

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

MONDAY, THE 26TH DAY OF OCTOBER 2015/4TH KARTHIKA, 1937

WP(C).No. 31709 of 2015 (K)

PETITIONERS:

1. ABU K.M., AGED 34 YEARS, S/O. MUHAMMED,
KUNNASSERYPALLAM HOUSE, MULLAMKUZHI,
THOTTUMUGHAM P.O., ALUVA, PIN - 683 105,
ALUVA EAST VILLAGE, ALUVA TALUK,
ERNAKULAM DISTRICT.
2. UMMER K.A., AGED 43 YEARS, S/O. ALIYAR,
KUZHIKATTUMALIL HOUSE, MULLAMKUZHI,
THOTTUMUGHAM P.O., ALUVA, PIN - 683 105,
ALUVA EAST VILLAGE, ALUVA TALUK,
ERNAKULAM DISTRICT.

BY ADVS. SRI. T. H. ABDUL AZEEZ
SRI. V. A. AJMAL
SMT. A. C. ARFANA

RESPONDENTS:

1. THE STATE OF KERALA REPRESENTED BY
SECRETARY TO GOVERNMENT
LOCAL SELF GOVERNMENT DEPARTMENT
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM 695 001.
2. THE DISTRICT COLLECTOR, ERNAKULAM
CIVIL STATION, KAKKANADU, COCHIN - 682 030.
3. KEEZHMADU GRAMA PANCHAYATH
REPRESENTED BY ITS SECRETARY,
ERUMATHALA P.O. ALUVA PIN - 683 112.
4. THE SECRETARY, KEEZHMADU GRAMA PANCHAYATH,
ERUMATHALA P.O., ALUVA PIN - 683 112.

BY SENIOR GOVERNMENT PLEADER SMT. K.A. SANJEETHA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26-10-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 : TRUE COPY OF THE APPEAL MEMORANDUM FILED BEFORE THE GOVERNMENT OF KERALA BY THE PETITIONERS
- EXT.P2 : TRUE COPY OF THE IMPUGNED ORDER DTD.13.7.2015 PASSED BY THE DISTRICT COLLECTOR, ERNAKULAM.
- EXT.P3 : TRUE COPY OF THE JUDGEMENT DATED 9.9.2015 IN WPC NO.27111/2015 PASSED BY THIS HON'BLE COURT.
- EXT.P4 : TRUE COPY OF THE STAY PETITION FILED BY THE PETITIONERS BEFORE THE 1ST RESPONDENT

RESPONDENT(S)' EXHIBITS : NIL

/TRUE COPY/

P.A. TO JUDGE.

V. CHITAMBARESH, J

WP(C) NO. 31709 OF 2015

Dated this the 26th day of October, 2015

JUDGMENT

Requisite directions have already been incorporated in Ext.P3 judgment. Paragraph 2 thereof is as follows:

“2. It is open to the petitioners to apply for appropriate interim orders in Ext.P1 appeal pending with the first respondent. Any motion made in that regard shall be dealt with within a period of one month of its preferment.”

2. The remedy of the petitioners is to institute proceedings in contempt if the directions are violated. The second writ petition for substantially the same relief is not maintainable.

The Writ Petition is dismissed.

**V. CHITAMBARESH
JUDGE**

ncd