

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 27TH DAY OF OCTOBER 2015/5TH KARTHIKA, 1937

WP(C).No. 32574 of 2015 (V)

PETITIONER(S):

**S.K.JAYACHANDRAN AGED 58 YEARS
S/O.KUTTANPANICKER, SHEEJA NIVAS, MAMPUZHAKARA
PERUMPAZHATHUR PO, NEYYATTINKARA.**

BY ADV. SRI.T.RAVIKUMAR

RESPONDENT(S):

- 1. THEI CHIEF ELECTION COMMISSIONER
THIRUVANANTHAPURAM 695 001.**
- 2. THE ELECTION DEPUTY COMMISSIONER
THIRUVANANTHAPURAM 695001.**
- 3. THE ASSISTNAT REGURNING OFFICER
M 01001 NEYYATTINKARA, MUNICIPALITY
NEYYATTINAKARA 693 001.**

R BY SRI.MURALI PURUSHOTHAMAN, SC,K.S.E.COMM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

avk

WP(C).No. 32574 of 2015 (V)

APPENDIX

PETITIONER(S)' EXHIBITS

P1- TRUE COPY OF THE VOTERS LIST

**P2- TRUE COPY OF THE PETITION SUBMITTED BY THE PETITIONER BEFORE
THE ELECTION COMMISSIONER DATED 6.10.2015**

**P3- TRUE COPY OF THE NOTICE FOR SCRUTINIZE THE APPLICATION DATED
14.10.2015**

**P4- TRUE COPY OF THE NOTICE ISSUED BY THE RETURNING OFFICER
NEYYATTINKARA MUNICIPALITY DATED 15.10.2015**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

PA TO JUDGE

avk

V.CHITAMBARESH, J.

W.P.(C).No.32574 of 2015

Dated this the 27th day of October, 2015

JUDGMENT

The petitioner objects to the enrollment of 70 persons in the voters list. Firstly, the 70 persons whose interest would be affected have not been impleaded. Secondly, the voters list remains frozen on the last day for making nomination. This is explicit from Section 24 (3) of the Kerala Panchayat Raj Act. The voter's list cannot be tinkered with in proceedings under Article 226 of the Constitution of India. The petitioner is an effective remedy by way of election petition after the election process is over.

The writ petition is dismissed.

**Sd/-
V.CHITAMBARESH
JUDGE**

//TRUE COPY//

PA TO JUDGE