

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 9TH DAY OF NOVEMBER 2015/18TH KARTHIKA, 1937

WP(C).No. 33832 of 2015 (D)

PETITIONER:

**E.SASEENDRAN, AGED 60 YEARS,
S/O.KUNHAPPA NAIR, CHAIRMAN,
VADAKARA COCONUT FARMERS PRODUCER
CO.LTD., 19/408 KML, AI-DIYafa COMPLEX,
KARIMBANA PALAM, VADAKARA, KOZHIKODE DISTRICT.**

BY ADV. SRI.MOHANAN V.T.K.

RESPONDENT(S):

- 1. THE DIRECTOR,
DEPARTMENT OF MINING AND GEOLOGY,
THIRUVANANTHAPURAM - 695 001.**
- 2. THE DISTRICT GEOLOGIST,
DEPARTMENT OF MINING & GEOLOGY,
CIVIL STATION, KOZHIKODE - 673 016.**
- 3. THE STATION HOUSE OFFICER,
VATAKARA POLICE STATION,
KOZHIKODE DISTRICT - 673 035.**

BY SENIOR GOVERNMENT PLEADER SRI.BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 09-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

APPENDIX

PETITIONERS' EXHIBITS:

- EXT. P1 : TRUE COPY OF CERTIFICATE OF INCORPORATION OF THE COMPANY, VATAKARA COCONUT FARMERS PRODUCES COMPANY LTD.
- EXT. P2 : TRUE COPY OF THE TITLE DEED OF THE PROPERTY DATED 14.5.2015.
- EXT. P3 : TRUE COPY OF THE BUILDING PERMIT ISSUED TO THE PETITIONER DATED 21.8.2015 FROM THE SECRETARY, THIRUVALLUR GRAMA PANCHAYAT.
- EXT. P4 : TRUE COPY OF THE LETTER DATED 7.10.2015 ISSUED BY THE TAHSILDAR, VATAKARA TO THE PETITIONER.
- EXT. P5 : TRUE COPY OF LOAN SANCTION LETTER FROM THE KERALA FINANCIAL CORPORATION DATED 25.9.2015 TO THE PETITIONER.
- EXT. P6 : TRUE COPY OF THE LETTER ISSUED BY ALFA LVEL (INDIA) LTD. DATED 2.9.2015 TO THE PETITIONER.
- EXT. P7: TRUE COPY OF THE APPLICATION FOR MINERAL TRANSIT PASS SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

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A.MUHAMED MUSTAQUE, J.

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W.P.(C).No. 33832 of 2015

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Dated this the 9th day of November, 2015

J U D G M E N T

Based on Ext.P3 building permit, the petitioner wants to extract ordinary earth from the site covered by building permit.

2. In view of Rule 14, this Court is of the view that necessary OA form shall be issued to the petitioner based on Ext.P3 after ascertaining the quantity. Needful shall be done within 10 days from the date of receipt of the copy of this judgment.

The writ petition is disposed of, as above.

sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE