

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

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

WP(C).No. 34136 of 2015 (N)

PETITIONER :

**MANHORODAN MOIDEENKOYA, AGED 70 YEARS
S/O.MANHORODAN MUHAMMED, KUZHIMBILTHODI HOUSE
PALLIPARAMBU P.O., CHELAMBRA, PIN-673634.**

**BY SENIOR ADVOCATE SRI.T.SETHUMADHAVAN
BY ADVS.SRI.PUSHPARAJAN KODOTH
SRI.K.JAYESH MOHANKUMAR
SMT.VANDANA MENON
SMT.N.DEEPA**

RESPONDENTS :

- 1. REVENUE DIVISIONAL OFFICER,
TIRUR, MALAPPURAM DISTRICT-676101.**
- 2. ADDITIONAL TAHSILDAR,
KONDOTTY-673634.**
- 3. GEOLOGIST,
OFFICE OF THE MINING AND GEOLOGY, MINI CIVIL STATION
MANJERI, MALAPPURAM DISTRICT-673634.**
- 4. N.K.ABDUL SHUKKOOR,
S/O.BEERANKUTTY, NAVINHIYIL KUZHIMBHIL HOUSE
P.O.CHELAMBRA, MALAPPURAM DISTRICT-673634.**

R1 TO R3 BY GOVT. PLEADER SRI. BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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WP(C).No. 34136 of 2015 (N)

APPENDIX

PETITIONERS' EXHIBITS :

- EXT. P1 TRUE COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT
DATED 1.6.2015.**
- EXT. P2 TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE
THE 3RD RESPONDENT DATED 31.7.2015.**
- EXT. P3 TRUE COPY OF THE REPLY FURNISHED FROM THE OFFICE OF THE
3RD RESPONDENT DTED 18.9.2015.**
- EXT. P4 TRUE COPY OF THE PHOTOGRAPH OF PETITIONER'S RESIDENTIAL
HOUSE AND THE AREA FROM THE MINING OPERATION HAS BEEN
CONDUCTED BY THE 4TH RESPONDENT.**

RESPONDENT(S)' EXHIBITS : **NIL**

//TRUE COPY//

P.A. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.34136 of 2015

Dated this the 12th day of November, 2015

JUDGMENT

The petitioner approached this Court on account of delay in implementing an order passed by the Sub Divisional Magistrate, Tirur under Section 133 of the Criminal Procedure Code. Ext.P1 is the order.

Considering the nature of the issue dealt in Ext.P1, there shall be a direction to the first respondent to implement the order without any delay unless the operation of the order is stayed by an higher authority or by the competent court. The petitioner has also approached the Geologist against illegal removal of soil by the fourth respondent. The Geologist shall also finalise the proceedings without any delay, at any rate, within one month from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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