

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 1ST DAY OF OCTOBER 2015/9TH ASWINA, 1937

WP(C).No. 29950 of 2015 (P)

PETITIONER :

**MUHAMMED RAFEEL
S/O. MOIDHEENKUTTY, AGED 38 YEARS
PUTHIYATHODI, CHERUVAZHAYOOR P.O.,
VAZHAKKADU VILLAGE, KONDOTTY TALUK
MALAPPURAM DISTRICT
(OWNER OF THE JEEP BEARING REGISTRATION
NO.KL-10-D-7899).**

BY ADV. SRI.P.M.ZIRAJ

RESPONDENT(S) :

- 1. THE SUB INSPECTOR OF POLICE,
VAZHAKKAD POLICE STATION, MALAPPURAM DISTRICT
PIN – 673 645.**
- 2. THE REVENUE DIVISIONAL OFFICER
THIRUR, MALAPPURAM DISTRICT
PIN – 673 645.**
- 3. THE DISTRICT COLLECTOR
MALAPPURAM DISTRICT, PIN – 673 645.**
- 4. THE DIRECTOR
MINING AND GEOLOGY
OFFICE OF THE MINING AND GEOLOGY
KESAVADASAPURAM, PATTOM
THIRUVANANTHAPURAM.**

R1 TO R4 BY GOVT. PLEADER SRI. BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 01-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 29950 of 2015 (P)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 : COPY OF THE SEIZURE MAHAZAR DATED 21.8.2015 PREPARED BY
THE FIRST RESPONDENT.

EXT.P2 COPY OF THE JUDGMENT OF THIS HONOURABLE COURT DATED
15.9.2015 IN WP(C) NO. 27843/2015.

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

W.P(C)No. 29950 of 2015

Dated this the 1st day of October, 2015

J U D G M E N T

The petitioner's vehicle bearing registration No.KL-10-D-7899 has been seized alleging transport of river sand without permit. The petitioner requested the Revenue Divisional Officer to take sample and send the same for analysis by the fourth respondent. It is submitted by the counsel for the petitioner that the sample has already been taken. In view of the above, there shall be a direction to the second respondent to forward the sample to be analysed by the fourth respondent. Needful shall be done within two weeks. Thereafter, the fourth respondent shall send its report after analysing to the second respondent within a further period of two weeks. Based on the receipt of report from the fourth respondent, the second respondent shall finalise the proceedings within two weeks after hearing the petitioner. Till a decision is taken in the matter, the petitioner shall not be

arrested pursuant to Ext.P1 seizure mahazar. Till a decision is taken by the Revenue Divisional Officer, Ext.P1 proceedings shall stand suspended.

This writ petition is disposed of as above.

sd/-

A.MUHAMED MUSTAQUE,
Judge

MBS/

WP(C).NO.29950 OF 2015

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