

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

MONDAY, THE 19TH DAY OF JANUARY 2015/29TH POUSHA, 1936

WP(C).No. 11181 of 2013 (W)

PETITIONER:

K SURESH BABU, AGED 49 YEARS
ADVOCATE, S/O. G.KRISHNA PILLAI, HOUSE NO. VP XIX-1513
KODARAM, VILAKUDY VILLAGE, PATHANAPURAM THALUK
KOLLAM DISTRICT.

BY ADVS.SRI.R.SURAJ KUMAR
SRI.SUNIL J.CHAKKALACKAL
SRI.SAJITH C.GEORGE
SRI.V.K.UNNIKRISHNAN (KOLLAM)

RESPONDENT(S) :

1. STATE OF KERALA
REPRESENTED BY THE SECRETARY TO GOVERNMENT OF KERALA
DEPARTMENT OF LOCAL SELF GOVERNMENT INSTITUTIONS
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM
PIN-695001.
2. THE VILAKKUDY GRAMA PANCHAYAT COMMITTEE
REPRESENTED BY ITS PRESIDENT
VILAKKUDI GRAMA PANCHAYATH OFFICE, KUNNICODU
KOLLAM DISTRICT-691508.
3. THE SECRETARY
VILAKKUDI GRAMA PANCHAYATH, KUNNICODE
KOLLAM DISTRICT-691508.

R2,R3 BY ADV. SRI.C.R.SIVAKUMAR
R BY GOVERNMENT PLEADER SRI.NOUSHAD THOTTATHIL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
19-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) .No. 11181 of 2013 (W)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT P1- TRUE COPY OF THE AUCTION NOTICE DATED DATED 10-04-2013
PUBLISHED BY THE 2ND RESPONDENT.

EXHIBIT P2- TRUE COPY OF THE REPRESENTATION DATED 17-04-2013
SUBMITTED BY THE PETITIONER.

EXHIBIT P3- TRUE COPY OF THE LAWYER'S NOTICE DATED 17-04-2013.

RESPONDENT(S) ' EXHIBITS:

EXHIBIT R3(1)- TRUE COPY OF THE DECISION NO.3 DATED 10.4.2013.

EXHIBIT R3(2)- TRUE COPY OF THE NOTICE DATED 19.4.2013

EXHIBIT R3(3)- TRUE COPY OF THE COMMUNICATION DATED 17.4.2013

EXHIBIT R3(4)- TRUE COPY OF THE NOTICE DATED 19.4.2013 ISSUED BY THE
THIRD RESPONDENT.

TRUE COPY

PA TO JUDGE

SCL.

A. V. RAMAKRISHNA PILLAI, J.

W.P.(C) No.11181 of 2013

Dated this the 19th day of January, 2015.

JUDGMENT

The petitioner is aggrieved by Ext.P1 notice of auction for the sale of meat issued by the third respondent. According to the petitioner, this is without establishing licensed slaughter house in the panchayat, in contravention to the law laid down by this Court in ***Mathew Vs. Valakom Grama Panchayat (KLT 2009(3) 572)***. According to the petitioner, if the third respondent is permitted to proceed with the said auction, the same would result in establishment of slaughtering houses and meat stalls even in thickly residential areas leading to pollution and health hazards.

2. The respondent panchayat filed a counter affidavit, wherein they have admitted that they have published a notice to the effect that they have stopped all the auction proceedings already scheduled. A true copy of the notice dated 19.4.2013 was also appended as Ext. R3(4) to the

counter affidavit.

In the light of the said averment, this Court is of the view that the writ petition need not be proceeded further. Therefore, the writ petition is closed without examining the merits.

Sd/-
A. V. RAMAKRISHNA PILLAI
JUDGE

Scl.