

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

FRIDAY, THE 5TH DAY OF JUNE 2015/15TH JYAISHTA, 1937

WP(C).No. 6136 of 2011 (N)

PETITIONER:

THANKAMMA, W/O. L. T. KUTTAPPAN PILLAI,
AGED 78 YEARS, MOORITHITTA, USHA NIVAS,
THIRUVANVANDOOOR P.O., ALAPPUZHA IN - 689109.

BY ADVS. SRI. K. S. HARIHARAPUTHRAN
SRI. GEORGE MATHEW

RESPONDENTS:

1. THE ADDITIONAL DISTRICT MAGISTRATE,
COLLECTORATE, ALAPPUZHA.

2. KERALA STATE ELECTRICITY BOARD,
VYDHYUTHI BHAVAN, PATTOM,
THIRUVANANTHAPURAM
REP. BY ITS SECRETARY

3. ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION,
K.S.E. BOARD, CHANGANNOOR.

4. ASSISTANT ENGINEER, K.S.E.B.
KALLISSERI, CHENGANNUR.

5. BINDU ANIL KUMAR, W/O. ANIL KUMAR,
ASWATHI, THIRUVANVANDOOOR P.O.,
ALAPPUZHA PIN - 689109.

R, R-5 BY ADV. SRI. V. MAHENDRANATH

R, R2-4 BY ADV. SRI. SAJEEVKUMAR K. GOPAL, SC, KSEB

R BY SENIOR GOVERNMENT PLEADER SRI. THOMAS JOHN AMBOOKEN

R BY SRI. P. P. THAJUDEEN, SC, K.S.E.B

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05-06-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) EXHIBITS

- EXHIBIT P1 : TRUE COPY OF THE RECEIPT DTD. 22.02.2011 ISSUED BY THE VILLAGE OFFICER, THIRUVANVANDOOOR
- EXHIBIT P2 : TRUE COPY OF THE OBJECTION DTD. 19.01.2011 FILED BY THE PETITIONER.
- EXHIBIT P3 : TRUE COPY OF PETITION DTD. 24.02.2011.
- EXHIBIT P4 : TRUE COPY OF SKETCH.
- EXHIBIT P5 : TRUE COPY OF ORDER NO. KDIS. N2-62865/2010 DTD. 11.02.2011 PASSED BY THE 1ST RESPONDENT (AMENDED AS PER ORDER DTD. 22.03.2011 IN IA NO. 5295 OF 2011 IN WP(C) NO. 6136 OF 2011).

RESPONDENT(S) EXHIBITS:

- EXHIBIT R3(a) : TRUE COPY OF THE ROUGH SKETCH OF THE ROUTE.

/TRUE COPY/

P.A. TO JUDGE.

V. CHITAMBARESH, J

WP(C) NO. 6136 OF 2011

Dated this the 5th day of June, 2015

JUDGMENT

It is reported that a different route has been arrived by consensus. The new route does not touch the disputed pathway. The property of the petitioner is also not in any way affected.

2. The new road crosses the property of one Rajappan Nair and Vasumathi amma. Those persons have allegedly given consent to draw the electricity supply line. Respondents 2 to 4 are at liberty to draw the line accordingly. Ext.P5 order impugned in this writ petition will stand modified to the extent.

The Writ Petition is disposed of. No costs.

**V. CHITAMBARESH
JUDGE**

ncd