

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 30TH DAY OF SEPTEMBER 2015/8TH ASWINA, 1937

WP(C).No. 29623 of 2015 (C)

PETITIONER :

**GEORGE K.P., AGED 58 YEARS
S/O. POULOSE, KUDILINGAL HOUSE, VARADOOR POST
MEENANGADI, SULTHAN BATHERY
WAYANAD DISTRICT, PIN - 673 591.**

BY ADV. SRI.A.V.JAMES

RESPONDENT(S) :

- 1. THE DIRECTOR,
MINING AND GEOLOGY, DIRECTORATE, KESAVADASAPURAM
PATTOM, THIRUVANANTHAPURAM, PIN - 695 004.**
- 2. THE SUB COLLECTOR
MANANTHAVADY, MANANTHAVADY POST
WAYANAD DT., PIN - 670 645.**
- 3. THE SENIOR GEOLOGIST
MINING AND GEOLOGY, DISTRICT OFFICE, CIVIL STATION
KALPETTA, WAYANAD, PIN - 673 121.**
- 4. THE VILLAGE OFFICER
KANIYAMPATTA VILLAGE OFFICE, KANIYAMPATTA POST
WAYANAD DT., PIN - 673 124.**

R1 TO R4 BY GOVT.PLEADER SMT. C.K. SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

APPENDIX

PETITIONERS' EXHIBITS :

**EXT.P-1: PHOTOCOPY OF THE ORDER OF THE 2ND RESPONDENT GIVEN
 TO THE PETITIONER.**

**EXT.P-2: PHOTOCOPY OF THE REPRESENTATION DATED 25.8.2015 GIVEN
 BY THE PETITIONER TO THE 3RD RESPONDENT.**

**EXT.P-3: PHOTOCOPY OF THE ORDER DATED 9.8.2015 OF THE 1ST
 RESPONDENT.**

**EXT.P-4: PHOTOCOPY OF THE REPORT DATED 24.8.2015 OF THE 4TH
 RESPONDENT.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.29623 of 2015

Dated this the 30th day of September, 2015

JUDGMENT

The petitioner has approached this Court with the following prayers:

- i. Issue writ of mandamus or any other writ order or direction to directing the respondents to grant a pass to the petitioner after taking the royalty to transit the extracts of the fish pond from the petitioner's property.
- ii. Issue writ of mandamus or any other writ order or direction to the respondents not to interfere with the peaceful work of the fish pond of the petitioner.

2. If the petitioner makes requisite application for O(A) forms to remove the sand from the fish pond, that application shall be considered in terms of Ext.P3 circular within ten days of making such application by the petitioner. It is made clear that the petitioner shall make appropriate application before the third respondent.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE