

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

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

WP(C).No. 5696 of 2013 (J)

PETITIONER(S):

P.S. SUKUMARAN
S/O. P.K.SHANKUNNI, PARAKKAT HOUSE, VALLYSSERI DESOM
AVINISSERY VILLAGE, THRISSUR TALUK, P.O.AVINISSERY
THRISSUR DISTRICT-680 306.

BY ADV. SRI.LINDONS C.DAVIS

RESPONDENT(S):

1. THE AVINISSERY GRAMA PANCHAYATH
REPRESENTED BY ITS SECRETARY
OFFICE OF THE AVINISSERY GRAMA PANCHAYAT
AVINISSERY P.O., THRISSUR DISTRICT-680 306.
2. THE SECRETARY
AVINISSERY GRAMA PANCHAYAT
OFFICE OF THE AVINISSERY GRAMA PANCHAYAT
AVINISSERY P.O., THRISSUR DISTRICT-680 036.
3. THE CHERPPU RANGE TODDY TAPPING EMPLOYEES SAMITHI
REPRESENTED BY ITS CONVENER, SRI.P.B.BASI
S/O. P.K.BALAN, PALISSERY HOUSE, PERINGOTTUKARA DESOM
KIZHAKKUMURI VILLAGE, THRISSUR TALUK
LICENSEE NO.TS NO.11/2012-13 AND RUNNING TODDY
SHOP IN BUILDING NO.VIII/86, 87 OF AVINISSERY GRAMA PANCHAYAT
AVINISSERY GRAMA PANCHAYAT LIMIT, AVINISSERY P.O.
THRISSUR DISTRICT-680 306.

R1& R2 BY ADV. SRI.V.C.VALSAN
R1 & R2 BY ADV. SRI.M.N.MANOJ

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23-01-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) EXHIBITS

- EXT. P1 : COPY OF THE ORDINANCE NO.63/2012 (THE KERALA PANCHAYAT RAJ-
FOURTH AMENDANT-ORDINANCE, 2012), PROMULGATED BY THE
GOVERNOR OF KERALA AND PUBLISHED IN KERALA GAZETTE
DTD.25.11.2012.
- EXT. P2 : COPY OF THE LETTER ISSUED BY THE AVINISSERY GRAMA PANCHAYAT
TO THE 3RD RESPONDENT DTD.15.2.2013.

RESPONDENTS' EXHIBITS

- ANNEXURE R1 (A) : TRUE COPY OF THE LETTER ISSUED BY THE 3RD RESPONDENT
ALONG WITH ONE ANOTHER PERSON TO THE AVINISSERY
GRAMA PANCHAYAT, BEARING DATE 20.01.2013.
- ANNEXURE R1 (B) : TRUE COPY OF THE APPEAL MEMORANDUM BEARING
No.192/2013, DATED 20.2.2013, FILED BY THE 3RD RESPONDENT
BEFORE THE TRIBUNAL FOR LOCAL SELF GOVERNMENT
INSTITUTIONS AT THIRUVANANTHAPURAM.
- ANNEXURE R1 (C) : TRUE COPY OF THE INTERIM ORDER PASSED BY THE TRIBUNAL
FOR LOCAL SELF GOVERNMENT INSTITUTIONS AT
THIRUVANANTHAPURAM, DATED 21.2.2013, IN I.A NO.317/2013 IN
APPEAL No.192/2013.
- ANNEXURE R1 (D) : TRUE COPY OF THE LICENCE ISSUED BY THE DEPUTY
COMMISSIONER OF EXCISE THRISSUR TO THE 3RD RESPONDENT,
BEARING NOTARISED DATE AS 19.2.2013, FOR THE YEAR 2012-13.

// TRUE COPY //

P.A. TO JUDGE

Sou.

A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 5696 of 2013

Dated this the 23rd day of January, 2015

J U D G M E N T

The petitioner approached this Court alleging that the respondent is conducting a toddy shop.

2. Today, when the matter came up for hearing, the learned counsel for the petitioner submitted that at present, the toddy shop is not working and the petitioner is not intending to proceed with the writ petition for the time being.

Therefore, the writ petition is closed reserving the right of the petitioner to approach this Court if and when he is aggrieved by the action of the respondents.

Sd/-
A.V. RAMAKRISHNA PILLAI,
JUDGE

bka/-