

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE**

THURSDAY, THE 11TH DAY OF JUNE 2015/21ST JYAISHTA, 1937

WP(C).No. 11235 of 2015 (D)

PETITIONER(S):

- 1. C L DAVIS AGED 56 YEARS
S/O.CHOVVARAKKARAN LONAPPAN
RESIDING NEAR N.S.S. SCHOOL, SOUTH CALAKUDY
CHALAKUDY TALUK, THRISSUR DISTRICT.**
- 2. V.V. DEVASSYKUTTY
S/O.VAKAPARAMBIL VARGHESE @ VARUTHUTTY
ANNANAD DESOM, CHALAKUDY TALUK, THRISSUR DISTRICT.**
- 3. POPPY @ POULOSE
S/O.THEKKANATH KANNADAN KOCHUVARKEY
NORTH CHALAKUDY DESOM, POTTA VILLAGE
CHALAKUDY TALUK THRISSUR DISTRICT.**
- 4. K.Y. MOHAMMED
S/O.KOORATTUPARAMBIL YOUSUF
KODAPUZHA DESOM CHALAKUDY TALUK, THRISSUR DISTRICT.**

BY ADV. SRI.T.N.MANOJ

RESPONDENT(S):

- 1. M T POULOSE
SECRETARY, CITU UNION
OFFICE OF THE CITU UNION CHALAKUDY, 680 307.**
- 2. K.A. PAVUNNY
PRESIDENT, CITU UNION
OFFICE OF THE CITU UNION CHALAKUDY, 680 307.**
- 3. MURALI @ MURALEEDHARAN
S/O.THANKAPPAN, MURUKKUMTHARA, MANDIKUNNU
MURINGOOR, CHALAKUDY VIA. 680 308.**

4. SEBASTIAN
S/O.KURITHIKULANGARA THOMAN, EAST POTTA
NEAR ST.JOSEPH CHURCH, CHALAKUDY TALUK
CHALAKUDY P.O. 680307
5. C.L. VARGHESE
S/O.LONAPPAN, CHEENIKKA HOUSE, NORTH CHALAKUDY
NEAR ST.JAMES HOSPITAL, CHALAKUDY TALUK. 680307.
6. XAVIER @ POOLACHI, S/O.PATHROSE
POOLACHI HOUSE, VETTUKADAVU DESOM
CHALAKUDY TALUK CHALAKUDY P.O. 680 307.
7. SHANAVAS @ SHANU
S/O.MIANKUTTY, KALAKKATTUPARAMBIL
NORTH CHALAKUDY NEAR BRIGHT STAR CLUB
CHALAKUDY P.O. 680 307.
8. RAZAK @ SHINE
S/O.KABIR AMBATTUPARAMBIL, VETTUKADAVU DESOM
16TH COLONY, CHALAKUDY TALUK, CHALAKUDY P.O. 680 307.
9. XAVIER @ JOEPRI ZAVI
S/O.JOSE KATTUPARAMBAN
NEAR PARIYARAM MILK SOCIETY PARIYARAM
CHALAKUDY VIA. 680 308
10. SURESH, S/O.TAZHEKKATTIL NARAYANAN
NEAR RC CHURCH, CHALAKUDY. 680 307
11. SHYJU, S/O.THOMAS
NEAR KSRTC CANAL ROAD, CHALAKUDY TALUK. 680 307
12. BABY, S/O.OUSEPH
THANDEKKATTIL, NEAR R.C.CHURCH CANAL, CHALAKUDY TALUK
CHALAKUDY. 680 307.
13. BABU, S/O.OUSEPH
THANDEKKATTIL, NEAR R.C.CHURCH CANAL, CHALAKUDY TALUK
CHALAKUDY. 680 307.
14. VARGHESE @ GOONDU VARGHESE
S/O.KOTTAKKA OUSEPH, NEAR SEVANA CLUB, KUTTIKKAD DESOM
CHALAKUDY TALUK, KUTTIKKAD P.O. 680 308.
15. DEVASSY @ THANDIKKA
RESIDING NEAR R.C.CHURCH CANAL
CHALAKUDY TALUK CHALAKUDY P.O. 680 307.

