

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 23RD DAY OF DECEMBER 2015/2ND POUSHA, 1937

WP(C).No. 39750 of 2015 (P)

PETITIONER(S):

1. K.VIJAYAN,CHERUVILAPUTHENVEEDU,
MARTHANDAMKARA.P.O., EZHAMKULAM, KOLLAM.
2. RADHAMANI AMMA,
K.R.BHAVAN, MARTHANDAMKARA.P.O., VIA.EROOR,
EZHAMKULAM, KOLLAM DISTRICT.

**BY ADVS.SRI.P.P.THAJUDEEN
SRI.MANSOOR.B.H.**

RESPONDENT(S):

1. THE ENVIRONMENTAL ENGINEER,
KERALA STATE POLLUTION CONTROL BOARD,
DISTRICT OFFICE, KOLLAM - 691 001.
2. KULATHUPUZHA GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY, KULATHUPUZHA,
PIN - 691 310.
3. ADDITIONAL DISTRICT MAGISTRATE,
KOLLAM - 691 001.
4. DISTRICT OFFICER,
FIRE AND RESCUE DEPARTMENT, KOLLAM - 691 001.
5. SONU,POIKAVILA VEEDU, KARARA - MADATHARA.P.O.
KOLLAM - 689 643.
6. SANTHOSH D.RATNAM,
RATNA BHAVAN, EZHAMKULAM, MARTHANDAM KARA, KOLLAM.

**R1 BY SRI.M.R.ARUNKUMAR, SC
R2 BY SRI.MANOJ RAMASWAMY,SC
R3 & 4 BY GOVERNMENT PLEADER SRI.BIJU MEENATTOOR**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 23-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 39750 of 2015 (P)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXT.P1: A TRUE COPY OF THE COMPLAINT DATED 18/12/2015 SUBMITTED BY
 THE FIRST PETITIONER TO THE THIRD RESPONDENT WITH COPY TO
 FIRST RESPONDENT AND ITS POSTAL RECEIPT.**

**EXT.P2: A TRUE COPY OF THE COMPLAINT DATED 18/12/2015 SUBMITTED BY
 THE 2ND PETITIONER TO THE 1ST RESPONDENT WITH COPY TO 3RD
 RESPONDENT AND ITS POSTAL RECEIPT.**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A.MUHAMED MUSTAQUE, J.

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**W.P.(C).No.39750/2015**

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Dated this the 23rd Day of December, 2015

J U D G M E N T

The first petitioner has approached the Additional District Magistrate, Kollam by Ext.P1 with a request not to grant no-objection certificate to the party respondents. Ext.P2 is the objection filed by the second petitioner before the first respondent with a similar prayer.

2. This Court is of the view that Ext.P2 shall be considered by the first respondent after hearing respondents 5 and 6. If no-objection certificate has not been issued, the second petitioner's objection in Ext.P2 shall also be adverted to by the Pollution Control Board before taking any decision.

The writ petition is disposed of, as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE