

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

WEDNESDAY, THE 7TH DAY OF JANUARY 2015/17TH POUSHA, 1936

WP(C) .No. 33604 of 2014 (A)

PETITIONER(S) /PETITIONERS:

1. P.P.JAMES, S/O.PATHU.P.I., AGED 60 YEARS
PULIKKOTTIL HOUSE, YAKKARA, PALAKKAD-678 014.
2. JERY JAMES, S/O.P.P.JAMES, AGED 28 YEARS
PULIKKOTTIL HOUSE, YAKKARA, PALAKKAD-678 014

BY ADVS.SRI.S.KANNAN
SMT.K.S.SANGEETHA
SMT.S.SIMY

RESPONDENT(S) /RESPONDENT:

PALAKKAD MUNICIPALITY,
REPRESENTED BY ITS SECRETARY, MUNICIPAL OFFICE
PALAKKAD-678 001

R1 BY ADV. SRI.T.C.SURESH MENON
BY ADV. SRI.A.R.NIMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
07-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 33604 of 2014 (A)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1 : COPY OF THE LAND TAX RECEIPT PERTAINING TO THE SAID EXTENT
OF LAND ISSUED BY VILLAGE OFFICER, PALAKKAD-1 VILLAGE,
PALAKKAD FOR THE ASSESSMENT YEAR 2013-14

EXT.P2 : COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT REJECTING
APPLICATION OF THE PETITIONERS FOR BUILDING PERMIT

RESPONDENT(S) ' EXHIBITS NIL

//TRUE COPY//

P.A TO JUDGE

vdv

DAMA SESHADRI NAIDU, J.
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W.P(C) No.33604 of 2014
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Dated this the 07th day of January, 2015

JUDGMENT

Heard the learned counsel for the petitioners and the learned Standing Counsel for the respondent, 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. In the light of the judgment dated 13.10.2011 rendered by this Court in W.P.(C) No.16463 of 2010, the present writ petition is also disposed of applying the same ratio as contained therein, thereby quashing Ext.P2.

Consequently, the respondent Municipality is directed to consider the petitioners' application for building permission 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.

Sd/-
DAMA SESHADRI NAIDU, JUDGE