

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

WEDNESDAY, THE 28TH DAY OF JANUARY 2015/8TH MAGHA, 1936

WP(C).No. 33314 of 2014 (L)

PETITIONERS:

1. M.A ANZAR, SHAMMA GARDENS,
KILILLOOR, KOLLAM-691 004.
2. ANHAD A.H., AZIYA INTERNATIONAL, XII/206,
KILIKOLLOOR, KOLLAM-691 004.
3. GRACIOUS JOSEPH, PUSHAMANGALAM,
KILIKOLLOOR, KOLLAM-691 004.
4. RAJU HENRY, KODIYIL HOUSE,
KILIKOLLOR, KOLLAM-691 004.

BY ADV. SRI.D.AJITHKUMAR

RESPONDENTS:

1. THE DISTRICT COLLECTOR,
COLLECTORATE, KOLLAM.
2. KOLLAM CORPORATION,
CORPORATION OFFICE, KOLLAM-691 001
REP. BY THE SECRETARY, KOLLAM CORPORATION.
3. THE DISTRICT SUPERINTENDENT OF POLICE,
OFFICE OF THE DISTRICT SUPERINTENDENT OF POLICE,
KOLLAM.
4. THE ENVIRONMENTAL ENGINEER,
KERALA STATE POLLUTION CONTROL BOARD,
DISTRICT OFFICE, KOLLAM-691001
5. NAVANEETH KRISHNAN, ROHINI BHAVAN,
PAZHAVATH P.O., CHANGANACHERRY.
6. THE JUNIOR MANAGER, KERALA STATE CIVIL SUPPLIES
CORPORATION, SUB DEPOT, KILIKOLLOOR, KOLLAM.

R1 & R3 BY GOVT. PLEADER SRI.JUSTIN JACOB
R2 BY SRI.M.K.CHANDRA MOHAN DAS
R6 BY SMT.MOLLY JACOB
R4 BY SRI.M.R.ARUNKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
28-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WP(C).No. 33314 of 2014 (L)

PETITIONER'S EXHIBITS:

EXT.P1 - A COPY OF THE COMPLAINT PETITION DATED 30-7-2008
SUBMITTED BEFORE THE 3RD RESPONDENT

EXT P2: COPY OF THE REPRESENTATION DATED 14.05.2008 SUBMITTED
BEFORE THE 2ND RESPONDENT

EXT P3: A COPY OF THE JUDGMENT OF THIS HONOURABLE COURT IN WP(C)
NO.36661 OF 2008 DATED 12.12.2008

EXP P4: A COPY OF THE ORDER DATED 14.01.2009 PASSED BY THE 2ND
RESPONDENT

EXT P5: A COPY OF THE JUDGMENT OF THIS HONOURABLE COURT IN WP(C)
NO.6579 OF 2009 DATED 25.03.2009

EXT P6: A COPY OF THE COMPLAINT PETITION DATED 06.10.2014
SUBMITTED BEFORE THE 3RD RESPONDENT

EXT P7: A COPY OF THE COMPLAINT PETITION DATED 04.10.2014
SUBMITTED BEFORE THE 2ND RESPONDENT

EXT P8: A COPY OF THE INTIMATION DATED 30.10.2014 GIVEN BY THE 2ND
RESPONDENT TO 6TH RESPONDENT

EXT P9: A COPY OF THE PETITION DATED 19.11.2014 SUBMITTED TO THE
2ND RESPONDENT

RESPONDENT'S EXHIBITS: NIL.

/TRUE COPY/

P.S. TO JUDGE

Dama Seshadri Naidu, J.

W.P.(C)No.33314 of 2014 L

Dated this the 28th day of January, 2015

JUDGMENT

Heard both sides, apart from perusing the record. Since the issue lies in a narrow compass, this Court proposes to dispose of the writ petition at the admission stage itself.

2. Briefly stated, the petitioners have a grievance that the sixth respondent has been running a civil supplies godown in the property belonging to the fifth respondent without proper and valid licence from respondents 2 and 4. In that regard, the petitioners are said to have submitted Exhibit P7 representation to the second respondent. Complaining of its non-disposal expeditiously, the petitioners have filed the present writ petition.

3. Though notice was served on respondents 5 and 6, none appeared on their behalf today. At any rate, the learned counsel for the second respondent has agreed that the second respondent does not have any objection to consider petitioners' Exhibit P7 representation in accordance with law.

In the facts and circumstances, having regard to the respective submissions of the learned counsel on both sides, this Court, without adverting to the merits of the matter, disposes of the writ petition with a direction to the second respondent to consider Exhibit P7 representation of the petitioners in accordance with law and pass appropriate orders thereon, as expeditiously as possible, at any rate, within a period of one month from the date of receipt of a copy of this judgment.

Dama Seshadri Naidu, Judge

tkv