

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 29TH DAY OF JUNE 2015/8TH ASHADHA, 1937

WP(C).No. 17431 of 2015 (D)

PETITIONER(S):

1. **P V SUNIL, AGED 48 YEARS**
S/O.VELAPPANKUTTY, POTTAYIL HOUSE, OLLUR P.O.
THRISSUR, PROPRIETOR
M/S.TWO STAR DESIGNS GOLD COVERING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
2. **JOBY A.P., AGED 41 YEARS**
S/O.PAULOSE, ARIMPULLY HOUSE, OLLUR P.O.
THRISSUR, PROPRIETOR, M/S.BEE PEE IMITATIONS
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
3. **I.J.RAPHY, AGED 44 YEARS**
S/O.JOSE, IYYU HOUSE, CHIRAYAM P.O.
THRISSUR, PROPRIETOR, M/S.THREE STAR ELECTRO PLATING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
4. **M.J.MELVIN, AGED 44 YEARS**
S/O.JOSE, MALIYEKKAL HOUSE, KURIACHIRA P.O.
THRISSUR, PROPRIETOR, M/S.DOT ENGINEERING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
5. **RENSON C.R., AGED 24 YEARS**
S/O.RAFI, CHIRAYATH HOUSE, AVINISSERY P.O.
THRISSUR, PROPRIETOR, M/S.RENU GOLD COVERING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
6. **USHA SHASHI, AGED 46 YEARS**
W/O.SASI, POTTAYIL HOUSE, THAIKKATTUSERY P.O.
OLLUR P.O., THRISSUR, PROPRIETRIX
M/S.INDU ORNAMENTS, MAJOR INDUSTRIAL ESTATE, OLLUR
THRISSUR-680 306.
7. **K.G.KARUPPU SWAMI, AGED 40 YEARS**
S/O.GOVINDA SWAMI, KEMBANUR HOUSE, MARATHAKARA P.O.
THRISSUR, PROPRIETOR, M/S.RAJESH KUMAR ELECTRO PLATING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.

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8. MINI SAJAN, AGED 42 YEARS
W/O.SAJAN, PORUTHOOKARAN HOUSE, ANJERY P.O, OLLUR
THRISSUR, PROPRIETRIX, M/S.MINI JOB WORKS,
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
9. ANTO RAPPAL, AGED 46 YEARS,
S/O.RAPPAL, OLLUKARAN HOUSE, CHENGALLOOR P.O.
THRISSUR, PROPRIETOR, HONEST ELECTRO COLORUING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
10. SHIJI GEEVAR, AGED 31 YEARS,
W/O.GEEVAR, POOVATHINGAL HOUSE, OLLUR P.O.
THRISSUR, PROPRIETOR, M/S.GOLD VIEW PLATING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
11. PAULSON P.G., AGED 51 YEARS,
S/O.GERGE, PULIKAN HOUSE, PUDUKAD P.O.
THRISSUR, PROPRIETOR, M/S.PEE GEE GOLD COVERING
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.
12. GEORGE T.A., AGED 64 YEARS
S/O.ATNONOY, THAIKKATTIL HOUSE, SAWMILL ROAD
KOORKANCHERY P.O., THRISSUR, PROPRIETOR
M/S.BRIGHT PROCURED SYSTEMS, MAJOR INDUSTRIAL ESTATE
OLLUR, THRISSUR-680 306.
13. T.A.DAVI,
THAIKKATTIL HOUSE, SAWMILL ROAD, KOORKANCHERY P.O.
THRISSUR, PROPRIETOR, M/S.BRIGHT PROCURED SYSTEMS
MAJOR INDUSTRIAL ESTATE, OLLUR, THRISSUR-680 306.

BY ADV. SRI.M.L.SURESH KUMAR

RESPONDENT(S):

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY, MINISTRY OF INDUSTRY,
SECRETARIAT, THIRUVANANTHAPURAM-695001.
2. THE KERALA STATE POLLUTION CONTROL BOARD,
6TH FLOOR, SUN TOWER, EAST FORT P.O.
THRISSUR-680 005,
REPRESENTED BY THE ENVIRONMENTAL ENGINEER.

R1 BY GOVERNMENT PLEADER SRI.MANOJ P.KUNJACHAN
R BY SRI. M.AJAY, SC,

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

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| EXT.P1. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 1ST PETITIONER |
| EXT.P2. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 2ND PETITIONER |
| EXT.P3. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 3RD PETITIONER |
| EXT.P4. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 4TH PETITIONER |
| EXT.P5. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 5TH PETITIONER |
| EXT.P6. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 6TH PETITIONER |
| EXT.P7. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 7TH PETITIONER |
| EXT.P8. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 8TH PETITIONER |
| EXT.P9. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 9TH PETITIONER |
| EXT.P10. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 10TH PETITIONER |
| EXT.P11. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 11TH PETITIONER |
| EXT.P12. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 12TH PETITIONER |
| EXT.P13. | TRUE COPY OF THE LICENSE ISSUED BY THE 2ND RESPONDENT IN RESPECT OF THE UNIT OF THE 13TH PETITIONER |
| EXT.P14. | TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 1ST PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE. |
| EXT.P15. | TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 2ND PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE. |

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- EXT.P16. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 3RD PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P17. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 4TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P18. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 5TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P19. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 6TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P20. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 7TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P21. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 8TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P22. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 9TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P23. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 10TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P24. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 11TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P25. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 12TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCING THE REMITTANCE OF THE RENEWAL FEE.
- EXT.P26. TRUE COPY OF THE APPLICATION FOR RENEWAL FILED BY THE 13TH PETITIONER BEFORE THE 2ND RESPONDENT ALONG WITH THE DRAFT EVIDENCEING THE REMITTANCE OF THE RENEWAL FEE.

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

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P.S. TO JUDGE

K. VINOD CHANDRAN, J.

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Dated this the 29th day of June, 2015

J U D G M E N T

The petitioners were aggrieved with the non-renewal of a consent to an already established industry which had a consent for operation which is valid only till 30.06.2015.

2. The learned Standing Counsel appearing for the Board submits that whoever has complied with the conditions, would be issued with the consent tomorrow itself. As to the persons whose consent is rejected, their remedies would be left open as also the the contentions raised herein.

The writ petition would stand closed recording the undertaking.

**Sd/-
K. VINOD CHANDRAN,
JUDGE**

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// true copy //

P.Ato Judge.