

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA

MONDAY, THE 19TH DAY OF OCTOBER 2015/27TH ASWINA, 1937

WP(C).No. 25747 of 2012 (P)

PETITIONER:

**C.L. ANNY, AGED 64 YEARS,
PROPRIETOR VELAMKANNY CLAY WORKS, MADAVAKKARA P.O.,
CHITTYSSERY, NENMANIKKARA, THRISSUR.**

**BY ADVS.SRI.NAGARAJ NARAYANAN
SRI.SAIJO HASSAN
SRI.BENOJ C AUGUSTIN
SRI.SEBINE THOMAS
SMT.J.KASTHURI
SRI.P.E.SAJAL**

RESPONDENTS:

- 1. NENMANIKKARA GRAMA PANCHAYAT (SPECIAL GRADE),
REPRESENTED BY ITS SECRETARY, CHITTYSSERY P.O.,
THRISSUR 680 301.**
- 2. SECRETARY,
NENMANIKKARA GRAMA PANCHAYAT (SPECIAL GRADE),
CHITTYSSERY P.O
THRISSUR 680 301.**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19-10-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS:

EXHIBIT P-1: THE TRUE PHOTOCOPY OF THE PLAINT IN O.S.NO. 2149/2011 IN THE FILES OF MUNSIFF COURT, IRINGALAKKUDA.

EXHIBIT P-2: THE TRUE PHOTOCOPY OF THE WRITTEN STATEMENT FILED IN O.S.NO. 2149/2011 IN THE FILES OF MUNSIFF COURT, IRINGALAKKUDA.

EXHIBIT P-3: THE TRUE PHOTOCOPY OF THE APPLICATION DATED 30.11.2011 SUBMITTED BEFORE THE 2ND RESPONDENT.

EXHIBIT P-4: THE TRUE PHOTOCOPY OF THE PROCEEDINGS OF THE 2ND RESPONDENT DATED 24.12.2011.

EXHIBIT P-5: THE TRUE PHOTOCOPY OF THE APPLICATION FOR LICENSE DATED 27.2.2012 SUBMITTED BEFORE THE 2ND RESPONDENT.

EXHIBIT P-5 (a): THE TRUE PHOTOCOPY OF RECEIPT DATED 8.3.2012.

EXHIBIT P-6: THE TRUE PHOTOCOPY OF THE DEMAND DRAFT DATED 15.3.2012.

EXHIBIT P-7: THE TRUE PHOTOCOPY OF THE REPRESENTATION DATED 15.3.2012

EXHIBIT P-7 (a): TRUE COPY OF POSTAL RECEIPT DATED 8.3.2012.

RESPONDENT(S)' EXHIBITS: NIL

TRUE COPY

P.A. TO JUDGE

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ANIL K. NARENDRAN, J
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W.P.(C).No. 25747 of 2012
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Dated this the 19th day of October, 2015

JUDGMENT

The petitioner is the Proprietor of a unit manufacturing Flooring tiles, functioning on the strength of the license granted by the 1st respondent Nenmanikkara Grama Panchayat. For renewing the license, the petitioner submitted Exhibit P5 application. The said application was not considered and it was in such circumstances, the petitioner has approached this Court in this writ petition, seeking a writ of mandamus commanding the 2nd respondent to renew license for the year 2012-2013 by considering Exhibit P5 application.

On 2.11.2012 this Court issued urgent notice on admission by speed post to the respondents returnable in 2 weeks. Service of notice on the respondents is yet to complete. The relief sought for in this writ petition is for renewal of the license for the year 2012-13, based on Exhibit P5 application submitted before the respondent Panchayat. Since the period for which renewal was

sought for had already expired, no relief can be granted. In such circumstances, the writ petition fails and the same is dismissed. However, the contentions raised by the petitioner are left open.

**Sd/-
ANIL K. NARENDHAN,
JUDGE.**

//True copy//

P.A. to Judge

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