**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT**

**THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE**

**FRIDAY, THE 11TH DAY OF DECEMBER 2020 / 20TH AGRAHAYANA, 1942**

**WP(C).No.26803 OF 2020(A)**

**PETITIONER/S:**

**P.P.SATHEESAN, AGED 67 YEARS, JINU BHAVAN, MARAVANTHURUTHU P.O., VAIKOM TALUK.**

**BY ADVS.**
**SRI.K.G.PAVITHRAN**
**SHRI.ADARSH S.**

**RESPONDENT/S:**

1 **UDAYANAPURAM GRAMA PANCHAYAT, REPRESENTED BY ITS SECRETARY, UDAYANAPURAM GRAMA PANCHAYAT OFFICE, PADINJAREKKARA P.O., VAIKOM TALUK, KOTTAYAM DISTRICT, PIN-686 146.**

2 **KERALA STATE POLLUTION CONTROL BOARD, DISTRICT OFFICE, KOTTAYAM-686 001.**

3 **DISTRICT MEDICAL OFFICER (HEALTH) KOTTAYAM, CIVIL STATION, COLLECTORATE P.O., KOTTAYAM-686 002.**

**BY ADV. SHRI.S.RAJMOHAN, SC, UDAYANAPURAM GRAMA PANCHAYAT**

**BY SRI.T.NAVEEN, SC, KSPCB**

**BY SRI.PAUL ABRAHAM VAKKANAL, GOVERNMENT PLEADER**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11.12.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

# JUDGMENT

**Dated this the 11th day of December 2020**

The petitioner's application for renewal of Poultry Farm Licence is being delayed. According to the Panchayat, they are awaiting response from the Pollution Control Board as to the veracity of the consent issued to the petitioner.

2. According to the learned Standing Counsel, there were objections from the SC/ST Commission, Thiruvananthapuram as to the issuance of consent to the petitioner. The Panchayat is yet to take a decision. The Panchayat is also awaiting a report from the Pollution Control Board.

In such circumstances, the second respondent is directed to forward their response to the Panchayat within two weeks. Thereafter, the Panchayat shall take a decision. Till a decision is taken in the matter, coercive steps shall not be taken against the petitioner if he is running the Poultry Farm.

The writ petition is disposed of as above.

**Sd/-**

**A.MUHAMED MUSTAQUE**
**JUDGE**

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# APPENDIX

**PETITIONER'S/S EXHIBITS:**

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| **EXHIBIT P1** | **PHOTOSTAT COPY OF THE BUILDING PERMIT DATED 19.12.2017 ISSUED BY 1ST RESPONDENT.** |
| **EXHIBIT P2** | **PHOTOSTAT COPY OF THE CONSENT TO EXTABLISH DATED 19.7.2017 ISSUED BY THE 2ND RESPONDENT.** |
| **EXHIBIT P3** | **CONSENT TO OPERATE DATED 18.9.2018 ISSUED BY THE 2ND RESPONDENT.** |
| **EXHIBIT P4** | **LICENCE DATED 2.11.2018 ISSUED BY 1ST RESPONDENT.** |
| **EXHIBIT P5** | **LETTER DATED 28.9.2020 ISSUED BY 1ST RESPONDENT TO THE PETITIONER.** |

RESPONDENTS EXHIBITS:NIL.

//TRUE COPY//

P.A.TO JUDGE