

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

THURSDAY, THE 5TH DAY OF MARCH 2015/14TH PHALGUNA, 1936

WP(C).No. 7011 of 2015 (B)

PETITIONER:

**T.C.VARGHESE, S/O.CHERIA,
THELAPPILLY HOUSE,
PEECHANIKKAD NORTH,
PO PULIYANAM, ANGAMALI,
ERNAKULAM DISTRICT.**

**BY ADVS.SRI.K.V.SOHAN
SMT.SREEJA SOHAN.K.
SRI.ROVIN RODRIGUES**

RESPONDENT(S):

- 1. THE DISTRICT COLLECTOR,
CIVIL STATION, KAKKANAD, ERNAKULAM,
ERNAKULAM DISTRICT, PIN - 682 030.**
- 2. THE TAHSILDAR, ALUVA,
ERNAKULAM DISTRICT, PIN - 683 101.**

BY GOVERNMENT PLEADER SRI.JOSEPH GEORGE

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 05-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

WP(C).No. 7011 of 2015 (B)

APPENDIX

PETITIONER(S)' EXHIBITS:

- EXT P1 :** TRUE COPY OF THE NOTICE ISSUED BY RESPONDENT NO.2
DT. 13-02-2015.
- EXT P2 :** TRUE COPY OF THE OBJECTION SUBMITTED BY THE PETITIONER
DT 06-02-2013.
- EXT P3 :** TRUE COPY OF THE ORDER ISSUED BY RESPONDENT NO.2
DT. 13-02-2015.
- EXT P4 :** TRUE COPY OF THE APPEAL MEMORANDUM FILED BY THE
PETITIONER BEFORE RESPONDENT NO.1 DT. 27-02-2015.
- EXT P5 :** TRUE COPY OF THE APPLICATION DT. 27-02-2015 FOR STAY OF ALL
PROCEEDINGS PURSUANT TO EXT P3 ORDER.
- EXT P6 :** TRUE COPY OF THE ACKNOWLEDGEMENT DT. 28-02-2015 ISSUED BY
THE OFFICE OF RESPONDENT NO.1 ON RECEIVING EXT P4 APPEAL
AND P5 APPLICATION FOR STAY.

RESPONDENT(S)' EXHIBITS: - NIL

/TRUE COPY/

P.S. TO JUDGE

mbr/

P.R. RAMACHANDRA MENON, J.

W.P.(C).No.7011 of 2015

Dated this the 5th day of March, 2015

JUDGMENT

Being aggrieved of Ext.P3 order passed by the 2nd respondent ordering eviction, the petitioner has already moved to the 1st respondent by Ext.P4 appeal, along with Ext.P5 petition for stay. The said proceedings stand served to the 1st respondent as borne by Ext.P6 acknowledgment. The prayer is to cause the said proceedings to be considered and finalised at the earliest.

2. Heard the learned Government Pleader as well.

3. In view of the limited extent of relief sought for, this Court does not find it necessary to go into the merits of the case .

4. The Writ Petition is disposed of, directing the 1st respondent to consider and pass appropriate orders in Ext.P4 appeal, in accordance with law after affording an opportunity of hearing to the petitioner and other interested parties, if any, within two months. 'Status quo' shall be maintained till such time.

The petitioner shall produce a copy of this judgment along

with a copy of the writ petition before the first respondent for further steps.

sd/-
P.R. RAMACHANDRA MENON,
JUDGE

jv