IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.B.SURESH KUMAR

FRIDAY, THE 18TH DAY OF DECEMBER 2020 / 27TH AGRAHAYANA, 1942

WP(C).No.20514 OF 2020(L)

PETITIONER:

MUJEEB V.K.
AGED 43 YEARS
S/O. KUNJU BAVA (LATE), EXPERT TAILORS, ALINCHUVADU, NEAR ALINCHUVADU S.N. TEMPLE, KARTHANAMPARAMBIL BUILDING, EDAPPALLY POST, ERNAKULAM DISTRICT, PIN-682 024.

BY ADV. SRI.S.ABDUL SALAM

RESPONDENTS:

1 **SUGUNAN K.N**
S/O. NARAYANAN, KARTHANAMPARAMBU (H), KARTHANAMPARAMBIL BUILDING, PADIVATTOM, ALINCHUVADU, EDAPPALLY POST, PIN-682 024, ERNAKULAM.

2 **CORPORATION OF KOCHI**
REPRESENTED BY ITS SECRETARY, OFFICE OF THE CORPORATION OF KOCHI, ERNAKULAM DISTRICT, PIN-682 017.

3 **THE SECRETARY**
CORPORATION OF KOCHI, OFFICE OF THE CORPORATION OF KOCHI, ERNAKULAM, PIN-682 017.

4 **THE ASSISTANT EXECUTIVE ENGINEER**
CORPORATION OF KOCHI, ZONAL OFFICE, EDAPPALLY, CORPORATION OF KOCHI-682 024.

R2-4 BY ADV. SRI.K.P.JUSTINE (KARIPAT)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18.12.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) No.20514 of 2020

J U D G M E N T

The writ petition is dismissed as withdrawn, without prejudice to the right of the petitioner to file a fresh writ petition on the same cause of action, if so advised.

Sd/-

P.B.SURESH KUMAR

Mn

JUDGE

APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT P1	**PHOTOCOPY OF THE PROCEEDINGS VIDE NO.EYP1-008220 OF 2028 DATED 4.8.2020 PASSED BY THE ADDITIONAL IN CHARGE OF THIRD RESPONDENT.**
EXHIBIT P2	**PHOTO COPY OF THE PROCEEDINGS VIDE NO.EYP1-008220 OF 2028 DATED 11.9.2020 PASSED BY THE THIRD RESPONDENT.**
EXHIBIT P3	**PHOTO COPY OF THE PETITION FILED BY THE PETITIONER DATED 29.8.2018 BEFORE THE THIRD RESPONDENT.**
EXHIBIT P4	**PHOTO COPY OF THE PETITION FILED BY THE PETITIONER DATED 29.8.2018 BEFORE THE HEALTH INSPECTOR, CORPORATION.**
EXHIBIT P5	**PHOTO COPY OF THE SALE DEED REGISTERED NO.1467 OF 2003 SRO, EDAPPALLY IN FAVOUR OF THE PETITIONER.**
EXHIBIT P6	**PHOTO COPY OF THE JUDGMENT IN WP(C) NO.27165 OF 2019 DATED 14.10.2019 FILED BY MR. SUGUNAN, THE FIRST RESPONDENT.**
EXHIBIT P7	**PHOTO COPY OF THE PROCEEDINGS IN ISO/EY1/008220 OF 2018 DATED 26.10.2018 BY THE FOURTH RESPONDENT.**
EXHIBIT P8	**PHOTO COPY OF THE PROCEEDINGS IN ISO/EY1/010466/19/P10 DATED 26.10.2019 BY THE FOURTH RESPONDENT.**
EXHIBIT P9	**PHOTO COPY OF THE JUDGMENT IN WP(C) NO.4635 OF 2020 DATED 9.3.2020 PREFERRED BY THE PETITIONER.**
EXHIBIT P10	**PHOTO COPY OF THE INTERIM ORDER PASSED BY THE MUNSIFF COURT, ERNAKULAM IN I.A.NO.8914 OF 2018 IN O.S.NO.1358 OF 2018 IN FAVOUR OF THE PETITIONER.**
EXHIBIT P11	**PHOTO GRAPH OF THE BUILDING OWNED BY THE PETITIONER SUGUNAN AND ANTONY, SHOWN FRONT VIEW OF THE BUILDING, BEFORE ALTERATION.**
EXHIBIT P12	**PHOTO GRAPH OF THE BUILDING OWNED BY THE**

	PETITIONER, SUGUNAN AND ANTONY SHOWN FRONT VIEW OF THE BUILDING, AFTER CONSTRUCTION.
EXHIBIT P13	**PHOTO COPY OF THE FINAL CONFIRMATION ORDER IN PROCEEDINGS VIDE NO./EYP1/008220/18 DATED 20.9.2019 BY THE THIRD RESPONDENT.**
EXHIBIT P14	**PHOTO COPY OF THE RELEVANT PAGES OF THE WRIT PETITION WITH AFFIDAVIT IN WP(C) NO.27165 OF 2019 FILED BY THE FIRST RESPONDENT.**
EXHIBIT P15	**PHOTO COPY OF THE APPLICATION FOR REGULARIZATION OF UNAUTHORIZED CONSTRUCTION DATED 18.11.2018, FILED BY THE FIRST RESPONDENT BEFORE THE THIRD RESPONDENT.**
EXHIBIT P16	**PHOTO COPY OF THE APPROVED PLAN DATED 28.1.2002 ISSUED BY THE THIRD RESPONDENT TO THE FIRST RESPONDENT.**
EXHIBIT P17	**PHOTO COPY OF THE ORDER IN CONTEMPT CASE NO.127 OF 2020 DATED 16.9.2020 AGAINST THE JUDGMENT IN WP(C) NO.27165 OF 2019 PREFERRED BY THE FIRST RESPONDENT.**
EXHIBIT P18	**PHOTO COPY OF THE LETTER ISSUED BY THE FOURTH RESPONDENT TO THE PETITIONER THAT THE PETITIONER SHALL APPEAR BEFORE THE REGIONAL JOINT DIRECTOR FOR HEARING SCHEDULED ON 23.9.2020.**

//TRUE COPY//
PA TO JUDGE