

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

WP(C).No. 14000 of 2015 (Y)

PETITIONER :

C.K.PONNAPPAN, AGED 57 YEARS,
S/O.KOCHITA, RESIDING AT CHITNATHADATHIL HOUSE
PALAKUZHA VILLAGE, KOZHYPILLI KARA, KOOTHATTUKULAM PO
ERNAKULAM DISTRICT, PINCODE-686 662.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENTS :

1. STATE OF KERALA
REPRESENTED BY ITS SECRETARY
DEPARTMENT OF HOME AFFAIRS
GOVERNMENT SECRETARIAT ANNEX, TRIVANDRUM - 695 001.
2. THE SUB INSPECTOR OF POLICE
KOOTHATTUKULAM POLICE STATION, ERNAKULAM DISTRICT
PINCODE-686 662.
3. K.O. VARGHESE, AGED 65 YEARS
S/O.OUSEPH, RESIDING AT KUTTAPPALIL HOUSE, PALAKUZHA
KOZHIPILLI, KOOTHATTUKULAM PO, ERNAKULAM DISTRICT
PINCODE-686 626.
4. LEELA VARGHESE, AGED 55 YEARS
W/O.K.O.VARGHESE, KUTTAPPALIL HOUSE, PALAKUZHA
KOZHIPILLI, KOOTHATTUKULAM PO, ERNAKULAM DISTRICT
PINCODE-686 626.
5. PALAKUZHA GRAMA PANCHAYATH
REPRESENTED BY ITS SECRETARY, PALAKUZHA, MUVATTUPUZHA
ERNAKULAM DISTRICT, PINCODE - 686 662.

R1& R2 BY STATE ATTORNEY, SRI.P. VIJAYARAGHAVAN
R5 BY ADV. SRI.N.K.KARNIS

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

WP(C).No. 14000 of 2015 (Y)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 - TRUE COPY OF THE REPRESENTATION DATED 05.05.2015 SUBMITTED BY
THE PETITIONER TO THE SUB INSPECTOR OF POLICE, KOOHATTUKULAM.

RESPONDENTS' EXHIBITS :

NIL

/TRUE COPY/

PA TO JUDGE

**ASHOK BHUSHAN, CJ
&
A.M.SHAFFIQUE, J**

W.P(C).No.14000 of 2015

Dated this the 21st May, 2015

JUDGMENT

Shaffique, J.

The petitioner has approached this Court inter alia contending that the public road, namely, Kozhipilli Kurizha Pakkumapara Road is the only access to his agricultural property and on account of certain disputes with respondents 3 and 4, they are intending to obstruct the petitioner from using the public road.

2. The learned State Attorney, on instructions, would submit that when an enquiry was made in the locality, it was understood that the private respondents do not intend to create any objection to the petitioner in using the public pathway.

3. In the above circumstances, we do not think it necessary to issue any order as prayed for. However, we

only observe that if there is any such obstruction, on the complaint of the petitioner, the respondent Police authorities shall look into the matter and do the needful.

The Writ Petition is closed.

**Sd/-
ASHOK BHUSHAN
CHIEF JUSTICE**

**Sd/-
A.M.SHAFFIQUE
JUDGE**

vgs21/5/15