

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 3RD DAY OF NOVEMBER 2015/12TH KARTHIKA, 1937

WP(C).No. 29029 of 2015 (C)

PETITIONER:

**HARISUDHAN.P.K.
AGED 47 YEARS
S/O.KUMARAN,
PAYYAPPATT HOUSE,
KANDASSANKADAVU P.O
THRISSUR.**

**BY ADVS.SRI.SANTHOSH P.PODUVAL
SMT.R.RAJITHA
SMT.VINAYA V.NAIR**

RESPONDENT:

**MANALUR GRAMA PANCHAYAT
REPRESENTED BY ITS SECRETARY,
KANDASSANKADAVU P.O
THRISSUR 680 613.**

BY SMT.P.R.REENA, SC, MANALUR GRAMA PANCHAYATH

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
03-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 29029 of 2015 (C)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. COPY OF THE ORDER DATED 2.5.14 ISSUED BY THE RESPONDENT PANCHAYAT.

EXHIBIT P2. COPY OF THE RELEVANT PAGE OF DATA BANK PERTAINING TO THE PETITIONERS PROPERTY.

EXHIBIT P3. COPY OF THE PHOTOGRAPHS SHOWING THE PETITIONERS PROPERTY.

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 29029 OF 2015

Dated this the 03rd day of November, 2015

JUDGMENT

The mere fact that the land was classified as wet land in the revenue records is no ground to reject the application for building permit put in by the petitioner under Ext. P1 order. Evidently no site inspection was done with notice to the petitioner and the actual state of affairs available on ground has not been assessed in a proper perspective.

2. Ext. P2 data bank shows that the nature of the property was changed about two decades ago and Ext. P3 series photographs show the existence of buildings in the neighbourhood.

3. I quash Ext. P1 order and direct the respondent to consider the application for building permit put in by the petitioner. The same shall be done with notice to the petitioner within a period of one month.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**