

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE**

MONDAY, THE 7TH DAY OF DECEMBER 2015/16TH AGRAHAYANA, 1937

WP(C).No. 34694 of 2015 (S)

PETITIONER(S):

**M.MUTHUKRISHNAN, AGED 70 YEARS,
S/O.MOOTHAKOCHARAYAN, VALIYA VEEDU,
CHERIYAZHEEKAL (P.O.), KARUNAGAPPALLI, KOLLAM.**

**BY ADVS.SRI.LIJU. M.P
SRI.JOSEPH SEBASTIAN (KOLLAM)**

RESPONDENT(S):

- 1. STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, 695001.**
- 2. THE SECRETARY TO HOME DEPARTMENT,
GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM-695001.**
- 3. THE DIRECTOR,
KERALA VIGILANCE AND ANTI-CORRUPTION BUREAU,
THIRUVANANTHAPURAM, 695001.**

BY SPECIAL GOVERNMENT PLEADER SRI.TOM K.THOMAS

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

PJ

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT-P1: TRUE COPY OF THE NEWSPAPER CLIPPING OF 'KERALA KAUMUDI' NEWSPAPER DATED 6.1.2015. WITH ENGLISH TRANSLATION**
- EXHIBIT-P2: TRUE COPY OF THE COMPLAINT DATED 1.4.2015 ADDRESSED TO 3RD RESPONDENT. WITH ENGLISH TRANSLATION**
- EXHIBIT-P3: TRUE COPY OF THE ACKNOWLEDGEMENT CARD ADDRESSED TO 3RD RESPONDENT.**
- EXHIBIT-P4: TRUE COPY OF THE ACKNOWLEDGEMENT CARD ADDRESSED TO THE 1ST RESPONDENT.**
- EXHIBIT-P5: TRUE COPY OF THE INTIMATION DATED 27.4.2015 ISSUED FROM THE OFFICE OF HON'BLE GOVERNOR OF STATE OF KERALA, WITH ENGLISH TRANSLATION**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

ASHOK BHUSHAN, CJ

&

A.M.SHAFFIQUE, J.

W.P.C.No.34694 of 2015

Dated this the 7th day of December 2015

J U D G M E N T

Ashok Bhushan, J

Heard learned counsel for the petitioner.

2. This writ petition has been filed by the petitioner seeking a direction to the 3rd respondent to take necessary legal actions including proper enquiry into Ext.P2, at the earliest.

3. The writ petition was taken before the learned Single Judge, who passed an order on 17/11/2015 observing that the writ petition is in the nature of a public interest litigation. The petitioner, claiming to be a senior citizen and social worker, claimed to have filed a complaint on 01/04/2015, Ext.P2.

4. The grievance of the petitioner is that his complaint is not being enquired into by the Director of Kerala Vigilance and Anti Corruption Bureau. In the event the complaint submitted by the petitioner is not being enquired into by the Director of Kerala Vigilance and Anti Corruption Bureau, we are of the view that the remedy available to the petitioner is, of course, to approach the

Vigilance Court for appropriate proceedings, as per law. It is not necessary for this Court to entertain this writ petition as a public interest litigation.

With the above observation, this writ petition is closed.

(sd/-)

(ASHOK BHUSHAN, CHIEF JUSTICE)

(sd/-)

(A.M.SHAFFIQUE, JUDGE)

True Copy

PA to Judge

jsr/07/12/2015