

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

WEDNESDAY, THE 11TH DAY OF FEBRUARY 2015/22ND MAGHA, 1936

WP(C).No. 4322 of 2015 (M)

PETITIONER(S):

1. **M.K VARGHESE, AGED 57 YEARS
S/O.M.V.KOCHAPPU, MENACHERY HOUSE, MANNUTHY
THRISSUR-680651.**
2. **JOSE PALOKARAN, AGED 53 YEARS
JOHNY, PALOKARAN HOUSE, ELANJIKULAM
MANNUTHY, THRISSUR-680651.**
3. **A.S.MADHUSUDANAN, AGED 55 YEARS
S/O.SANKUNNY, ADATTU HOUSE, MANNUTHY
THRISSUR-680651.**

**BY ADVS.SRI.P.M.MANOJ
SRI.S.RUSSEL
SRI.V.R.ARUN**

RESPONDENT(S):

1. **DISTRICT COLLECTOR
COLLECTORATE, CIVIL STATION, AYYANTHOLE
THRISSUR-680003.**
2. **REVENUE DIVISIONAL OFFICER
CIVIL STATION, AYYANTHOLE, THRISSUR-680003.**
3. **EXECUTIVE ENGINEER
OFFICE OF THE EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT (PWD), ROADS DIVISION
THRISSUR-680020.**
4. **SECRETARY
CORPORATION OF THRISSUR, THRISSUR-680001.**
5. **SUB INSPECTOR OF POLICE
MANNUTHY POLICE STATION, MANNUTHY, THRISSUR-680651.**

**R1-3, 5 BY SENIOR GOVERNMENT PLEADER SRI.MUHAMMED SHAFI. M
R4 BY SRI.K.P.VIJAYAN,SC,**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 11-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONERS' EXHIBITS

- P1; COPY OF THE SURVEY MAP OF BAZAR ROAD STARTING FROM MANNUTHY CENTER TO MUKKATTUKARA ROADS**
- P2: COPY OF THE SURVEY MAP OF BAZAR ROAD STARTING FROM MUKKATTUKARA ROAD TO FARM GATE**
- P3: COPY OF THE REPRESENTATION RESPONDENTS 1 TO 3**
- P4: COPY OF THE POSTAL RECEIPTS.**

RESPONDENTS' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

P.R. RAMACHANDRA MENON, J.

W.P(C). No. 4322 of 2015

Dated this the 11th day of February, 2015

J U D G M E N T

The petitioners have approached this Court with the following prayers:

“(a) Issue a writ of mandamus or any other appropriate writ or order directing the 1st respondent to adapt the due procedure envisaged under the Land Conservancy Act 1957 to evacuate the encroachers as detected in Exhibit P1 & P2 within a time limit prescribed by this Hon'ble Court.

(b) Issue a writ of mandamus or any other appropriate writ or order directing the respondents to consider and pass appropriate orders on Exhibit P3 representations within time limit prescribed by this Hon'ble Court.”

2. Heard the learned Government Pleader as well.

3. Considering the limited extent of relief sought for, this Court does not find it necessary to adjudicate the issue on merits.

4. After hearing both the sides, the writ petition is disposed of, directing the 1st respondent to consider and pass appropriate orders on Ext.P3 preferred by the petitioners, after affording an opportunity of hearing to the petitioners and other interested parties, if any. It shall be done, at expeditiously as

possible, at any rate, within two months from the date of receipt of a copy of this judgment.

The petitioners shall produce a copy of this judgment along with a copy of this writ petition before the 1st respondent for further steps.

Sd/-
P.R. RAMACHANDRA MENON, JUDGE.

Pn