

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

FRIDAY, THE 3RD DAY OF JULY 2015/12TH ASHADHA, 1937

WP(C).No. 30903 of 2012 (K)

PETITIONER:

DR.N.K.MOHAMMED MEMMORIAL SCHOOL OF NURSING,
NIZAR HOSPITAL, VALANCHERY, MALAPPURAM 676 552,
REPRESENTED BY ITS DIRECTOR DR. N.M. MUJEEEB RAHMAN.

BY ADVS.SRI.BABU KARUKAPADATH
SMT.M.A.VAHEEDA BABU
SRI.K.A.NOUSHAD
SRI.P.G.PRAMOD
SRI.KANDAMPULLY RAHUL

RESPONDENTS:

1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY, DEPARTMENT OF EXCISE,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001.
2. THE EXCISE COMMISSIONER,
THIRUVANANTHAPURAM 695 001
3. M/S SWAGATH INN,
VALANCHERY, MALAPPURAM 676 552
REPRESENTED BY ITS MANAGING PARTNER MR. E.J. JOY

R3 BY ADV. SRI.M.G.KARTHIKEYAN
R3 BY ADV. SRI.NIREESH MATHEW
R BY SRI. SHYSON P. MANGUZHA, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
03-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

DAMA SESHADRI NAIDU, J.

W.P. (C) No. 30903 of 2012 (K)

Dated this the 3rd day of July, 2015.

JUDGMENT

Neither of the learned counsel representing the respective parties has disputed the proposition that in the light of the changed Abkari policy of the Government, the writ petition does not survive. Accordingly, this writ petition is closed.

It is, however, made clear that if the petitioner has any fresh cause of action at any point of time, it is at liberty to lay challenge concerning the same.

sd/- DAMA SESHADRI NAIDU, JUDGE.

/True Copy/

P.A to Judge.

W.P.(C). No.

-2-