

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

THURSDAY, THE 22ND DAY OF JANUARY 2015/2ND MAGHA, 1936

WP(C).No. 33897 of 2014 (J)

PETITIONER:

**H.MUJEEB, S/O.HANEEFA, AGED 42 YEARS,
RESIDING AT IRUPPUKATTIL HOUSE,
PIRAYERI.P.O., PALAKKAD - 678004.**

**BY ADVS.SRI.S.ANANTHAKRISHNAN
SRI.N.K.SUBRAMANIAN**

RESPONDENT:

**THE PALAKKAD MUNICIPALITY,
REPRESENTED BY ITS SECRETARY,
PALAKKAD - 678001.**

**BY SRI.T.C.SURESH MENON, SC
SRI.P.S.APPU**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 22-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

WP(C).No. 33897 of 2014 (J)

APPENDIX

PETITIONER(S)' EXHIBITS:

P1: TRUE COPY OF DOCUMENT NO.1837 OF 2014 OF SRO PALAKKAD.

P2: TRUE COPY OF THE TAX PAID RECEIPT DT.21.5.2014.

P3: TRUE COPY OF THE POSSESSION CERTIFICATE DT.21.5.2014.

P4: TRUE COPY OF THE REJECTION NOTICE DT.25.10.14.

RESPONDENT(S)' EXHIBITS:

- NIL

/TRUE COPY/

P.A. TO JUDGE

mbr/

DAMA SESHADRI NAIDU, J.

W.P.(c) No. 33897 of 2014

Dated this the 22nd day of January, 2015

JUDGMENT

In the light of the ratio laid down in **Gopalakrishnan v. State of Kerala** [2011 (3) KLT 317], the present writ petition is also disposed of on the same lines, applying the ratio laid down by the learned Division Bench in the said decision, thereby quashing Exhibit P4.

Consequently, the respondent is directed to consider the application of the petitioner for building permission afresh, if necessary, by referring the matter to the District Town Planner, and thereafter pass appropriate orders thereon, as expeditiously as possible, at any rate within a period of six weeks from the date of receipt of a copy of this judgment.

DAMA SESHADRI NAIDU
JUDGE

DMR/-