

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 14TH DAY OF DECEMBER 2015/23RD AGRAHAYANA, 1937

WP(C).No. 37890 of 2015 (I)

PETITIONER :

**S. SREEJI, AGED 32 YEARS
S/O. SUKUMARAN, KATTUVELIL HOUSE
KALLISSERRY, CHENGANNUR
ALAPUZHA DISTRICT – 689 124.**

BY ADV. SRI.RAAJESH S. SUBRAHMANIAN

RESPONDENT(S) :

- 1. GEOLOGIST
DEPARTMENT OF MINING & GEOLOGY
ALAPPUZHA – 688 001.**
- 2. SUB INSPECTOR OF POLICE
CHENGANNUR – 689 121.**

R1 & R2 BY GOVT. PLEADER SRI. BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 14-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 37890 of 2015 (I)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 : COPY OF THE AGREEMENT EVIDENCING PURCHASE OF THE VEHICLE
BEARING NO. KL-16-H-5576.

EXT.P2 COPY OF THE SEIZURE MAHAZAR DATED 10/12/2015 PREPARED BY
THE 2ND RESPONDENT.

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

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W.P.(C).No. 37890 of 2015

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Dated this the 14th day of December, 2015

J U D G M E N T

The Petitioner's vehicle bearing Reg.No.KL-16-H-5576 has been seized alleging violation of the provisions of the Kerala Minor Mineral Concession Rules, 2015.

2. Heard the learned Counsel for the petitioner and the learned Government Pleader.

3. Considering the facts and circumstances, the following directions are issued:

i) The 2nd respondent shall report the seizure before the 1st respondent within two days from the date of receipt of a copy of this judgment.

ii) The 1st respondent shall permit the petitioner to compound the offence at the fee fixed by him after adverting to the nature of offence committed by him.

It is made clear that the direction in the judgment would be

applicable only if the petitioner has contravened Kerala Minerals (Prevention of illegal mining, storage and transportation) Rules, 2015 or the Kerala Minor Mineral Concession Rules, 2015.

The writ petition is disposed of as above.

sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE