

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 27TH DAY OF MAY 2015/6TH JYAISHTA, 1937

WP(C).No. 15617 of 2015 (B)

PETITIONER:

**T.MOHANAN,
S/O. THEVAN, P.M.ENTERPRISES, SARADHA BHAVAN
BUILDING R-16, SOUTH RAILWAY STATION ROAD
ERNAKULAM-682 016.**

BY ADV. SRI.JEEVAN MATHEW MANAYANI

RESPONDENTS:

- 1. THE DISTRICT COLLECTOR
COLLECTORATE, KAKKANAD, KOCHI-682 030.**
- 2. THE TAHSILDAR
TALUK OFFICE, KANAYANNUR, KOCHI-682 011.**
- 3. THE KOCHI METRO RAIL
REGD.OFFICE AT 8TH FLOOR, REVENUE TOWERS, PARK AVENUE
KOCHI-682 011, REPRESENTED BY ITS MANAGING DIRECTOR.**
- 4. STATE OF KERALA
REPRESENTED BY ITS DISTRICT COLLECTOR, COLLECTORATE
KAKKANAD, KOCHI-682 030.**

**R1, R2 & R4 BY GOVERNMENT PLEADER SRI. GIKKU JACOB
R3 BY SMT.M.U.VIJAYALAKSHMI, SC, KOCHI METRO RAIL LTD.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
27-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

WP(C).No. 15617 of 2015 (B)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : COPY OF THE WORKING AGREEMENT ISSUED BY THE SOUTHERN RAILWAY TO THE PETITIONER DTD.1.12.2008.**
- P2 : COPY OF RIDER AGREEMENT OF THE SOUTHERN RAILWAY DTD.17.2.2012.**
- P3 : COPY OF THE RIDER AGREEMENT DTD.11.9.2012 OF THE SOUTHERN RAILWAY TO THE PETITIONER.**
- P4 : COPY OF THE PETITION FILED BY THE PETITIONER BEFORE RESPONDENTS 1 TO 3 DTD.22.5.2015.**

RESPONDENT(S)' EXHIBITS:-NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 15617 OF 2015

Dated this the 27th day of May, 2015

JUDGMENT

The petitioner is conducting a Janasadharan Ticket Booking Sewak Counter near the Ernakulam Junction. He contends that he is entitled to run the counter till 27.08.2015 as per the agreement entered into with the Southern Railways. The petitioner apprehends his eviction from the leased premises for the Kochi Metro Rail Project.

2. The petitioner has in this regard submitted Ext. P4 representation with the first respondent. The petitioner seeks time to vacate the premises and also compensation as a tenant in possession. It is for the first respondent to consider Ext. P4 representation with notice to the necessary parties.

3. I direct the first respondent to consider Ext. P4 representation with notice to the petitioner, the Kochi Metro Rail, the Southern Railways as well as the owner of the premises. The needful shall be done within a period of one month from the date of production of a copy of this judgment.

The petitioner shall furnish the address of the officials and owner of the premises to the District Collector along with a copy of this judgment.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS