

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 25TH DAY OF SEPTEMBER 2015/3RD ASWINA, 1937

WP(C).No. 29151 of 2015 (T)

PETITIONER(S):

**JOSHY, AGED 34 YEARS,
S/O.THOMAS ABRAHAM, MUTTATHU VEEDU,
MUKKATTUPADY MURI, THRIKKODITHANUM VILLAGE,
CHANGANACHERRY TALUK, KOTTAYAM DISTRICT.**

BY ADV. SRI.AJITH MURALI.

RESPONDENT(S):

- 1. THE DISTRICT COLLECTOR,
KOTTAYAM DISTRICT-686 001.**
- 2. THE REVENUE DIVISIONAL OFFICER,
REVENUE DIVISIONAL OFFICE,
CHANGANACHERRY TALUK,
KOTTAYAM DISTRICT-686 001.**
- 3. THE SUB INSPECTOR,
PALLIKKATHODU POLICE STATION,
KOTTAYAM DISTRICT-686 001.**
- 4. THE SENIOR GEOLOGIST,
DEPARTMENT OF MINING AND GEOLOGY,
DISTRICT OFFICE, KOTTAYAM,
KOTTAYAM DISTRICT-686 001.**

BY GOVT. PLEADER SRI.MANOJ P.KUNJACHAN.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

WP(C).No. 29151 of 2015 (T)

APPENDIX

PETITIONER'S EXHIBITS:-

EXT.P1 COPY OF THE REPORT PREPARED BY THE 3RD RESPONDENT
DATED 23/09/2015.

EXT.P2 COPY OF THE REGISTRATION CERTIFICATE.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.S. TO JUDGE

rs.

A.MUHAMED MUSTAQUE, J.

W.P(C)No. 29151 of 2015

Dated this the 25th day of September, 2015

J U D G M E N T

Petitioner is the owner of the vehicle (Tipper Lorry) bearing Registration No.KL-13-M-4944. Petitioner submits that his vehicle has been seized for contravention of the provisions of Kerala Minor Mineral Concession Rules,1967 and the Kerala Minerals (Prevention of Illegal Mining, Storage and Transportation) Rules,2015. Petitioner also submits that he is prepared to compound the offence. In view of the above, there shall be a direction to the third respondent to report the seizure before the fourth respondent within a period of two days from the date of receipt of a copy of this judgment. Thereafter, if the fourth respondent finds that it is compoundable under the Kerala Minor Mineral Concession Rules,1967, he shall permit the petitioner to compound the offence on the compounding fee fixed by him after adverting to the nature of the

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offence. Needful shall be done by the fourth respondent within a period of two days thereafter.

This writ petition is disposed of with the above direction.

SD/-

A.MUHAMED MUSTAQUE,
Judge

MBS/

WP(C).NO.29151 OF 2015

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