

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA

TUESDAY, THE 4TH DAY OF AUGUST 2015/13TH SRAVANA, 1937

WP(C).No.15682 of 2006 (P)

PETITIONERS :

1. N.A. RASHEED, AGED 40,
S/O. M. NOOHUKANNU, KOCHUMEENATHATHIL,
THODIYOOR NORTH P.O., KARUNAGAPPALLY, NOW WORKING
AS CIRCLE INSPECTOR OF POLICE, KOLLAM EAST.
2. S. VIJAYAN, AGED 41,
S/O. ZACHARIAS, SABU DALE, MANGADU P.O.,
KOLLAM, NOW WORKING AS SUB INSPECTOR OF POLICE,
KOLLAM EAST.

BY ADVS.SRI.R.T.PRADEEP
SRI.V.VIJULAL

RESPONDENTS :

1. GOPI KRISHNAN,
AZHAKATHU VEEDU, CHAVARA SOUTH, KARUNAGAPPALLY,
KOLLAM.
2. VIPIN,
THUSHARA, POLAYATHODUCHERRY, VADAKKEVILA,
KOLLAM.
3. BINU RAVEENDRAN,
ANITHA, HOUSE NO.558/13 KMC, BEACH ROAD,
KOLLAM.
4. THE SUPERINTENDENT OF POLICE, KOLLAM.
5. CONSUMER DISPUTES REDRESSAL FORUM,
KOLLAM.

R1 BY ADV. SRI.K.RAMAKUMAR (SR.)
R1 BY ADV. SRI.T.RAMPRASAD UNNI
R4 BY GOVERNMENT PLEADER SRI.P.V.ELIAS

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04-08-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS' EXHIBITS :-

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|--------|---|--|
| EXT.P1 | : | COPY OF COMPLAINT DTD.7.12.05 FILED BY THE 1ST RESPONDENT BEFORE THE HON'BLE CONSUMER DISPUTE REDRESSAL FORUM, KOLLAM. |
| EXT.P2 | : | COPY OF COMPLAINT DTD.28.12.05 BY THE 2ND RESPONDENT BEFORE THE CHIEF JUDICIAL MAGISTRATE, KOLLAM. |
| EXT.P3 | : | COPY OF F.I.R. DTD.8.1.2006 IN CRIME NO.43/06 OF EAST POLICE STATION. |
| EXT.P4 | : | COPY OF LIST OF PROPERTY SENT TO MAGISTRATE DTD.13.1.2006 BY ADDL. SUB INSPECTOR OF POLICE. |
| EXT.P5 | : | COPY OF OFFICE MEMORANDUM DTD.31.5.2006 OF CHIEF JUDICIAL MAGISTRATE COURT, KOLLAM. |
| EXT.P6 | : | COPY OF NOTICE DTD.31.1.2006 ISSUED BY FORUM TO PETITIONERS. |
| EXT.P7 | : | COPY OF WARRANT DTD.12.6.2006 FROM THE CONSUMER DISPUTES REDRESSAL FORUM, KOLLAM. |

RESPONDENTS' EXHIBITS :-NIL.

True copy

P.A to Judge

ANIL K.NARENDRA, J.

W.P.(C)No.15682 of 2006

Dated this the 4th day of August, 2015

JUDGMENT

The petitioners have filed this Writ Petition seeking a writ of certiorari to quash Exts.P6 and P7. By Ext.P6 the petitioners were issued with a notice to appear before the Consumer Disputes Redressal Forum, Kollam in Consumer Case No.451/2005 filed by the 1st respondent herein. Due to non-appearance of the petitioners the Consumer Disputes Redressal Forum issued Ext.P7 warrant. It was in such circumstances the petitioners have approached this Court in this Writ Petition seeking various reliefs.

2. Today, when the case was taken up for final hearing, the learned counsel for the 1st respondent would point out that the Consumer Disputes Redressal Forum had already disposed of Consumer Case No.451/2005 and in such circumstances nothing survives in this Writ Petition. Then the learned counsel

for the petitioners would submit that this Writ Petition may be closed recording the aforesaid submission made by the learned counsel for the 1st respondent.

In the said circumstances, this Writ Petition is closed recording the submission made by the learned counsel for the 1st respondent, who is none other than the complainant in Consumer Case No.451/2005, that the aforesaid complaint has already been disposed and as such nothing survives in this Writ Petition.

ANIL K.NARENDRAN, JUDGE

skj