

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 13TH DAY OF NOVEMBER 2015/22ND KARTHIKA, 1937

WP(C).No. 27338 of 2015 (N)

PETITIONER(S):

**K. PAZHANIMALA, AGED 85 YEARS,
S/O.LATE KUPPAI, PUTHEN HOUSE, S.N. NAGAR,
MALAMPUZHA, PALAKKAD DISTRICT.**

**BY SRI.M.RAMESH CHANDER, SENIOR ADVOCATE.
ADVS. SRI.ANEESH JOSEPH,
SMT.DENNIS VARGHESE.**

RESPONDENT(S):

- 1. STATE OF KERALA,
REPRESENTED BY SECRETARY,
IRRIGATION DEPARTMENT, GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM- 695 001.**
- 2. CHIEF ENGINEER,
PROJECT/IRRIGATION DEPARTMENT,
KAUVERY CELL, WEST HILL,
KOZHIKODE- 673 005.**
- 3. EXECUTIVE ENGINEER,
IRRIGATION DIVISION, MALAMPUZHA- 678 651.**
- 4. ASSISTANT ENGINEER,
DAM SECTION, MALAMPUZHA- 678 651.**
- 5. ASSISTANT EXECUTIVE ENGINEER,
HEAD WORKS, SUB DIVISION, MALAMPUZHA- 678 651.**

BY GOVT. PLEADER SRI.BIJU MEENATTOOR.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 13-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- P1: PHOTOSTAT COPY OF THE AGREEMENT DATED 24.06.2015 ENTERED INTO
BY THE PETITIONER AND THE 3RD RESPONDENT.**
- P2: PHOTOSTAT COPY OF THE REPRESENTATION.**
- P3: PHOTOSTAT COPY OF THE ORDER DATED 04.06.2015 BY THE
2ND RESPONDENT.**
- P4: PHOTOSTAT COPY OF THE COMMUNICATION ISSUED BY THE
4TH RESPONDENT TO 5TH RESPONDENT.**

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.S. TO JUDGE

rs.

A. MUHAMED MUSTAQUE, J

W.P.(C).No. 27338 of 2015

Dated this the 13th day of November, 2015

JUDGMENT

The petitioner is 85 years old as octogenarian. The petitioner entered into an agreement with the 3rd respondent for running veg and non-veg Canteen outside Malampuzha Garden for a period from 24.06.2015 to 23.06.2016.

2. The learned counsel for the petitioner submits that the space allotted to the petitioner is near to comfort station. It is further submitted that if he is allotted a space in the car parking which is outside the Malampuzha park, it will be convenient to all persons coming into the malampuzha park.

3. This Court is of the view that the petitioner's

grievance shall be adverted by the 3rd respondent and if it is not inconvenient to any other persons, an attempt shall be made to accommodate petitioner's grievance. Needful shall be done within a period of one month.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE

bpr