

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 18TH DAY OF DECEMBER 2015/27TH AGRAHAYANA, 1937

WP(C).No. 38615 of 2015 (B)

PETITIONER(S) :

1. M. MOHAMED KUNJU
UPASANA, KOTTAMKARA, CHANDANATHOPPU P.O.,
KOLLAM DIST. - 691014
2. K.THULASEEDHARAN PILLAI
ATHULYA BHAVAN, KOTTAMKARA
CHANDANATHOPPU P.O., KOLLAM DIST. - 691 014.
3. SHAMSUDEEN
UPASANA, KOTTAMKARA, CHANDANATHOPPU P.O.,
KOLLAM – 691014.
4. K.ANIL KUMAR
ANOORVILA PUTHEN VEEDU,
KOTTAMKARA, CHANDANATHOPPU P.O.,
KOLLAM DIST. - 691014.

**BY ADVS.SRI.JOHNSON GOMEZ
SRI.S.BIJU (KIZHAKKANELA)**

RESPONDENT(S) :

1. THE KERALA STATE POLLUTION CONTROL BOARD
REPRESETED BY ITS CHAIRMAN, HEAD OFFICE, PATTOM
THIRUVNANATHAPURAM – 695004.
2. THE CHAIRMAN
KERALA STATE POLLUTION CONTROL BOARD, HEAD OFFICE
PATTOM, THIRUVNANTHAPURAM – 695 004.
3. THE ENVIRONMENTAL ENGINEER
KERALA STATE POLLUTION CONTROL BOARD
KOLLAM DISTRICT OFFICE, 'USHUS' BUILDING, BIG BAZAR
KOLLAM – 691001

4. M/S.. M.S. WIRE DRAWING AND WIRE NAIL PRIVATE LTD.,
MEKKONE, KOTTAMKARA, CHANDANATHOPPE P.O.,
KOLLAM – 691014.
REPRESENTED BY ITS MANAGING DIRECTOR M.ABDUL SALAM

5. M/S. M.S. WIRE PRODUCTS,
MEKKONE, KOTTAMKARA, CHANDANATHOPPE P.O.,
KOLLAM - 691014
REPRESENTED BY ITS PROPRIETRIX S. SHAJIMA

R1 TO R3 BY ADV. SRI.M.R.ARUNKUMAR, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 18-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

Mn

...3/-

WP(C).No. 38615 of 2015 (B)

APPENDIX

PETITIONERS' EXHIBITS :

**EXT. P1: A TRUE COPY OF THE PHOTOGRAPHS INDICATING CRACKS
 DEVELOPED IN THE HOUSES OF THE SECOND AND FOURTH
 PETITIONER.**

**EXT. P2: A TRUE COPY OF THE JUDGMENT DATED 11.09.2015 IN
 WPC.NO.29881/2013.**

**EXT. P3: A TRUE COPY OF THE REPRESENTATION DATED 1.12.2015 SUBMITTED
 BY THE PETITIONERS BEFORE THE SECOND RESPONDENT.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

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A. MUHAMED MUSTAQUE, J.

W.P.(C) No. 38615 of 2015

Dated this the 18th day of December, 2015

J U D G M E N T

The petitioners have approached this Court, seeking a direction to the 2nd respondent to consider Ext.P3 representation submitted by them, alleging pollution caused by respondents 4 & 5.

In the facts and circumstances of the case, this Court is of the view that the 2nd respondent shall be directed to consider Ext.P3 representation immediately. The respondents are directed to conduct a surprise inspection of the units run by respondents 4 & 5. If it is found that the operation of the units run by respondents 4 & 5 is in violation of the pollution norms, immediate action shall be taken against them.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE