

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

MONDAY, THE 19TH DAY OF OCTOBER 2015/27TH ASWINA, 1937

WP(C).No. 31722 of 2015 (M)

PETITIONER:

**M.A VINCENT
S/O. ANCILY, MOONJELI HOUSE
ST. BENEDICT 4TH CROSS ROAD
ERNAKULAM,
KOCHI**

BY ADV. SRI.J.JULIAN XAVIER

RESPONDENTS:

- 1. COCHIN CORPORATION
OFFICE OF THE COCHIN CORPORATION
PARK AVENUE ROAD, COCHIN - 682 011
REPRESENTED BY ITS SECRETARY**
- 2. THE TAHSILDAR
KANAYANNUR TALUK
ERNAKULAM
PIN - 682 011**

**R1 BY SRI.P.K.SOYUZ, SC, COCHIN CORPORATION
R2 BY GOVERNMENT PLEADER SMT. SANJEETHA K.A.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
19-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : COPY OF APPEAL FILED BY THE PETITIONER BEFORE THE TAHSILDAR
KANNAYANNUR TALUK**
- P2 : COPY OF THE JUDGMENT DATED 11.6.2015 IN W.P.(C). NO. 34360/2015**
- P3 : COPY OF THE HEARING NOTICE DATED 25.08.2015 ISSUED BY THE ADDL.
TAHSILDAR, KANAYANNUR**
- P4 : COPY OF THE ORDER DATED 12.10.2015 PASSED BY THE 1ST
RESPONDENT PASSED UNDER SECTION 406(3) OF THE KERALA
MUNICIPALITY ACT**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 31722 OF 2015

Dated this the 19th day of October, 2015

JUDGMENT

The provisional order of demolition has been confirmed by Ext. P4 order issued by the first respondent. The petitioner can as well challenge Ext. P4 order in further appeal to the Tribunal. An appeal lies to the Tribunal for Local Self Government Institutions.

2. Any appeal filed within one month from today shall be dealt with within two months therefrom. The petitioner shall implead additional third and fourth respondents in W.P.(C). No. 34360/2014 disposed of by Ext. P2 judgment in the appeal.

3. The petitioner is also free to obtain appropriate interim orders in the appeal if any filed. The status quo as on today shall continue for a period of six weeks to enable the petitioner to obtain appropriate interim orders.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS