

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 13TH DAY OF OCTOBER 2015/21ST ASWINA, 1937

WP(C).No. 28703 of 2014 (K)

PETITIONERS:

1. YOUTH VOICE ARTS AND SPORTS CLUB,
REG.NO.22/11, AMBADIKULAM.P.O, PULLAZHY,
OLARIKKARA, THRISSUR, REPRESENTED BY ITS SECRETARY.
2. T.K.VASU, AGED 67 YEARS,
S/O.KARAPPAN, THEKKOOTTU VEEDU, PULLAZHY.P.O,
OLARIKKARA, THRISSUR.

BY ADVS.SRI.K.S.MADHUSOODANAN
SRI.THOMAS CHAZHUKKARAN
SRI.M.M.VINOD KUMAR
SMT.K.M.RAMYA
SRI.P.K.RAKESH KUMAR
SRI.K.S.MIZVER

RESPONDENTS:

1. STATE OF KERALA,
REPRESENTED BY SECRETARY, REVENUE (L) DEPARTMENT,
GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.
2. SECRETARY,
EXCISE DEPARTMENT, GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM.
3. DISTRICT COLLECTOR, THRISSUR.
4. DEPUTY COLLECTOR, THRISSUR.
5. THRISSUR MUNICIPAL CORPORATION,
AYYANTHOLE, REPRESENTED BY SECRETARY.

R1-4 BY GOVERNMENT PLEADER SRI.MANOJ KUNJACHAN
R5 BY SRI.K.P.VIJAYAN,SC,

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13-10-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 COPY OF THE RESOLUTION OF THRISSUR CORPORATION
DATED -13-9-2010**
- EXT.P2 COPY OF THE ORDER BEARING G.O.(MS)NO.116/2010/REVENUE
DATED 29-3-2010**
- EXT.P3 COPY OF THE MEMORANDUM TO 1ST RESPONDENT
DATED 20-10-2011 BY THE 1ST PETITIONER**
- EXT.P4 COPY OF THE LETTER BEARING NO.68361/L3/2011/REVENUE
DATED 2-12-2011**
- EXT.P5 COPY OF THE LETTER OF THRISSUR MAYOR DATED 14-12-2012 TO
REVENUE MINISTRY**
- EXT.P6 COPY OF THE ORDER OF ASST.ENGINEER,AYYANTHOLE ZONAL
DATED 1-3-2012 BEARING NO.AYYANTHOLE/PW/DW.6/26749/11**
- EXT.P7 COPY OF THE REPORT IN MATHRUBHUMI NAGARAM DATED 18-2-2013**
- EXT.P8 COPY OF THE REPORT IN MALAYALA MANORAMA METRO
DATED 23-2-2013**
- EXT.P9 COPY OF THE REQUEST OF THE 2ND PETITIONER TO THE 3RD
RESPONDENT DATED 07-10-2014.**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.28703 of 2014

Dated this the 13th day of October, 2015

JUDGMENT

This writ petition is filed against the conversion of public playground extending around 75 cents in Aranattukara Village to the Excise Department.

2. Today, the petitioners placed before me the proceedings of the Deputy Collector(Land Acquisition) dated 13.7.2015. This would show that there was an agreement before the District Collector whereby it was agreed to keep aside 47 ½ cents land for play ground and the remaining land for the purpose of Excise Department.

In that view of the matter, the District Authorities are free to make such arrangement based on the agreement arrived between the parties. The Excise Department is also free to undertake construction based on the above agreement.

This writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

In