

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 12TH DAY OF NOVEMBER 2015/21ST KARTHIKA, 1937

WP(C).No. 32774 of 2015 (V)

PETITIONER(S) :

LEEJA JOHNSON AGED 40 YEARS
W/O.JOHNSON, KALLELI HOUSE, KODASSERY P.O.
THRISSUR DISTRICT-680 725.

BY ADVS.SRI.G.HARIHARAN
SRI.PRAVEEN.H.

RESPONDENT(S) :

1. KODASSERY GRAMA PANCHAYATH
CHATTIKULAM P.O., THRISSUR DISTRICT-680 721
REPRESENTED BY ITS SECRETARY.
2. THE ENVIRONMENTAL ENGINEER
KERALA STATE POLLUTION CONTROL BOARD
THRISSUR DISTRICT OFFICE, PIN-680 001.
3. THE HEALTH INSPECTOR
KODASSERY GRAMA PANCHAYATH, CHATTIKULAM P.O.
THRISSUR DISTRICT-680 721.
4. SINI
W/O.JOSSY, PANACHIKKAL HOUSE, KODASSERY P.O.
PIN-680 725.

R4 BY ADV. SMT.G.VIDYA
R2BY SRI. M.AJAY, SC, KERALA STATE POLLUTION CONTROL BOARD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12-11-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1. TRUE COPY OF THE LICENSE DATED 23/7/2012 ISSUED BY THE 1ST
RESPONDENT PANCHAYATH IN THE NAME OF THE 1ST PETITIONER FOR CONDUCTING
POULTRY FARM.
EXT.P2. TRUE COPY OF THE ACKNOWLEDGEMENT DATED 13/2/2014 ISSUED BY THE
SECRETARY OF THE 1ST RESPONDENT
EXT.P3. TRUE COPY OF THE APPLICATION DATED 5/3/2015 SUBMITTED BY THE
1ST PETITIONER ALONG WITH THE 2ND RESPONDENT
EXT.P4. TRUE COPY OF THE APPLICATION FILED BY THE 2ND PETITIONER BEFORE
THE HEALTH INSPECTOR OF THE 2ND RESPONDENT
EXT.P5. TRUE COPY OF THE COMMUNICATION DATED 6/1/2015 ISSUED BY THE 1ST
RESPONDENT ADDRESSED TO THE 1ST PETITIONER
EXT.P6. TRUE COPY OF THE ACKNOWLEDGEMENT ISSUED BY THE 2ND RESPONDENT
EVIDENCING RECEIPT OF FEES AND APPLICATION FOR RENEWAL OF LICENSE ON
27/3/2015.
EXT.P7. TRUE COPY OF THE STOP MEMO DATED 10/4/2015 ISSUED BY THE 1ST
RESPONDENT
EXT.P8. TRUE COPY OF THE REQUEST DATED 20/4/2015 SUBMITTED BY THE 1ST
PETITIONER BEFORE THE 1ST RESPONDENT
EXT.P9. TRUE COPY OF THE JUDGMENT MADE IN WPC NO.13931/2015 DATED
11/9/2015.
EXT.P10. TRUE COPY OF THE ORDER DATED 9/10/2015 ISSUED BY THE 1ST
RESPONDENT AND RECEIVED BY THE PETITIONER ON 21/10/2015.

RESPONDENT(S) ' EXHIBITS

NIL

TRUE COPY

SKS

P.A TO JUDGE

V.CHITAMBARESH, J.

W.P(C)NO. 32774 OF 2015

Dated this the 12th day of November, 2015

JUDGMENT

Ext.P10 order declining renewal of licence was passed without notice to the petitioner. The same offends the principles of natural justice. I quash Ext.P10 order and direct the first respondent to pass orders anew. The same shall be done with notice to the petitioner within three weeks. The 4th respondent shall also be put on notice and heard in the exercise. The direction in Ext.P9 judgment will continue till orders are passed afresh as directed above.

V.CHITAMBARESH, JUDGE

sks