

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 8TH DAY OF MAY 2015/18TH VAISAKHA, 1937

WP(C).No. 13505 of 2015 (K)

PETITIONER:

**C.JAGADAMMA, AJITH BHAVAN,
WARD NO XI, CHERTHALA MUNICIPALITY,
ALAPPUZHA DISTRICT.**

**BY ADVS.SRI.MURALI PURUSHOTHAMAN
SRI.DEEPU LAL MOHAN
SMT.S.LEENA
SRI.K.S.PRENJITH KUMAR**

RESPONDENT(S):

- 1. CHERTHALA MUNICIPALITY,
REPRESENTED BY ITS SECRETARY,
CHERTHALA P.O, CHERTHALA, PIN-688 524.**
- 2. THE SECRETARY, CHERTHALA MUNICIPALITY,
CHERTHALA P.O, CHERTHALA, PIN-688 524.**
- 3. P.N. VIKRAMA PANICKER,
AMBADI, KADAKKARAPALLI P.O,
CHERTHALA, PIN-688 529.**

BY ADV. SRI.JOBY CYRIAC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 08-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

WP(C).No. 13505 of 2015 (K)

APPENDIX

PETITIONER(S)' EXHIBITS:

**EXHIBIT P1: THE PHOTOCOPY OF THE DECISION DATED 24.3.1999 TAKEN AND
COUNTER SIGNED BY THE PETITIONER AND THE 2ND RESPONDENT.**

**EXHIBIT P2: THE PHOTOCOPY OF THE REPRESENTATION DATED 11.11.2010
SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.**

**EXHIBIT P3: THE PHOTOCOPY OF THE REPRESENTATION DATED 21.4.2015
SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.**

**EXHIBIT P4: THE PHOTOCOPY OF THE RECEIPT ISSUED BY THE 1ST RESPONDENT
EVIDENCING RECEIPT OF EXT.P3.**

RESPONDENT(S)' EXHIBITS: - NIL

/TRUE COPY/

P.S. TO JUDGE

mbr/

A.MUHAMED MUSTAQUE, J.

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**W.P.(C).No.13505/2015**  
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Dated this the 8th Day of May, 2015

J U D G M E N T

The petitioner approached the second respondent by Ext.P3 complaining about illegal construction activities by the third respondent. It is also complained that by such construction, petitioner's right to light, air and privacy will also be lost.

2. In view of the pendency of Ext.P3, there shall be a direction to the second respondent to consider Ext.P3 after hearing the petitioner or her representative and the third respondent within a period of one month and take appropriate decision thereon. If it is found that the construction is being undertaken in violation of the Kerala Municipality Building Rules, necessary action will be taken to stop that activity without any delay. The writ petition is disposed of as above. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE