

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 23RD DAY OF SEPTEMBER 2015/1ST ASWINA, 1937

WP(C).No. 27029 of 2015 (C)

PETITIONER(S) :

**M.A.NALINKASHAN NAIR,
MANAGING PARTNER, MANKOMBU GRANITES, VELLARA,
MOONNILAVU P.O, KOTTAYAM- 686 586.**

**BY ADVS.SRI.P.CHANDRASEKHAR
SRI.S.PRASANTH
SRI.SOORAJ T.ELENJICKAL
SRI.P.A.MOHAMMED SHAH
SMT.UMA
SRI.K.NANDAKUMAR
SMT.V.A.HARITHA
SMT.P.M.MAZNA MANSOOR**

RESPONDENT(S) :

- 1. THE STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY, GOVERNMENT OF KERALA,
SECRETARIAT, THIRUVANANTHAPURAM, PIN- 695 001.**
- 2. THE STATE ENVIRONMENTAL IMPACT ASSESSMENT AUTHORITY,
DIRECTORATE OF ENVIRONMENT AND CLIMATE CHANGE,
PALLIMUKKU, PETTA P.O, THIRUVANANTHAPURAM, PIN- 695 001,
REPRESENTED BY ITS MEMBER SECRETARY.**
- 3. THE DIRECTOR OF MINING AND GEOLOGY,
THIRUVANANTHAPURAM, PIN- 695 001.**
- 4. THE GEOLOGIST,
DISTRICT OFFICE, DEPARTMENT OF MINING AND GEOLOGY,
KOTTAYAM, PIN- 686 001.**

BY GOVERNMENT PLEADER SMT.C.K.SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 23-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' EXHIBITS :

- P1: TRUE COPIES OF THE RELEVANT PAGES OF THE MINUTES OF THE EXPERT APPRAISAL COMMITTEE OF MOEF DATED 22-23 DECEMBER, 2014.**
- P2: TRUE COPIES OF RELEVANT PAGES OF MINUTES OF THE EXPERT APPRAISAL COMMITTEE OF THE MOEF DATED 16-18 MARCH 2015.**
- P3: TRUE COPY OF PETITION DATED 20-05-2015 OF THE PETITIONER BEFORE THE DIRECTOR, MOEF.**
- P4: TRUE COPY OF LETTER DATED 16/06/2015 OF THE MOEF TO THE 2ND RESPONDENT.**
- P5: TRUE COPY OF PETITION DATED 01/07/2015 OF THE PETITIONER TO THE 2ND RESPONDENT.**
- P6: TRUE COPY OF PETITION DATED 13/07/2015 OF THE PETITIONER TO THE 2ND RESPONDENT.**
- P7: TRUE COPY OF THE REPORT COMMITTEE CONSTITUTED BY GOVERNMENT OF KERALA TO REPORT ON THE ENVIRONMENTAL ISSUES OF QUARRIES AND CRUSHERS IN MOONNILAVU GRAMA PANCHAYATH, KOTTAYAM DISTRICT.**
- P8: TRUE COPY OF THE REPORT OF THE 2ND RESPONDENT.**
- P9: TRUE COPY OF APPLICATION DATED 24/08/2015 OF THE PETITIONER FOR QUARRYING LEASE TO THE 3RD RESPONDENT.**
- P10: TRUE COPY OF THE CERTIFICATE DATED 15/01/2015 ISSUED BY 4TH RESPONDENT TO THE PETITIONER.**

RESPONDENT(S)' EXHIBITS :

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A.MUHAMED MUSTAQUE, J.

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W.P.(C).No.27029 of 2015

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Dated this the 23rd day of September, 2015

J U D G M E N T

The petitioner approached this Court on account of delay in considering the application for environmental clearance in respect of a quarry owned by the Firm in Moonnilavu Village.

2. The learned Special Government Pleader on instructions submits that an Expert committee has inspected and made a report considering the application and recommended for field inspection. Considering the facts and circumstances, this Court is of the view that the application shall be considered within a period of two months from the date of receipt of the copy of this judgment.

The writ petition is disposed of, as above.

sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE

