

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

FRIDAY, THE 10TH DAY OF JULY 2015/19TH ASHADHA, 1937

WP(C).No. 7614 of 2015 (B)

PETITIONER(S):

**NATURE SUPER MARKET, A FIRM REGISTERED
UNDER THE INDIAN PARTNERSHIP ACT, HAVING
ITS OFFICE AT V.M.C. 6/219 BCDEF, NEAR MUNICIPAL BUS STAND,
VARKALA, AGED 59 YEARS, D/O.SREEDHARAN,
RESIDING AT SWAPNA NIVAS, VILAKKATHU KONAM,
PAZHAYAKUNNUMMEL, KILIMANOR P.O.,
PAZHAYAKKUNNUMMEL VILLAGE, CHIRAYINKEEZHU TALUK,
THIRUVANANTHAPURAM DISTRICT.**

**BY ADVS.SRI.JOHNSON GOMEZ
SRI.S.BIJU (KIZHAKKANELA)**

RESPONDENT(S):

- 1. THE VARKALA MUNICIPALITY, OFFICE OF THE
VARKALA MUNICIPALITY, VARKALA,
THIRUVANANTHAPURAM - 695 141, REPRESENTED
BY ITS SECRETARY.**
- 2. THE CHAIRMAN, THE VARKALA MUNICIPALITY,
OFFICE OF THE VARKALA MUNICIPALITY, VARKALA,
THIRUVANANTHAPURAM - 695 141.**
- 3. THE SECRETARY, THE VARKALA MUNICIPALITY,
OFFICE OF THE VARKALA MUNICIPALITY, VARKALA,
THIRUVANANTHAPURAM - 695 141.**
- 4. K.SURYA PRAKASH, THE CHAIRMAN,
THE VARKALA MUNICIPALITY,
OFFICE OF THE VARKALA MUNICIPALITY, VARKALA,
THIRUVANANTHAPURAM - 695 141.**

BY ADV. SRI.M.R.RAJESH, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

msv/

WP(C).No. 7614 of 2015 (B)

APPENDIX

PETITIONER(S)' EXHIBITS:

**EXT.P1: ACERTIFIED COPY OF THE COMMON JUDGMENT DTD.12TH DECEMBER
2014 IN WP(C) NO.24172 OF 2014 AND 23737 OF 2014 PASSED BY THIS
HON'BLE COURT.**

**EXT.P2: A TRUE COPY OF THE ORDER NO.A2-13160/2014 DTD.27.1.2015 ISSUED BY
THE SECRETARY OF THE VARKALA MUNICIPALITY.**

EXT.P2A: A TRUE COPY OF ENGLISH TRANSLATION OF EXT.P2.

EXT.P3: A TRUE COPY OF THE NOTICE DTD.30.1.2015 ISSUED BY THE RESPONDENT.

EXT.P3A: A TRUE COPY OF THE ENGLISH TRANSLATION OF EXT.P3.

**EXT.P4: A TRUE COPY OF THE COUNTER AFFIDAVIT DTD.4TH FEBRUARY 2015 IN
COC NO.144 OF 2015 FILED BY THE FOURTH RESPONDENT.**

EXT.P4A: A TRUE ENGLISH TRANSLATION OF ANNEXURE R1A IN EXT.P4.

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Ms v/

A.V.RAMAKRISHNA PILLAI, J

WPC Nos.7614/2015 & 12275/2015

Dated this the 10th day of July, 2015

JUDGMENT

The petitioners are challenging the order passed by the 4th respondent in WPC No.7614/2015 staying Ext.P2 order, which, according to the petitioners, was issued pursuant to Ext.P1 judgment.

According to the petitioner in WPC No.7614/2015 that this Court granted an interim stay on 17.4.2015 suspending the operation of Ext.P3 which is applicable to the other writ petition also.

Today when the matter came up for hearing, the learned counsel for both sides submitted that the writ petitions can be closed in the light of the interim order already passed.

Therefore, these writ petitions are closed making the interim order absolute.

**sd/- A.V.RAMAKRISHNA PILLAI
JUDGE**

css/

true copy

P.S.TO JUDGE