

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 28TH DAY OF APRIL 2015/8TH VAISAKHA, 1937

WP(C).No. 13343 of 2015 (P)

PETITIONER :

**K.G. DANIEL
S/O. GEEVARGHESE
KUNNITHOTTATHIL HOUSE
PATHANAMTHITTA P.O.,
PATHANAMTHITTA.**

BY ADV. SRI.AJEESH K.SASI

RESPONDENT(S) :

- 1. THE PATHANAMTHITTA MUNICIPALITY
PATHANAMTHITTA
REPRESENTED BY ITS SECRETARY – 689 001.**
- 2. THE SECRETARY
PATHANAMTHITTA MUNICIPALITY
PATHANAMTHITTA – 689 001.**
- 3. THE MUNICIPAL COUNCIL
PATHANAMTHITTA MUNICIPALITY
REPRESENTED BY ITS CHAIRMAN-689 001.**
- 4. MATHEW K. VARGHESE
KUNNITHOTTATHIL HOUSE
PATHANAMTHITTA P.O.,
PATHANAMTHITTA – 689 001.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 28-04-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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APPENDIX

PETITIONER'S EXHIBITS :

**EXT.P1 : COPY OF THE NOTICE DATED 12.2.2015 ISSUED BY THE 2ND
RESPONDENT.**

**EXT.P2 COPY OF THE APPEAL PREFERRED BY THE PETITIONER DATED
22.2.2015.**

**EXT.P3 COPY OF THE ACKNOWLEDGMENT RECEIPT ISSUED BY THE
MUNICIPALITY.**

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

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K.Vinod Chandran, J.

W.P.(C).No.13343 of 2015-P

Dated this the 28th day of April, 2015

JUDGMENT

The petitioner is aggrieved by the notice issued by the respondent-Municipality, evidenced at Exhibit P1. Aggrieved by the said notice, the petitioner filed Exhibit P2 appeal before the Municipal Council, the 3rd respondent, accompanied by Exhibit P3 application for stay. The grievance of the petitioner is that the Municipality is taking hectic steps to cut and remove the coconut tree, the subject matter in issue.

2. In the facts and circumstances of the case, Exhibit P1 notice would stand stayed till Exhibit P3 stay application is disposed of by the 3rd respondent, which shall be done within a period of one month from today, after which the matter shall be governed by such interim order passed in appeal.

The writ petition is disposed of as above.

Sd/-
K.Vinod Chandran
Judge

vkul/-

[true copy]