

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 8TH DAY OF SEPTEMBER 2015/17TH BHADRA, 1937

WP(C).No. 26862 of 2015 (G)  
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PETITIONER(S):  
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T. MOHANKUMAR, AGED 55 YEARS  
PROPRIETOR, SRI BALAJI LODGE, EAST FORT  
THIRUVANANTHAPURAM.

BY ADVS.SRI.R.KRISHNA RAJ  
SRI.BIJITH S.KHAN  
SMT.E.S.SONI

RESPONDENT(S):  
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1. T.VIJAYAKUMAR  
PROPRIETOR, VENKITESWARA HANDLOOM SOCIETY, EAST FORT  
THIRUVANANTHAPURAM - 695 023.
2. THE CITY CORPORATION OF THIRUVANANTHAPURAM,  
REPRESENTED BY ITS SECRETARY, CORPORATION BUILDINGS  
THIRUVANANTHAPURAM - 695 023.

R BY SRI.P.K.MANOJKUMAR,SC,TVPM CORPORATION

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
08-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 26862 of 2015 (G)

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APPENDIX

PETITIONER(S)' EXHIBITS  
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EXHIBIT-P1-TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED 15.3.2013

EXHIBIT-P2-TRUE COPY OF THE APPEAL FILED BY THE IST RESPONDENT 26.3.2013

EXHIBIT-P3-TRUE COPY OF THE ORDER OF THE TRIBUNAL DATED 24/03/2013.

EXHIBIT-P4-TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED  
10/12/2014.

EXHIBIT-P5-TRUE COPY OF THE APPEAL FILED BY THE IST RESPONDENT DATED  
20/03/2015.

EXHIBIT-P6-TRUE COPY OF THE COUNTER AFFIDAVIT OF THE PETITIONER DATED  
16/04/2015

EXHIBIT-P7-TRUE COPY OF THE ORDER OF THE TRIBUNAL DATED 20/07/2015

EXHIBIT-P8-TRUE COPY OF THE ARGUMENT NOTE OF THE IST RESPONDENT DATED  
15/03/2013.

RESPONDENT(S)' EXHIBITS : NIL.  
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//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

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W.P (C) No.26862 of 2015  
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Dated this the 8<sup>th</sup> day of September, 2015

J U D G M E N T

Ext.P7 order of the Tribunal is one of remand enabling the Corporation of Thiruvananthauram to pass a detailed order. A detailed order is warranted in view of many factual and legal issues. This Court will not be justified in interfering with the order of remand especially when there are disputed questions of fact. The Corporation undertakes to take the proceedings to a logical end pursuant to the order of remand. It is further undertaken that final orders will be passed within a period of one month from the date of receipt of a copy of this judgment.

I do not find any ground to interfere with Ext.P7 order of the Tribunal therefore. The writ Petition is dismissed.

Sd/-  
V.CHITAMBARESH,  
Judge.

nj.