

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE SMT. JUSTICE P.V.ASHA

THURSDAY, THE 21ST DAY OF MAY 2015/31ST VAISAKHA, 1937

WP(C) .No. 16506 of 2012 (K)

PETITIONER:

C.R.LAKSHMIKUTTY, AGED 73 YEARS
D/O.RAMAN, CHANJAPLACKAL HOUSE, PERINGASSERY P.O.
UDUMBANOOR, THODUPUZHA-685581

BY ADVS.SRI.ALEXANDER JOSEPH
SRI.T.P.JOSEPH

RESPONDENTS:

1. STATE OF KERALA
REPRESENTED BY ITS SECRETARY, DEPARTMENT OF REVENUE
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001

2. THE DIVISIONAL FOREST OFFICER
KOTHAMANGALAM-686691

3. THE REVENUE DIVISIONAL OFFICER
PINAVU, IDUKKI-685603

4. UDUMBANOOR GRAMA PANCHAYAT
REP. BY ITS SECRETARY, UDUMBANOOR P.O.
THODUPUZHA-685595

5. SAJAN.C.D., AGED 33 YEARS
S/O.DAMODARAN, CHANJAPLACKAL HOUSE, PERINGASSERY P.O.
UDUMBANOOR, THODUPUZHA-685595.

SRI.RAFEEK.V.K., GOVERNMENT PLEADER
R4 BY ADV. SRI.MATHEW JOHN (K)
R4 BY ADV. SRI.DOMSON J.VATTAKUZH
R5 BY ADV. SRI.S.K.MURALEEDHARA KAIMAL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
21-05-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

RKC

P.V.ASHA, J.,

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W.P.(C) No.16506 of 2012
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Dated this the 21st day of May, 2015

JUDGMENT

The petitioner approached this Court with the following prayers:

- i. Issue a writ of certiorari or any other appropriate writ, order or direction, quashing all proceedings of the 4th respondent leading to Ext.P4 including the issuance of building number UP IX/428A, building tax assessment in favour of the 5th respondent;*
- ii. Issue a writ of mandamus or any other appropriate writ, order or direction, directing the 4th respondent to cancel the building number UP IX/428A, building tax assessment and ownership certificate issued to the 5th respondent;*
- iii. Issue a writ of mandamus or any other appropriate writ, order or direction, directing the 4th respondent to consider and dispose off Exts.P5, P6 and P7 after giving an opportunity of being heard to the petitioner within the time frame fixed by this Honourable Court;*

2. The learned Counsel for the petitioner submits that subsequent to the filing of the writ petition, the Panchayat issued order No.A5-1058/12 dated 25.1.2014 cancelling the allotment of building number to the 5th respondent, after conducting an enquiry on the complaint preferred by the petitioner and on

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arriving at a finding that the 5th respondent had deliberately mislead the Panchayat on account of which they had allotted the building number. The petitioner is satisfied with the proceedings dated 25.1.2014 of the Panchayat. In the light of the above, no further orders are necessary in the case. Accordingly the writ petition is closed.

sd/-
P.V.ASHA,
JUDGE.

rkc