

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 2ND DAY OF SEPTEMBER 2015/11TH BHADRA, 1937

WP(C).No. 26457 of 2015 (F)

PETITIONER(S):

P.M.ANANDAVALLI, AGED 70 YEARS
W/O.A.K.GOPALAKRISHNAN NAIR (LATE)
ANANDA VHAR, KARUVAMBRAM,
MELAKKOM, MANJERI, MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENT(S):

1. THE REVENUE DIVISIONAL OFFICER
PERINTHALMANNA, MALAPPURAM DISTRICT, PIN - 679 322.
2. THE MANJERI MUNICIPAL COUNCIL
REPRESENTED BY ITS CHAIRMAN
MANJERI, MALAPPURAM DISTRICT, PIN - 676 121.
3. THE SECRETARY, MANJERI MUNICIPALITY,
MANJERI, MALAPPURAM DISTRICT, PIN - 676 121.

R BY GOVERNMENT PLEADER SMT.SANJEETHA.K.A.
R BY SRI.K.SHIBILI NAHA, SC, MANJERI MUNICIPALITY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
02-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C) No.26457/2015

PETITIONER(S) EXHIBITS

- EXHIBIT P1 : TRUE COPY OF THE LICENCE ISSUED TO THE MOVIE THEATER (SCREEN 1) BY THE SECOND RESPONDENT DATED 6.2.2015
- EXHIBIT P2 : TRUE COPY OF THE LICENCE ISSUED TO THE MOVIE THEATER (SCREEN 2) BY THE SECOND RESPONDENT DATED 6.2.2015
- EXHIBIT P3 : TRUE COPY OF THE ORDER OF THE SECOND RESPONDENT DATED 6.2.2015 FIXING THE RATE OF ADMISSION TO BE RS.150/- TO SCREEN 1 OF THE MULTIPLEX.
- EXHIBIT P4 : TRUE COPY OF THE ORDER OF THE SECOND RESPONDENT DATED 6.2.2015 FIXING THE RATE OF ADMISSION TO BE RS.150/- TO SCREEN 2 OF THE MULTIPLEX.
- EXHIBIT P5 : TRUE COPY OF THE ORDER PASSED BY THE SECOND RESPONDENT AS NO.R3.15050/2015 DATED 29.6.2015
- EXHIBIT P6 : TRUE COPY OF THE JUDGMENT DATED 1.7.2015 OF THIS HON'BLE COURT IN W.P.(C) NO.19827/2015
- EXHIBIT P7 : TRUE COPY OF THE ORDER PASSED BY THE THIRD RESPONDENT AS NO.R3-1505/2015 DATED 21.8.2015.
- EXHIBIT P8 : TRUE COPY OF THE APPEAL FILED BY THE PETITIONER BEFORE THE FIRST RESPONDENT - APPELLATE AUTHORITY UNDER RULE 29 OF THE CINEMA (REGULATIONS) RULES, 1988 DATED 31.8.2015.

RESPONDENT(S) EXHIBITS

NIL.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.26457 of 2015

Dated this the 2nd day of September, 2015

J U D G M E N T

Ext.P7 order of the third respondent has been challenged in Ext.P8 appeal with the first respondent. The appeal has been filed invoking Section 5(7) of the Kerala Cinemas (Regulation) Act, 1958. The issue pertains to the rate of admission for the two theaters run by the petitioner.

2. I direct the first respondent to consider Ext.P8 appeal with notice to the petitioner and other affected parties. The needful shall be done within a period of two months from the date of receipt of a copy of this judgment. Ext.P7 order of the third respondent shall not be enforced pending orders on Ext.P8 appeal as directed above.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.