

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

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

WP(C).No. 36245 of 2015 (E)

PETITIONER :

**MANIMEKALA B.M.,
W/O.SADASHIVA B.M.,AGED 55 YEARS,
SAMRDDHI, BEHIND HILL SIDE HALL,
MANJESWAR (P.O), KASARAGOD DT., PIN- 671 323,
PROPRIETOR, SREE VIGNESH, MP 200 C,
NEAR RTO CHECK POST, KUNJATHUR, KASARAGOD.**

BY ADV. SRI.T.KAJITH KUMAR

RESPONDENT(S):

- 1. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY,
GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, PIN -695 001.**
- 2. THE DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM, PIN - 695 001.**
- 3. THE DISTRICT COLLECTOR,
KASARAGOD, VIDYA NAGAR (PO), KASARAGOD DT.,
PIN -671 123.**
- 4. THE DISTRICT POLICE CHIEF,
KASARAGOD DISTRICT, VIDYA NAGAR (P.O),
KASARAGOD DT., PIN: 671 123.**
- 5. THE REVENUE DIVISIONAL OFFICER,
KASARAGOD, VIDYA NAGAR (P.O),
KASARAGOD DT. PIN: 671 123.**
- 6. THE REVENUE DIVISIONAL OFFICER,
KANJANGAD, KASARAGOD DT., PIN -671 315.**
- 7. THE SUB INSPECTOR OF POLICE,
MANJESWAR POLICE STATION, MANJESWAR (P.O),
KASARAGOD DT. PIN: 671 323.**
- 8. THE SUB INSPECTOR OF POLICE,
KUMBALA POLICE STATION, KUMBALA (P.O),
KASARAGOD DT. PIN: 671 321.**

BY GOVERNMENT PLEADER SMT. C.K.SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 36245 of 2015 (E)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 - TRUE COPY OF THE RECEIPT FOR PAYMENT OF PANCHAYAT LICENCE VIDE
NUMBER B5610470 DATED 26.11.2015**
- P2 - TRUE COPY OF THE VAT LICENCE WITH TIN NO.32130566932C.**
- P3 - TRUE COPY OF THE GOVERNMENT CIRCULAR NO.58289/P3/2010/REVENUE
DATED 11.11.2010**
- P4 - TRUE COPY OF THE G.O(MS)NO. 161/09/ID DATED 14.12.2009**
- P5 - TRUE COPY OF THE JUDGMENT IN WPC NO.31958/2015 DATED 30.10.2015**
- P6- TRUE COPY OF THE JUDGMENT IN WP(C).NO.25313 OF 2015.**

RESPONDENT(S)' EXHIBITS:

NIL

/TRUE COPY/

P.A.TO JUDGE

sts

A.MUHAMED MUSTAQUE, J.

=====

W.P.(C).No. 36245 of 2015

=====

Dated this the 17th day of December, 2015

J U D G M E N T

The petitioner approached this Court for following relief:

“1. Issue a Writ of Mandamus or any other appropriate Writ order or direction, directing the respondents not to seize or register cases under the Protection of River Banks and Regulation of Removal of Sand Act 2001, Mines and Mineral (Development and Regulation) Act, 1957, Kerala Minor Mineral Concession Rules, 1967 or Indian Penal Code against the vehicles, its drivers and owners transporting river sand imported from other states as directed in Ext.P3 Circular and Ext.P4 Government Order and Ext.P5 judgment.

2. Issue any other appropriate Writ, Order, or Direction as the case may be as this Hon'ble Court may deem fit and necessary in the interest of justice.”

In the light of the judgment of this Court produced as Ext.P6, I do not find any other order is required. Therefore the writ petition is disposed of in the light of Ext.P6 judgment and all the directions in Ext.P6 judgment shall be followed.

Sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE