

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

FRIDAY, THE 20TH DAY OF MARCH 2015/29TH PHALGUNA, 1936

WP(C).No. 20200 of 2012 (Y)

PETITIONER(S) :

1. ALEX THOMAS,
NEDUMCHIRA HOUSE, CHAMMANAMPADI JUNCTION,
GANDHI NAGAR.P.O., KOTTAYAM.
2. RAJAN JOHN,
MANGALATHOTTU HOUS, CHAMMANAMPADI JUNCTION,
GANDHI NAGAR.P.O., KOTTAYAM.
3. MARIAM JOSEPH,
VARAPPADAVIL HOUSE, CHAMMANAMPADI JUNCTION,
GANDHI NAGAR.P.O, KOTTAYAM.
4. C.O.BABU,
ALELIL HOUSE, CHAMMANAMPADI JUNCTION, GANDHI NAGAR.P.O.,
KOTTAYAM.

BY ADVS.SRI.K.JAJU BABU
SMT.M.U.VIJAYALAKSHMI
SRI.T.R.SADEESAN
SRI.T.S.SHYAM PRASANTH
SMT.DIVYA CHANDRAN

RESPONDENT(S) :

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO GOVERNMENT,
PUBLIC WORKS DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM-695 001.
2. THE EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT (ROADS DIVISION),
NEAR KSRTC BUS STAND, KOTTAYAM, PIN-686 001.

BY GOVERNMENT PLEADER SRI. RAFAEEK V.K.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 20-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

rvs.

APPENDIX

PETITIONER(S) ' EXHIBITS :

EXT. P1: COPY OF COMPLAINT DATED 20/08/2012 SUBMITTED BY THE
PETITIONERS BEFORE THE RESPONDENTS.

EXT. P2: COPY OF SURVEY SKETCH OF THE PROPERTIES OF THE
PETITIONERS.

RESPONDENT(S) ' EXHIBITS :

NIL.

/TRUE COPY/

P.A.TO JUDGE

RVS.

A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 20200 of 2012

Dated this the 20th day of March, 2015

J U D G M E N T

The petitioners have approached this Court alleging that the contractor deputed by the 2nd respondent is taking steps to cause obstruction to the only access road to the houses of the petitioners.

2. The petitioners are residing in the houses near the plots, covered by properties included in Ext.P2. They constructed buildings during the years, 1960-1970. The petitioners allege that there are five houses in the said plot. According to them, the said plot is situated at a height of 6.5 meters from the main road, which is the PWD road running between Gandhi Nagar and Medical College. The petitioners allege that there is an approach road along the properties of the petitioners crossing the PWD road. The petitioners' apprehension is that the said road is about to be demolished by the contractor deputed

by the 2nd respondent.

3. When the matter came up for admission, this Court, by interim order dated 22.08.2012, directed the 2nd respondent to consider the grievance of the petitioners raised in Ext.P1 representation and to take appropriate decision in the matter within a time frame.

4. Today, when the matter came up for hearing, the learned counsel for the petitioners submitted that in the light of the interim order already passed, no further orders are required for the time being.

Recording the said submission, the writ petition is closed.

Sd/-
A.V. RAMAKRISHNA PILLAI
JUDGE

bka/-