

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

MONDAY, THE 25TH DAY OF MAY 2015/4TH JYAISHTA, 1937

WP(C).No. 15261 of 2015 (G)

PETITIONER :

**M/S.JASMIN TIMBERS,
ALLAPRA, VENGOLA, ERNAKULAM DISTRICT,
REPRESENTED BY THE PROPRIETOR,
VEERAN, AGED 55 YEARS, S/O.KOCH AHAMMED.**

BY ADV. SRI.K.I.SAGEER

RESPONDENT(S):

- 1. VENGOLA GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, VENGOLA,
ERNAKULAM DISTRICT-683 554.**
- 2. THE SECRETARY,
VENGOLA GRAMA PANCHAYAT,
REPRESENTED BY THE SECRETARY, VENGOLA,
ERNAKULAM DISTRICT-683 554.**

BY SRI.C.A.NAVAS

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING :**

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APPENDIX

PETITIONER(S)' EXHIBITS

- EXT. P1 : TRUE COPY OF THE LICENSE A1-410/06-07 DT. NIL.
- EXT. P2 : TRUE COPY OF THE INTERIM ORDER DT. 27-3-2009 IN WPC.NO. 9155/2007 OF HONOURABLE HIGH COURT.
- EXT. P3 : TRUE COPY OF THE ORDER DT. 21-4-2014 IN SLP (CIVIL)NO.22856/2011 OF THE HONOURABLE SUPREME COURT.
- EXT. P4 : TRUE COPY OF THE D & O LICENSE FEE RECEIPT NO.69. DT. 11-10-2011.
- EXT. P5 : TRUE COPY OF THE TAX RECEIPT NO.6971644 DT. 5-3-2014.
- EXT. P6 : TRUE COPY OF THE FOREST NOC NO. 390/2013 DT. 13-11-2013.
- EXT. P7 : TRUE COPY OF THE NOC FROM THE POLLUTION CONTROL BOARD NO.PCB/EKM/DO2/IAO-393/2011 DT. 5-11-2013.
- EXT. P8 : TRUE COPY OF THE FIRE NOC NO.G.8010/14 DT. 10-10-2014.
- EXT. P9 : TRUE COPY OF THE NOC FROM DMO NO.C2-22206/13(L.DIS) DT. 30-11-2013.
- EXT. P10 : TRUE COPY OF THE FACTORY LICENSE DT. 24-12-2014.
- EXT. P11 : TRUE COPY OF THE RECEIPT DT. 5-3-2014.
- EXT. P12 : TRUE COPY OF THE RENEWAL APPLICATION DT. 21-4-2015.
- EXT. P13 : TRUE COPY OF THE JUDGMENT DT. 9-4-2015 IN WPC.NO. 10462/15 OF HONOURABLE HIGH COURT .

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.S.TO JUDGE

A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 15261 of 2015

Dated this the 25th day of May, 2015.

JUDGMENT

Non-consideration of the petitioner's application for renewal of licence for running a saw mill by the respondent Panchayat is the cause of action in this writ petition.

2. The petitioner is aggrieved by the refusal of expansion and non-renewal of licence by the respondent in spite of obtaining statutory clearance from the concerned department. According to the petitioner, he has obtained clearance from the Pollution Control Board, Health, Fire, Forest etc. There is no further requirement for statutory renewal. The petitioner points out that the denial on the part of respondents 1 and 2 in renewing the licence is without any valid reason.

3. When the matter was taken up for hearing, the learned counsel for the petitioner invited my attention to the ratio of the decision laid down by this Court in W.P.(C)

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No.15120 of 2015, which covers a similar situation.

In the light of the above, this writ petition is disposed of on the same line applying the ratio laid down by this Court in the aforesaid case.

Sd/-
A.V. RAMAKRISHNA PILLAI
JUDGE

Scl.