IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE C.S.DIAS

THURSDAY, THE 10TH DAY OF APRIL 2025 / 20TH CHAITHRA, 1947

WP(C) NO. 23868 OF 2023

NAME AND ADDRESS OF THE PETITIONERS:

1 M/S AL JABAL
AGED 26 YEARS
REPRESENTED BY ITS PROPRIETOR,
ABDUL SALIH, AGED 26 YEARS, CHETTIYANKAD,
PERINGOTTUKURISSI VILLAGE,
ALATHUR TALUK,
PALAKKAD DISTRICT, PIN - 678574

2 ADBUL SALIH
AGED 26 YEARS
S/O ABDUL RAHIMAN, ANIYATHKUNDU HOUSE,
NADUVATHAPPARA PO, ALATHUR TALUK,
PALAKKAD DISTRICT, PIN - 678574

BY ADV N.SATHEESH KUMAR(NEMMARA)

NAME AND AADDRESS OF THE RESPONDENTS:

1 STATE OF KERALA
REPRESENTED BY ITS ADDITIONAL CHIEF SECRETARY,
HOME DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001

2 THE DISTRICT POLICE CHIEF
DISTRICT POLICE CHIEF OFFICE, PALAKKAD,
YAKKARA ROAD, NEAR KSRTC BUS STAND,
PALAKKAD, PIN - 678014

3 INSPECTOR OF POLICE
CIRCLE OFFICE KOTTAYI, KOTTAYI,
ALATHUR TALUK, PALAKKAD DISTRICT, PIN - 678572

4 SUB INSPECTOR OF POLICE, KOTTAYI
POLICE STATION, KOTTAYI,
ALATHUR TALUK,
PALAKKAD DISTRICT, PIN - 678572

5 RAHUL S
AGED 39 YEARS
S/O SUKUMARAN, THACHANCODE HOUSE,
NADUVATHAPARA, PERINGOTTUKURISSI PO,
ALATHUR TALUK, PALAKKAD DISTRICT, PIN - 678574

6 JISHNU
AGED 28 YEARS
S/O ARULDAS, RESIDING AT THACHANKODU HOUSE,
NADUVATHUPARA PO, PERINGOTTUKURISSI,
ALATHUR TALUK, PALAKKAD DISTRICT, PIN - 678574

7 SANILKUMAR
AGED 27 YEARS
S/O GOPI, RESIDING AT THACHANKODU HOUSE,
NADUVATHUPARA PO, PERINGOTTUKURISSI,
ALATHUR TALUK, PALAKKAD DISTRICT, PIN - 678574

8 NISHA K V
AGED 39 YEARS
W/O RADHAKRISHNAN, RESIDING AT THACHANKODU HOUSE,
NADUVATHUPARA PO, PERINGOTTUKURISSI,
ALATHUR TALUK, PALAKKAD DISTRICT, PIN - 678574

9 ARUL DAS
AGED 59 YEARS
RESIDING AT THACHANKODU HOUSE,
NADUVATHUPARA PO, PERINGOTTUKURISSI,
ALATHUR TALUK, PALAKKAD DISTRICT, PIN - 678574

BY ADVS.
GOVERNMENT PLEADER
RAJESH SIVARAMANKUTTY
MAYA C.P.(K/1727/1999)
ARUL MURALIDHARAN(K/000853/2018)
VIJINA K.(K/229/2016)

OTHER PRESENT:

GOVERNMENT PLEADER- SRI AJITH VISWANATHAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10.04.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Dated this the 10th day of April, 2025

JUDGMENT

Despite the order dated 02.04.2025, the petitioners have not taken steps to implead the Kerala State Pollution Control Board as the additional respondent. Hence, it is assumed that the petitioners are no longer desirous of prosecuting the writ petition.

Hence, the writ petition is dismissed for default.

Sd/-

C.S.DIAS, JUDGE

mtk/ 10.04.25

APPENDIX OF WP(C) 23868/2023

PETITIONER EXHIBITS

EXHIBIT P-1	**A PHOTOCOPY OF THE UDHYAM REGISTRATION CERTIFICATE ISSUED TO THE PETITIONERS DATED 09/01/2023**
EXHIBIT P-2	**A PHOTOCOPY OF THE ACKNOWLEDGMENT CERTIFICATE ISSUED TO THE PETITIONERS DATED 05/01/2023**
EXHIBIT P-3	**A PHOTOCOPY OF THE CONSENT TO ESTABLISH ISSUED BY THE KERALA STATE POLUTION CONTROL BOARD**
EXHIBIT P-4	**A PHOTOCOPY OF THE COMPLAINT RECEIPT ISSUED BY THE KOTTAYI POLICE STATION DATED 16/03/2023**
EXHIBIT P-5	**A PHOTOCOPY OF THE COMPLAINT AND REQUEST GIVEN BY THE PETITIONERS BEFORE DISTRICT POLICE CHIEF DATED 17/03/2023**

RESPONDENT EXHIBITS

EXHIBIT R5(B)	**A TRUE COPY OF THE LETTER DATED 30-9-2023 IN NO. 400799/GGR112/GPO/2023/4105/(1) ISSUED BY THE SECRETARY, PERINGOTTUKURISSI GRAMA PANCHAYAT TO THE 6TH RESPONDENT UNDER RIGHT TO INFORMATION ACT**
EXHIBIT R5(A)	**COPY OF THE APPLICATION PENDING BEFORE THE HONORABLE NATIONAL GREEN TRIBUNAL, SOUTHERN ZONE, AT CHENNAI FILED ON 21-3-2023 BY THE 5TH RESPONDENT**
EXHIBIT R5(D)	**A TRUE COPY OF THE MASS PETITION SUBMITTED BEFORE THE HONORABLE CHIEF MINISTER OF KERALA BY THE RESIDENTS OF THACHANCODE NADUVATHAPARA, ALATHUR TALUK, PALAKKAD DISTRICT**
EXHIBIT R5(C)	**A TRUE COPY OF THE LETTER NO. SC3/1039/2023 DATED 17-3-2023 SUBMITTED BY THE SECRETARY, PERINGOTTUKURISSI GRAMA PANCHAYAT TO THE RESIDENTS OF THACHANCODE IN PERINGOTTUKURISSI GRAMA PANCHAYAT**
EXHIBIT R5(E)	**TRUE COPY OF THE LETTER NO.P5-1167/02 DATED 21-1-2013 ISSUED BY THE CHIEF FOREST CONSERVATOR WILD LIFE DEPARTMENT, PALAKKAD AND FIELD DIRECTOR, PARANBIKKULAM TIGER RESERVE TO EXECUTIVE ENGINEER, KSEB, THRISSUR AND OTHERS**