

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

FRIDAY, THE 9TH DAY OF JANUARY 2015/19TH POUSHA, 1936

WP(C).No. 30575 of 2014 (V)

PETITIONER : -

SAJINI, AGED 40 YEARS,
W/O.SASIKUMAR,
'THULASEEDALAM',
POLPULLY VILLAGE,
PANAYURAMSOM,
PALAKKAD TALUK AND DISTRICT.

BY ADV.SRI.JACOB SEBASTIAN

RESPONDENTS : -

1. THE POLPULLY GRAMA PANCHAYAT,
POLPULLY P.O., PALAKKAD-678 552,
REPRESENTED BY ITS SECRETARY.
2. THE SECRETARY,
POLPULLY GRAMA PANCHAYATH,
POLPULLY P.O.,
PALAKKAD-678 552 .

R1 & 2 BY ADV.SRI.SAJAN VARGHESE K.
R1 & 2 BY ADV.SRI.LIJU. M.P

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
09-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 30575 of 2014 (V)

APPENDIX

PETITIONER'S EXHIBITS : -

EXT.P1 : TRUE COPY OF THE POSSESSION CERTIFICATE DATED 30TH MAY
2014 ISSUED BY THE VILLAGE OFFICER, POLPULLY VILLAGE.

EXT.P2 : TRUE COPY OF THE ORDER DATED 6/11/2014 OF THE 2ND
RESPONDENT.

EXT.P3 : TRUE COPY OF THE PHOTOGRAPHS OF THE PLOT.

RESPONDENTS' EXHIBITS : - NIL.

// TRUE COPY //

P.A. TO JUDGE

DMR/-

DAMA SESHADRI NAIDU, J.

W.P.(c) No. 30575 of 2014

Dated this the 09th day of January, 2015

JUDGMENT

In the light of the ratio laid down in **Gopalakrishnan v. State of Kerala** [2011 (3) KLT 317], the present writ petition is also disposed of on the same lines, applying the ratio laid down by the learned Division Bench in the said decision, thereby quashing Exhibit P2.

Consequently, the second respondent is directed to consider the application of the petitioner for building permission afresh, if necessary, by referring the matter to the District Town Planner, and thereafter pass appropriate orders thereon, as expeditiously as possible, at any rate within a period of six weeks from the date of receipt of a copy of this judgment.

**DAMA SESHADRI NAIDU
JUDGE**

DMR/-