

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE A.V.RAMAKRISHNA PILLAI

FRIDAY, THE 3RD DAY OF JULY 2015/12TH ASHADHA, 1937

WP(C).No.20016 of 2015 (B)

PETITIONER:

**ABDUL AZEEZ,AGED 37 YEARS,S/O.MOIDEEN HAJI,
KANAKKAYIL HOUSE PANG CHENDI P.O,
MALAPPURAM DISTRICT.**

**BY ADVS.SRI.K.ABDUL JAWAD
SRI.ABDUL MAJEED.N
SMT.V.K.ANJU**

RESPONDENTS:

- 1. KURUVA GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY,
VATTALUR P.O,MALAPPURAM DISTRICT-676507.**
- 2. THE SECRETARY,KURUVA GRAMA PANCHAYAT,
VATTALUR P.O,MALAPPURAM DISTRICT-676507.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 03-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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WP(C).No.20016 of 2015 (B)

APPENDIX

PETITIONER'S EXHIBITS:

P1:- TRUE COPY OF THE BUILDING PERMIT DTD 14/10/2009.

**P2:- TRUE COPY OF THE ORDER NO A2-247/2009-10 DTD 23/1/2015 ISSUED BY
THE RESPONDENTS.**

**P3:- TRUE COPY OF THE ORDER DTD 25/2/2015 IN IA 446/2015 IN APPEAL
NO 188/15 PASSED BY THE TRIBUNAL FOR LOCAL SELF GOVERNMENT
INSTITUTIONS, THIRUVANANTHAPURAM.**

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

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A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 20016 of 2015

Dated this the 3rd day of July, 2015.

JUDGMENT

The petitioner is seeking an early disposal of appeal No.188 of 2015, now pending before the learned Tribunal for Local Self Government Institutions.

2. The petitioner was granted building permit for a commercial building, which was constructed and on satisfaction, the second respondent assigned number also. However, alleging that the petitioner transferred part of the building to a third party, before the renewal of permit, the second respondent cancelled the assigned numbers. The petitioner alleges that he filed appeal No.188 of 2015 before the Tribunal for Local Self Government Institutions, Thiruvananthapuram and secured a stay. However, the second respondent refused to transfer ownership of building in the register to the transferee, who sustains heavy loss due to the delay in the commencement of business. Hence the petitioner

moved the Tribunal for an early hearing, but the matter stood posted to 1.8.2015. It is with this background, the petitioner has come up before this Court.

3. As the limited prayer in this writ petition is for an early disposal of the appeal, this Court is of the view that the writ petition can be disposed of even without issuing notice to the respondents.

In the result, the writ petition is disposed of directing the Tribunal for Local Self Government Institutions to consider and pass appropriate orders on appeal No.188 of 2015 now pending before the Tribunal within a period of one month from the date of receipt of a copy of this judgment, after affording the petitioner, the respondent panchayat and the other affected parties, an opportunity of being heard.

Sd/-
A.V. RAMAKRISHNA PILLAI
JUDGE

Scl.