

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. 14403 of 2015 (A)

PETITIONER(S) :-

T.V.ANOOP, AGED 30 YEARS
S/O.VENU, THUMBARATHY HOUSE, PALLIKUNNU DESAM
MATTATHUR VILLAGE, KODALY.P.O., CHALAKKUDY TALUK
THRISSUR DISTRICT.

BY ADV. SRI.P.M.ZIRAJ

RESPONDENT(S) :-

1. THE DISTRICT GEOLOGIST
DEPARTMENT OF MINING AND GEOLOGY
THRISSUR DISTRICT-680 001.
2. THE DIRECTOR
MINING AND GEOLOGY, OFFICE OF THE MINING AND GEOLOGY
KESAVADASAPURAM, PATTAM, THIRUVANANTHAPURAM-695 001.
3. THE STATE OF KERALA
REPRESENTED BY SECRETARY TO GOVERNMENT
INDUSTRIES DEPARTMENT, GOVERNMENT OF KERALA
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001.

BY GOVERNMENT PLEADER SRI.MOHAMED SHAFI M.

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. 14403 of 2015 (A)

APPENDIX

PETITIONER(S) ' EXHIBITS :-

P1- TRUE COPY OF THE BUILDING PERMIT DATED 18.02.2015 ISSUED BY
THE SECRETARY, MATTATHUR GRAMA PANCHAYATH.

P2- TRUE COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER
BEFORE THE FIRST RESPONDENT DATED 2.5.2015.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

A. MUHAMED MUSTAQUE, J.

W.P.(C) No.14403 of 2015

Dated this the 12th day of May 2015

J U D G M E N T

The petitioner is the holder of a residential building permit. He wants to extract ordinary earth from the site covered by the building permit.

2. In view of Government Order, G.O.(P).No.93/2014/ID, dated 30/06/2014, no quarrying permit is necessary for extracting ordinary earth. However, for transporting ordinary earth, 'O(A)' form is necessary. Accordingly, there shall be a direction to the first respondent to issue 'O(A)' form on being satisfied with the genuineness of the claim of the petitioner based on Ext.P1 building permit without insisting for No-objection Certificate within a period of ten days. The first respondent need not restrict the petitioner to limit the number of vehicle to be used for transporting earth. However, in the O(A) form the vehicle's registration number shall be mentioned.

The writ petition is disposed of as above. No costs.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE