

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 12TH DAY OF MAY 2015/22ND VAISAKHA, 1937

WP(C).No. 13484 of 2015 (I)

-----

PETITIONER(S) :-

-----

MANOJ KUMAR, AGED 45 YEARS  
S/O KRISHNANKUTTY, KALLINGAL HOUSE, KANNAMPULLIPPURAM  
CHENTHRAPPINNY, KODUNGALLOOR, THRISSUR  
(OWNER OF LORRY BEARING REGISTRATION NUMBER KL-47B/5240)

BY ADV. SRI.G.SANTHOSH KUMAR (P).

RESPONDENT(S) :-

-----

THE SUB INSPECTOR OF POLICE  
KALADY POLICE STATION, ERNAKULAM DISTRICT, PIN 683542

BY GOVERNMENT PLEADER SRI.A.MOHAMED SAVAD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 12-05-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

jvt

WP(C) .No. 13484 of 2015 (I)  
-----

APPENDIX

PETITIONER(S) ' EXHIBITS :-  
-----

EXHBIIT P1 TRUE COPY OF THE CERTIFICATE OF REGISTRATION OF  
VEHICLE NO KL-47B/5240.

EXHBIIT P2 TRUE COPY OF THE F.I.R IN CRIME NO 1157 ALONG WITH  
SEIZURE MAHAZAR DATED 27-04-2015 PREPARED BY THE RESPONDENT.

EXHBITI P3 TRUE COPY OF THE JUDGMENT DATED 23-05-2013 IN W.P(C)  
NO 12868 OF 2013.

RESPONDENT(S) ' EXHIBITS :- NIL  
-----

//TRUE COPY//

P.A. TO JUDGE

**A. MUHAMED MUSTAQUE, J.**

-----  
**W.P.(C) No.13484 of 2015**  
-----

**Dated this the 12<sup>th</sup> day of May 2015**

**J U D G M E N T**

The petitioner's vehicle, bearing registration No.KL-47B/5240 has been seized for transporting ordinary earth without valid permit. The petitioner now express his willingness to compound the offence.

2. If that be so, the petitioner is permitted to compound the offence on payment of ₹25,000/- (Rupees twenty-five thousand only). On payment as above, the respondent shall release the vehicle to the petitioner. Needless to say, once the offence is compounded, no prosecution proceedings shall be initiated against the petitioner in respect of the incident which led to the instant writ petition. The respondent shall report the composition before the competent jurisdictional magistrate by filing a final report. It is made clear that the vehicle shall be released to the petitioner only if the vehicle is involved in any offence compoundable under the Kerala Minor Mineral Concession Rules.

The writ petition is disposed of as above.

**Sd/-  
A. MUHAMED MUSTAQUE  
JUDGE**