

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

THURSDAY, THE 17TH DAY OF DECEMBER 2015/26TH AGRAHAYANA, 1937

WP(C).No. 34580 of 2015 (V)

PETITIONERS:

1. PRAVEEN, AGED 58 YEARS,
S/O. VIJAYARAGHAVAN,
MATHRADICKAL HOUSE, ATHANICKAL,
WEST HILL P.O., KOZHIKODE.
2. SAJI, AGED 47 YEARS,
S/O. VIJAYARAGHAVAN,
MATHRADICKAL HOUSE, ATHANICKAL,
WEST HILL P.O., KOZHIKODE.
3. SUNIL J SHAH, AGED 58 YEARS,
S/O. JITHENDAR SHAH, MATHRADICKAL HOUSE,
ATHANICKAL, WEST HILL P.O., KOZHIKODE.

BY ADV. SRI. YASH THOMAS MANNULLY

RESPONDENTS:

1. KOZHIKODE MUNICIPAL CORPORATION,
REP. BY ITS SECRETARY, BEACH ROAD,
KOZHIKODE 673 032.
2. SECRETARY,
KOZHIKODE MUNICIPAL CORPORATION,
BEACH ROAD, KOZHIKODE 673 032.

R1-R2 BY ADV. SRI. K. D. BABU, SC, KOZHIKODE CORPORATION

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17-12-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1 :- TRUE COPY OF TAX RECEIPT DTD 27/10/2015 ISSUED BY THE
VILLAGE OFFICER, KATCHERI
- EXHIBIT P2 :- TRUE COPY OF THE POSSESSION DTD 31/10/2015 ISSUED BY THE
VILLAGE OFFICER, KATCHERI
- EXHIBIT P3 :- TRUE COPY OF THE ORDER DTD 17/7/2015 ISSUED BY THE
EXECUTIVE ENGINEER
- EXHIBIT P4 :- TRUE COPY OF THE JUDGMENT DTD 2/11/2015 IN WPC NO
31684/2015 BEFORE THE HON'BLE COURT

RESPONDENT(S)' EXHIBITS : NIL

/TRUE COPY/

P.A. TO JUDGE.

ncd

V. CHITAMBARESH, J

W.P.(C). NO. 34580 OF 2015

Dated this the 17th day of December, 2015

JUDGMENT

The issue is covered by Ext.P4 judgment in W.P.(C). No. 31684/2015. The reasonings therein will govern the present writ petition also.

2. Ext. P3 order declining building permit to the petitioners is therefore quashed. The second respondent is directed to reconsider the application for building permit put in by the petitioners. The same shall be done with notice to the petitioners within a period of one month.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS