



2025:KER:27918

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE ZIYAD RAHMAN A.A.

TUESDAY, THE 1ST DAY OF APRIL 2025 / 11TH CHAITHRA, 1947

WP(C) NO. 10476 OF 2025

PETITIONER/S:

RAJU K M
AGED 70 YEARS
MUNICIPAL COUNCILLOR, WARD NO.18, HARIPAD
MUNICIPALITY, RESIDING AT KOCHARIYATTU SAIKARUNYA,
NANGIARKULANGARA, VILLAGE CHINGOLI, PALLIPAD,
ALAPPUZHA, KERALA, PIN - 690513

BY ADVS.
JOBY CYRIAC
KURIAN K JOSE
DEVIKA T.R.

RESPONDENT/S:

- 1 STATE OF KERALA,
REPRESENTED BY THE PRINCIPAL SECRETARY, LOCAL SELF
GOVERNMENT DEPARTMENT, THIRUVANANTHAPURAM, KERALA,
PIN - 695033
- 2 THE PRINCIPAL SECRETARY,
LOCAL SELF GOVERNMENT DEPARTMENT, KERALA, MUSEUM,
PUBLIC OFFICE PO, THIRUVANANTHAPURAM, KERALA, PIN
- 695033
- 3 THE PRINCIPAL DIRECTOR
LOCAL SELF GOVERNMENT DEPARTMENT, KERALA, SWARAJ
BHAVAN, GROUND FLOOR, NANTHANCODU, KOWDIAR.P.O,
THIRUVANANTHAPURAM, PIN - 695003



- 4 THE HARIPAD MUNICIPALITY
REPRESENTED BY ITS SECRETARY, TOWN HALL JN.
HARIPPAD, PIN - 690514
- 5 THE CHAIRMAN,
HARIPAD MUNICIPALITY, TOWN HALL JN. HARIPPAD, PIN
- 690514

BY ADV M.R.ARUNKUMAR

OTHER PRESENT:

Smt.Deepa.K.R, Spl.G.P

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 01.04.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:



JUDGMENT

The petitioner is a Municipal Councillor of Ward No.18 of the 4th respondent Municipality. The grievance highlighted by the petitioner is pertaining to a meeting convened by the Municipality without following the statutory procedure and the resolution taken in the said meeting. Being aggrieved by such resolution, the petitioner submitted Ext.P3 complaint, before the 2nd respondent for initiating proceedings under Section 57 of the Kerala Municipality Act. The limited prayer sought by the petitioner is to direct the 2nd respondent to take a decision on the same.

After hearing the learned counsel for the petitioner, the learned Special Government Pleader and the learned Standing Counsel for the respondent No.4, I am inclined to dispose of this writ petition. Accordingly, it is ordered that, the 2nd respondent shall take up Ext.P3, and take a decision, as to whether the matter requires reference as contemplated under Section 57 of the Kerala Municipality Act, after hearing the views of the



Municipality as well, within a period of one month from the date of receipt of a copy of this judgment.

Sd/-

ZIYAD RAHMAN A.A.
JUDGE

rpk



APPENDIX OF WP(C) 10476/2025

PETITIONER EXHIBITS

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| Exhibit P1 | TRUE COPY OF THE NOTICE NO. 4/2025,
DATED 14/02/2025 ISSUED BY THE 5TH
RESPONDENT |
| Exhibit P2 | TRUE COPY OF THE MINUTES OF THE
RESOLUTION, DATED 15/02/2025, OF THE
MUNICIPAL COUNCIL OF THE 4TH RESPONDENT
MUNICIPALITY |
| Exhibit P3 | TRUE COPY OF THE PETITION SENT BY THE
PETITIONER TO THE 2ND RESPONDENT DATED
NIL |
| Exhibit P4 | TRUE COPY OF THE PETITION SENT BY THE
PETITIONER TO THE 3RD RESPONDENT DATED
NIL |
| Exhibit P5 | TRUE COPY OF THE SCREENSHOT OF THE
EMAIL, DATED 18/02/2025, WHEREBY EXT P3
WAS SENT TO THE 2ND RESPONDENT |
| Exhibit P6 | TRUE COPY OF THE SCREENSHOT OF THE
EMAIL, DATED 04/03/2025, WHEREBY EXT P4
PETITION WAS SENT TO THE 3RD RESPONDENT |