

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

FRIDAY, THE 30TH DAY OF JANUARY 2015/10TH MAGHA, 1936

WP(C).No. 2291 of 2015 (J)

PETITIONER:

**ABDUL RASHIQ.A, S/O.ABDUL RAHIM,
PANATHITTA THEKKATHIL,
ERAVICHIRA NADUVIL, SOORANADU SOUTH,
PATHARAM P.O., KOLLAM DISTRICT.**

BY ADV. SRI.PRASAD CHANDRAN

RESPONDENT(S):

- 1. THE DIRECTOR,
DEPARTMENT OF MINING AND GEOLOGY,
DISTRICT OFFICE,
THIRUVANANTHAPURAM, PIN - 695039.**
- 2. THE GEOLOGIST, DISTRICT OFFICE,
DEPARTMENT OF MINING & GEOLOGY,
THIRUVANANTHAPURAM, PIN - 695039.**

BY SENIOR GOVERNMENT PLEADER SRI.JOSEPH GEORGE

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

APPENDIX

PETITIONER(S)' EXHIBITS :

- P1- TRUE COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT DATED 29.9.2014.
- P2- TRUE COPY OF THE LEASE AGREEMENT EXECUTED BY THE PETITIONER AND THE OWNER OF THE PROPERTY DATED 27.9.2014.
- P3- TRUE COPY OF THE CONSENT ISSUED BY THE PROPERTY OWNERS IN FAVOUR OF THE PETITIONER DATED 27.9.2014.
- P4- TRUE COPY OF THE ENCUMBRANCE CERTIFICATE ISSUED BY THE SUB REGISTRAR, VARKALA DATED 23.2.2013.
- P5- TRUE COPY OF THE LOCATION SKETCH ISSUED BY THE VILLAGE OFFICER, CHEMMARUTHY DATED 25.9.2014.
- P6- TRUE COPY OF THE SITE PLAN ISSUED BY THE VILLAGE OFFICER, CHEMMARUTHY DATED 25.9.2014.
- P7- TRUE COPY OF THE OWNERSHIP CERTIFICATE ISSUED BY THE VILLAGE OFFICER, CHEMMARUTHY DATED 25.9.2014.
- P8- TRUE COPY OF THE LAND TAX RECEIPT ISSUED BY THE VILLAGE OFFICER, CHEMMARUTHY DATED 20.11.2013.

RESPONDENT(S)' EXHIBITS: - NIL

/TRUE COPY/

P.S. TO JUDGE

mbr/

P.R. RAMACHANDRA MENON, J.

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W.P.(C). No. 2291 of 2015

Dated this the 30th day of January, 2015

JUDGMENT

The petitioner has approached this Court with the following prayers:

“i) to issue a writ of mandamus or any other appropriate writ, direction or order directing the respondents to grant the Dealer's License to the petitioner by considering Exhibit P1 application and issue the same, forthwith;

ii) to issue any other appropriate writ, direction or order which this Honourable Court deem fit in the circumstances of the case.”

2. The learned counsel for the petitioner submits that the grievance of the petitioner has already been highlighted in Ext.P1 which is pending consideration with the first respondent and that the petitioner will be satisfied if a direction is given to the said respondent to have it finalised within a reasonable time.

3. Heard the Government Pleader also, who submits that, the competent authority to consider the application for Dealers License is the first respondent and as such, the matter will be considered and finalised within the shortest reasonable time.

4. After hearing both sides, the writ petition is disposed of, directing the first respondent to finalise the above proceedings in accordance with law after giving an opportunity of hearing to the petitioner, at the earliest, at any rate within a period of 'one month' from the date of receipt of a copy of this judgment. The petitioner shall produce a copy of this judgment along with a copy of this writ petition before the first respondent for further steps.

**P.R. RAMACHANDRA MENON,
JUDGE.**

smm