

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE THE AG.CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

WEDNESDAY, THE 25TH DAY OF FEBRUARY 2015/6TH PHALGUNA, 1936

WP(C).No. 5311 of 2015 (L)

PETITIONER(S):

PANKAJAKSHAN K.V., AGED 49 YEARS
AGED 49 YEARS, S/O.VELAYUDHAN, KEEDAYI HOUSE
THALORE P.O., THRISSUR.

2. STATE OF KERALA,

BY ADVS.SRI.P.SANTHOSH (PODUVAL)
SMT.R.RAJITHA
SRI.K.D.SREEVISAKH

RESPONDENT(S):

1. STATE OF KERALA

REP.BY PRINCIPAL SECRETARY, HOME DEPARTMENT
SECRETARIAT, THIRUVANANTHAPURAM-695 001.

2. THE DISTRICT COLLECTOR,
THRISSUR DISTRICT-680 001.

3. THE SUPERINTENDENT OF POLICE,
THRISSUR DISTRICT-680 001.

4. THE CIRCLE INSPECTOR,
PUDUKKAD CIRCLE, THRISSUR DISTRICT-680 301.

5. THE REVENUE DIVISIONAL OFFICER,
THRISSUR-680 001.

6. THE VILLAGE OFFICER, AMBALLUR, THRISSUR-680 001.

7. THE GEOLOGIST, THRISSUR DISTRICT-680 001.

8. CHALDEAN SYRIAN CHURCH TRUST,
REP.BY ITS CHAIRMAN, MANALY, PUDUKKAD
ALAGAPPANAGAR P.O., THRISSUR DISTRICT-680 301.

9. SURAN, S/O.SUBRAMANIAN, KUPLIKKADAN HOUSE
ALAGAPPA NAGAR P.O., THRISSUR DISTRICT-680 301.

R1 TO R7 BY GOVERNMENT PLEADER SRI.C.R.SHYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
25-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 5311 of 2015 (L)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1:TRUE COPY OF LETTER OF AUTHORIZATION ISSUED BY THE 8TH
RESPONDENT AND ITS TRANSLATION.

EXT.P2:TRUE COPY OF THE ACKNOWLEDGEMENT FOR RECEIPT OF MONEY ISSUED
BY THE 5TH RESPONDENT.

EXT.P3:TRUE COPY OF THE APPLICATION DATED 03.02.2015 SUBMITTED BY THE
8TH RESPONDENT BEFORE 7TH RESPONDENTS AND ITS TRANSLATION.

EXT.P4:TRUE COPY OF THE REPRESENTATION SUBMITTED BEFORE 4TH
RESPONDENT.

RESPONDENT(S) ' EXHIBITS

NIL

/TRUE COPY/

PS TO JUDGE

ASHOK BHUSHAN, Ag.CJ & A.M.SHAFFIQUE, J

W.P(C).No. 5311 of 2015

Dated this the 25th February, 2015

JUDGMENT

Ashok Bhushan, Ag.CJ.

Heard learned counsel for the petitioner and the learned Government Pleader.

2. This Writ Petition has been filed seeking a direction to the fourth respondent to provide adequate and effective protection from the 9th respondent for completing the work of levelling the ground by filling the pits in the property of the 8th respondent.

3. The learned Government Pleader, on instruction, submits that in so far as filling of the pits is concerned, no permission is required and that the same can be undertaken by the petitioner. However, for transportation he requires Form-P from the Geologist. He further submits that allegation has been made against the 9th respondent in the Writ Petition, whereas no such person was found at

the place. He also submits that the whereabouts of the 9th respondent being not known, the apprehension of threat from him is misconceived.

Recording the submission of the learned Government Pleader, the Writ Petition is closed.

**ASHOK BHUSHAN
ACTING CHIEF JUSTICE**

**A.M.SHAFFIQUE
JUDGE**

vgs25/2/15