

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

FRIDAY, THE 23RD DAY OF JANUARY 2015/3RD MAGHA, 1936

WP(C).No. 2422 of 2015 (C)

PETITIONER(S):

**K.ARUN, AGED 35 YEARS,
S/O.K.P.KARUNAKARA MENON, "KYLAS",
RAMANATTUKARA, KOZHIKODE DISTRICT,
REPRESENTED BY POWER OF ATTORNEY
HOLDER K.P.KARUNAKARA MENON, AGED 66 YEARS,
S/O.M.K.K.MENON, "KYLAS", RAMANATTUKARA,
KOZHIKODE DISTRICT.**

**BY ADVS.SRI.P.SAMSUDIN
SRI.K.C.ANTONY MATHEW
SRI.JITHIN LUKOSE**

RESPONDENT(S):

- 1. RAMANATTUKARA GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, RAMANATTUKARA,
P.O. - 673 633, KOZHIKODE DISTRICT.**
- 2. THE SECRETARY,
RAMANATTUKARA GRAMA PANCHAYAT, RAMANATTUKARA
P.O. - 673 633, KOZHIKODE DISTRICT.**
- 3. THE STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO THE DEPARTMENT
OF LOCAL SELF GOVERNMENT INSTITUTIONS,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM - 695 001.**

R3 BY GOVERNMENT PLEADER SMT.SAJEETHA K.G.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

msv/

WP(C).No. 2422 of 2015 (C)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. PHOTOGRAPHS SHOWING THE PRESENT NATURE AND LIE OF THE LAND.

EXHIBIT P2. TRUE COPY OF THE REPORT OF THE PRINCIPAL AGRICULTURAL OFFICER, KOZHIKOD, DATED 22.01.2008 ALONG WITH ENGLISH TRANSLATION.

EXHIBIT P3. TRUE COPY OF THE PROCEEDINGS DATED 10.03.2014 OF THE 2ND RESPONDENT ALONG WITH TRUE ENGLISH TRANSLATION.

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

DAMA SESHADRI NAIDU, J.

W.P.(c) No. 2422 of 2015

Dated this the 23rd day of January, 2015

JUDGMENT

In the light of the ratio laid down in **Revenue Divisional Officer Fort Kochi and others v. Jalaja Dileep and another** [2014 (1) KHC 96], the present writ petition is also disposed of on the same lines, applying the ratio laid down by the learned Division Bench in the said decision and thereby quashing Exhibit P3.

Consequently, the second respondent is directed to consider the application of the petitioner for building permission afresh, if necessary, by referring the matter to the District Town Planner, and thereafter pass appropriate orders thereon, as expeditiously as possible, at any rate within a period of six weeks from the date of receipt of a copy of this judgment.

**DAMA SESHADRI NAIDU
JUDGE**

DMR/-