

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE**

THURSDAY, THE 25TH DAY OF JUNE 2015/4TH ASHADHA, 1937

WA.No. 1135 of 2015 ()

(AGAINST THE JUDGMENT IN WP(C).NO. 34790/2014 DATED 26-02-2015)

APPELLANT/PETITIONER:

**P.U.JAMES,S/O.UTHUPPAN, AGED 49 YEARS,
PARUTHIKKATTUVAIPPEL, MEVALLOOR P.O.,
VELLOOR VILLAGE, VAIKOM TALUK,
KOTTAYAM DISTRICT.**

BY ADV. SRI.P.M.ZIRAJ

RESPONDENT(S)/RESPONDENTS:

- 1. THE DISTRICT GEOLOGIST, KOTTAYAM,
CIVIL STATION, KOTTAYAM DISTRICT -682 030**
- 2. THE DIRECTOR OF MINING AND GEOLOGY,
DIRECTORATE OF MINING AND GEOLOGY, KESAVADASAPURAM,
PATTOM, THIRUVANANTHAPURAM, PIN -695 001**
- 3. THE DISTRICT COLLECTOR,
KOTTAYAM DISTRICT- 682 030**
- 4. THE STATE OF KERALA,
REPRESENTED BY JOINT SECRETARY TO GOVERNMENT,
INDUSTRIAL DEPARTMENT, GOVERNMENT OF KERALA,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695 001**

BY SR GOVERNMENT PLEADER SRI.P.J.DAVIS

**THIS WRIT APPEAL HAVING COME UP FOR ADMISSION
ON 25-06-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

**ASHOK BHUSHAN, CJ
&
A.M. SHAFFIQUE, J.**

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W.A. No. 1135 of 2015

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Dated this, the 25th day of June, 2015

J U D G M E N T

Ashok Bhushan, CJ

Heard the learned counsel for the appellant. This writ appeal has been filed against the judgment dated 26/2/2015 in W.P (C) No. 34790/2014. The writ petition filed by the appellant was dismissed by the learned Single Judge. Learned counsel for the appellant submits that he is taking statutory proceedings against the action taken by the respondents and he be permitted to withdraw the appeal with liberty to prosecute the statutory proceeding.

2. In the above view of the matter, we dismiss the appeal. However, dismissal of the appeal shall not preclude the appellant from prosecuting his statutory

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remedies.

Accordingly, the appeal is dismissed as withdrawn.

Sd/-
ASHOK BHUSHAN, CHIEF JUSTICE

Sd/-
A.M. SHAFFIQUE, JUDGE

Rp

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PS to Judge