Public Prosecutor.

4. Considering the facts and circumstances of the case, the petitioner is directed to give a fresh complaint to the respondent police. On receipt of such complaint, the respondent is directed to give police protection to the EB authorities and the petitioner's family members at the time of executing the work relating to EB connection to the petitioner's premises and the respondent shall also verify with the Electricity Board authorities as to the difficulties being faced by the EB authorities in effecting the electricity service connection to the petitioner's premises.

The Petition is ordered accordingly.

Sd/-  
Asst. Registrar

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*[Signature]*  
Sub Asst. Registrar

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To

1.The Inspector of Police,  
K3, Aminjikarai Police Station,  
Chennai-600 029.

2.The Public Prosecutor,  
High Court, Chennai.

1 cc to Mr.E.Natarajan, Advocate, Sr.No.76981

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DM {CO}

TP/13.12.2010.