

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 23RD DAY OF JULY 2015/1ST SRAVANA, 1937

WP(C).No. 20438 of 2015 (D)

PETITIONER:

**KUNCHERIA
VALAMPARAMBIL HOUSE, PULINKUNNU P.O, KANNADI
ALAPPUZHA DISTRICT.**

**BY ADVS.SRI.N.RAGHURAJ
SMT.K.AMMINIKUTTY**

RESPONDENTS:

- 1. THE STATE OF KERALA
REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT
DEPARTMENT OF TAXES, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM 695 001.**
- 2. THE COMMISSIONER OF EXCISE
EXCISE COMMISSIONERATE,
THIRUVANANTHAPURAM 695 001.**
- 3. THE DEPUTY COMMISSIONER OF EXCISE
ALAPPUZHA 688 001.**
- 4. THE EXCISE VIGILANCE OFFICER
EXCISE HEAD QUARTERS, NANDAVANAM
THIRUVANANTHAPURAM 695 013.**

BY SR. GOVERNMENT PLEADER SRI. K.C. VINCENT.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 23-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

WP(C).No. 20438 of 2015 (D)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. COPY OF THE NOTICE BEARING NO.XA7-6486/14 DATED 6.3.15.

**EXHIBIT P2. COPY OF THE INTERIM ORDER IN WPC 9374/2015 DATED 1.4.15
PASSED BY THIS HONOURABLE COURT.**

**EXHIBIT P3. COPY OF THE JUDGMENT DATED 21.5.15 IN WPC 9374/15 PASSED BY
THIS HONOURABLE COURT.**

EXHIBIT P4. COPY OF THE ORDER BEARING NO.X.A.7-6486/14 DATED 15.6.15.

**EXHIBIT P5. COPY OF THE MEMORANDUM OF REVISION PETITION (WITHOUT
ANNEXURES) DATED 28.6.15 SUBMITTED BY THE PETITIONER
BEFORE THE 1ST RESPONDENT.**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 20438 OF 2015

Dated this the 23rd day of July, 2015

JUDGMENT

Ext. P4 order cancelling the license of the petitioner is under challenge in Ext.P5 revision petition. Ext. P5 revision is filed invoking Rule 12 of the Kerala Abkari Shops Disposal Rules, 2002.

2. I direct the first respondent to consider Ext. P5 revision petition with notice to the petitioner. The needful shall be done within a period of two months from the date of receipt of a copy of this judgment.

3. An interim order was passed in the writ petition holding up the finalisation of the sale of the toddy shops in question. The interim order would continue till final orders are communicated in Ext. P5 revision petition.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS