2025:KER:30140

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

MONDAY, THE 7TH DAY OF APRIL 2025 / 17TH CHAITHRA, 1947

WP(C) NO. 8181 OF 2025

PETITIONER:

JOSEPH,
AGED 70 YEARS
SON OF VARKEY KURIAN, PULIYALLIL HOUSE,
URAVILANGAD P.O., KURAVILANGAD VILLAGE, MEENACHIL TALUK, KOTTAYAM DISTRICT, PIN – 686 633

BY ADVS.
SRI.P.M.ZIRAJ
SRI.IRFAN ZIRAJ

RESPONDENTS:

1 **KURAVILANGAD GRAMA PANCHAYATH**
KURAVILANGAD, KOTTAYAM DISTRICT-
REPRESENTED BY ITS SECRETARY, PIN – 686 633

2 **THE SECRETARY,**
KURAVILANGAD GRAMA PANCHAYATH, KURAVILANGAD,
KOTTAYAM DISTRICT, PIN – 686 633

BY ADVS.
SRI.SIJI ANTONY
SRI.P.M.JOSEPH(K/583/1999)
SRI.P.S.SAJEEV (CHIRAYIL)(K/262/1997)
SRI.MANOJ GEORGE(K/000584/2009)
SMT.ASWANI V. DEV(K/001783/2022)

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07.04.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

2025:KER:30140

T.R.RAVI.J

WP(C) No.8181 of 2025

Dated this the 07th day of April, 2025

JUDGMENT

The writ petition has been filed praying for a direction to delete the condition that the earth shall be transported in small vehicles and no heavy vehicles shall be permitted to use since the same is illegal and against the settled judgment of this Court in ***Jimmichan Mathew vs. State of Kerala [2022 (1) KLT 373].***

2. The counsel for the respondents submits that renewal application for issuance of transit passes is pending consideration.

3. In the above circumstances, this writ petition is disposed of directing the respondents to consider the renewal application for issuance of transit passes and pass orders, after hearing the petitioner, at the earliest, at any rate within three weeks from the date of receipt of a copy of this judgment. The respondents shall consider the judgment in ***Jimmichan Mathew's*** case (supra) while issuing necessary orders.

Sd/-

T.R.RAVI

JUDGE

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APPENDIX OF WP(C) 8181/2025

PETITIONER'S EXHIBITS

Exhibit P1	**TRUE COPY OF THE SITE APPROVAL AND BUILDING PERMIT DATED 27.1.2023 ISSUED BY THE FIRST RESPONDENT**
Exhibit P2	**TRUE COPY OF THE TRANSIT PERMIT DATED 3.1.2024 ISSUED BY THE SECOND RESPONDENT TO THE PETITIONER**
Exhibit P3	**TRUE COPY OF THE RENEWED TRANSIT PERMIT DATED 3.1.2024 ISSUED BY THE SECOND RESPONDENT**
Exhibit P4	**TRUE COPY OF THE JUDGMENT OF THIS HONORABLE COURT DATED 07.10.2024 IN WPC NO.6152 OF 2024**
Exhibit P5	**TRUE COPY OF THE JUDGMENT OF THIS HONOURABLE COURT DATED 12.1.2022 IN WPC NO.7138 AND 10451 OF 20921 AND IT IS REPORTED AS JIMMICHAN MATHEW VS. STATE OF KERALA 2022(1) KLT 373**