

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 6TH DAY OF JULY 2015/15TH ASHADHA, 1937

W.P.(C).No.20724 of 2006 (P)

PETITIONER(S):-

PALLATTU ELSAMMA, W/O. THOMAS, AGED 48 YEARS,
TEACHER, PALLATTU HOUSE,
VAYATTUPARAMBA P.O., VELLAD AMSOM, ALAKODE (VIA),
TALIPARAMBA TALUK, KANNUR DISTRICT.

BY ADVS.SRI.V.T.MADHAVANUNNI
SRI.V.A.SATHEESH
SMT.PREETHY KARUNAKARAN

RESPONDENT(S):-

1. ASSISTANT EXECUTIVE ENGINEER,
P.W.D. RODS SUB DIVISION, TALIPARAMBA,
TALIPARAMBA P.O., KANNUR DISTRICT.
2. O.V. SREEDHARAN,
P.W.D. CONTRACTOR, TRICHAMBARAM, TALIPARAMBA P.O.,
KANNUR DISTRICT.
3. THE STATE OF KERALA,
REPRESENTED BY ADVOCATE FOR GOVERNMENT,
HIGH COURT OF KERALA, ERNAKULAM.

R1 & R3 BY GOVERNMENT PLEADER SRI.S.JAMAL.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
06-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

APPENDIX

PETITIONER'S EXHIBITS:-

- EXT.P1 TRUE CERTIFIED COPY OF TITLE DEED NO.801/1988
 DATED 22.3.1988.
- EXT.P2 TRUE CERTIFIED COPY OF TITLE DEED NO.803/1988
 DATED 22.3.1988.
- EXT.P3 TRE COPY OF LAWYER NOTICE SENT TO RESPONDENT
 NOS.1 AND 2 DATED 16.5.2006.
- EXT.P4 TRUE CERTIFIED COPY OF REPLY NOTICE SENT BY
 RESPONDENT NO.2 TO PETITIOENR DATED 31.5.2006.
- EXT.P5 TRUE CERTIFIED COPY OF REPLY NOTICE SENT BY
 RESPONDENT NO.1 TO PETITIONER DATED 22.7.2006.

RESPONDENT'S EXHIBITS:-

- EXT.R1(a) TRUE COPY OF THE LETTER HANDING OVER POSSESSION
 TO THE PWD.
- EXT.R1(b) TRUE COPY OF THE RESOLUTION OF NADUVIL GRAMA
 PANCHAYAT.

Vku/-

[true copy]

K. Vinod Chandran, J.

W.P.(C).No.20724 of 2006-P

Dated this the 06th day of July, 2015

JUDGMENT

The petitioner, in the writ petition of 2006, is concerned with the widening of a road passing in front of the petitioner's property. The petitioner apprehended that the petitioner's property would be taken possession of, for the purpose of widening the road.

2. There was an interim order on 09.08.2006, wherein it was clarified that, if at all any portion of the petitioner's property is taken possession of, the same shall be only by due process of law. Hence, as of now nothing survives in the writ petition.

The writ petition is disposed of making the interim order absolute. No costs.

Sd/-
K.Vinod Chandran
Judge.

vku/-

[true copy]