16. THE SUB INSPECTOR OF POLICE
CHALAKUDY POLICE STATION, CHALAKUDY. 680 307.

BY SR GOVERNMENT PLEADER SRI.C.R.SYAMKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1 - TRUE COPY OF THE RECEIPT OF PAYMENT OF LICENSE FEES BY THE 1ST PETITIONER FOR THE YEAR 2015-16.
EXT.P2 - TRUE COPY OF THE RECEIPT OF PAYMENT OF LICENSE FEES BY THE 2ND PETITIONER FOR THE YEAR 2015-16.
EXT.P3 - TRUE COPY OF THE RECEIPT OF PAYMENT OF LICENSE FEES BY THE 3RD PETITIONER FOR THE YEAR 2015-16.
EXT.P4 - TRUE COPY OF THE RECEIPT OF PAYMENT OF LICENSE FEES BY THE 4TH PETITIONER FOR THE YEAR 2015-16.
EXT.P5 - TRUE COPY OF THE COMPLAINT FILED BY THE 1ST PETITIONER BEFORE THE 16TH RESPONDENT.
EXT.P5(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P
EXT.P6 - TRUE COPY OF THE RECEIPT EVIDENCES THE RECEIPT OF EXHIBIT P5 COMPLAINT
EXT.P6(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P6.
EXT.P7 - TRUE COPY OF THE COMPLAINT FILED BY THE 2ND PETITIONER BEFORE THE 16TH RESPONDENT.
EXT.P7(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P7.
EXT.P8 - TRUE COPY OF THE RECEIPT EVIDENCES THE RECEIPT OF EXHIBIT P7 COMPLAINT.
EXT.P8(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P8.
EXT.P9 - TRUE COPY OF THE COMPLAINT FILED BY THE 3RD PETITIONER BEFORE THE 16TH RESPONDENT.
EXT.P9(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P9.
EXT.P10 - TRUE COPY OF THE RECEIPT EVIDENCES THE RECEIPT OF EXHIBIT P9 COMPLAINT
EXT.P10(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P10.
EXT.P11 - TRUE COPY OF THE COMPLAINT FILED BY THE 4TH PETITIONER BEFORE THE 16TH RESPONDENT.
EXT.P11(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P11.
EXT.P12 - TRUE COPY OF THE RECEIPT EVIDENCES THE RECEIPT OF EXHIBIT P11 COMPLAINT
EXT.P12(A) - TRUE ENGLISH TRANSLATION OF EXHIBIT P12.

RESPONDENT(S)' EXHIBITS NIL

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//TRUE COPY//

PS TO JUDGE

ASHOK BHUSHAN, CJ

&

A.M. SHAFFIQUE, J.

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W.P (C) No. 11235 of 2015

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Dated this, the 11th day of June, 2015

J U D G M E N T

Ashok Bhushan, CJ

Heard the learned counsel for the petitioners and the learned Government Pleader.

2. Notice has been issued to the private respondents which have been served, but no one has appeared on behalf of the private respondents. Petitioner by this writ petition has come up seeking direction to the 16th respondent to render protection to the petitioners from respondents 1 to 15 to carry out meat vending in the meat stalls within the Chalakudy market.

3. Learned Government Pleader has submitted that respondent Nos.1 to 15 were erstwhile workers of the petitioners but are demanding bonus due to which certain issues have arisen between the parties. He however submits that, as on date, there is no law and order situation and petitioners are carrying out their business. In the above view of the matter, we see no reason to

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issue any direction as sought for. We only observe that police authorities shall ensure that law and order is maintained. Petitioner is free to bring to the notice of the police authorities if any offence is committed or there is attempt to commit offence.

Writ petition is closed.

Sd/-

ASHOK BHUSHAN, CHIEF JUSTICE

Sd/-

A.M. SHAFFIQUE, JUDGE

Rp

//True Copy//

PS to Judge