

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 7TH DAY OF SEPTEMBER 2015/16TH BHADRA, 1937

WP(C).No. 26119 of 2015 (L)

PETITIONER:

**NIYAS N.S,
S/O.N.K.SHAMSU, NADUVEVILE, VALAMKOTTIL HOUSE,
KAKKANAD.P.O, THRIKKAKARA, KOCHI.**

**BY ADVS.SRI.G.HARIHARAN
SRI.PRAVEEN.H.**

RESPONDENTS:

- 1. THE SUB INSPECTOR OF POLICE,
SPIDER WING, ALUVA POLICE STATION,
ERNAKULAM DISTRICT-683101.**
- 2. THE DISTRICT COLLECTOR,
CIVIL STATION, KAKKANAD,
ERNAKULAM DISTRICT-682030.**

BY GOVERNMENT PLEADER SMT.C.K.SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

PJ

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 TRUE COPY OF THE GOODS CARRIAGE PERMIT RELATING TO VEHICLE
 NO.KL-40A-3595.**
- P2 TRUE COPY OF THE SEIZURE MAHAZAR DATED 04.08.2015 PREPARED BY
 THE 1ST RESPONDENT**
- P3 TRUE COPY OF THE ORDER DATED 28.01.2011 ISSUED BY THE ADDITIONAL
 CHIEF SECRETARY ON BEHALF OF THE GOVERNMENT OF KERALA**
- P4 TRUE COPY OF THE INTERIM ORDER MADE IN I.A.6412/2011 IN W.P.(C)
 7390/2011 DATED 07.07.2011**
- P5 TRUE COPY OF THE JUDGMENT MADE IN W.P(C)2135/2012 DATED 25.01.2012.**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A.MUHAMED MUSTAQUE, J.

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W.P.(C).No. 26119 of 2015

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Dated this the 7th day of September, 2015

J U D G M E N T

The petitioner's vehicle bearing registration No. KL-40A-3595 has been seized alleging violation of the Mines and Minerals (Development and Regulation) Act 1957. The petitioner seeks release of the vehicle.

The remedy of the petitioner is to approach the District Collector, 2nd respondent for release of the vehicle. If the petitioner seeks interim custody of the vehicle, that shall be considered within two weeks on moving any such application for interim custody.

The writ petition is disposed of.

sab

sab

A.MUHAMED MUSTAQUE, JUDGE

