

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 15TH DAY OF OCTOBER 2015/23RD ASWINA, 1937

WP(C).No. 29042 of 2015 (E)

PETITIONER:

**SULFEEKARALI,
S/O.ABDULLA,
POOZHUKUTH HOUSE,
CHERANI KARUVAMBRAUM P.O.,
MANJERI
MALAPPURAM DISTRICT,
PIN-676 123.**

**BY ADVS.SRI.P.VENUGOPAL (1086/92)
SMT.T.J.MARIA GORETTI**

RESPONDENTS:

**1. MANJERI MUNICIPALITY,
MANJERI,
MALAPPURAM DISTRICT,
REPRESENTED BY ITS SECRETARY-676 121.**

**2. SECRETARY,
MANJERI MUNICIPALITY,
MANJERI,
MALAPPURAM DISTRICT-676 121.**

BY SRI.K.SHIBILI NAHA, SC, MANJERI MUNICIPALITY

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
15-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 29042 of 2015 (E)

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: TRUE COPY OF DOCUMENT NO.5703/2014 OF SRO MANJERI.**
- EXT.P2: TRUE COPY OF THE SITE PLAN SUBMITTED BY THE PETITIONER
 ALONG WITH THE APPLICATION FOR REGULARIZATION.**
- EXT.P3: TRUE COPY OF THE NOTICE/ORDER VIDE NO.BA-74/15-16 DATED
 23.06.2015 ISSUED BY THE SECOND RESPONDENT TO THE
 PETITIONER.**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 29042 OF 2015

Dated this the 15th day of October, 2015

JUDGMENT

The mere fact that there is a proposal to widen the road under the detailed town planning scheme in future is not a reason enough to decline the building permit as sought by the petitioner.

2. I quash Ext. P3 order declining building permit and further direct the second respondent to reconsider the application put in by the petitioner for building permit as per law within a period of two months.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS