

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 14TH DAY OF OCTOBER 2015/22ND ASWINA, 1937

WP(C).No. 31235 of 2015 (D)

PETITIONER:

**MARY XAVIER, AGED 69 YEARS
W/O. LATE XAVIER,
THATTASSERIYIL HOUSE
NEAR LAKESHORE HOSPITAL
NETTOOR POST
ERNAKULAM**

BY ADV. SRI.DENIZEN KOMATH

RESPONDENTS:

- 1. MARADU MUNICIPALITY
MARADU, ERNAKULAM,
REPRESENTED BY ITS SECRETARY - 682 304**
- 2. SIJU,
THATTASSERIYIL HOUSE
NEAR LAKESHORE HOSPITAL,
NETTOOR POST
ERNAKULAM - 682 506**
- 3. VIJU,
THATTASSERIYIL HOUSE
NEAR LAKESHORE HOSPITAL,
NETTOOR POST
ERNAKULAM - 682 506**
- 4. BIJU
THATTASSERIYIL HOUSE
NEAR LAKESHORE HOSPITAL,
NETTOOR POST
ERNAKULAM - 682 506**

R1 BY ADV. SRI.T.R.RAJAN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 31235 of 2015 (D)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1 TRUE PHOTOCOPY OF THE REQUEST PREFERRED BY THE
 PETITIONER BEFORE THE 1ST RESPONDENT**

EXHIBIT P2 TRUE PHOTOCOPY OF THE RECEIPT

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A.TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 31235 OF 2015

Dated this the 14th day of October, 2015

JUDGMENT

The petitioner confines her relief to an early consideration of Ext. P1 representation pending with the first respondent. The same pertains to the alleged unauthorised construction proposed by respondents 2 to 4 even encroaching into a pathway. The merits of the claim made by the petitioner is ofcourse a matter to be decided by the first respondent.

2. I direct the first respondent to consider Ext. P1 representation with notice to the petitioner as well as respondents 2 to 4. The needful shall be done within a period of one month from the date of receipt of a copy of this judgment.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS