

Chandrasenan Vs. the Additional District Magistrate

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Court : Kerala

Decided On : Jan-31-2013

Judge : Honourable Mr.Justice V.Chitambaresh

Appellant : Chandrasenan

Respondent : The Additional District Magistrate

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE V.CHITAMBARESH THURSDAY, THE 31ST DAY OF JANUARY 2013 11TH MAGHA 193 WP(C).No. 2910 of 2013 (K)

----- PETITIONER: ----- CHANDRASENAN, S/O.MADHAVAN, KEDHARAM, MAMPALLIKUNNAM, CHATHANNOOR P.O, CHATHANNOOR, KOLLAM DISTRICT. BY ADV. SRI.B.MOHANLAL. RESPONDENTS: ----- 1. THE ADDITIONAL DISTRICT MAGISTRATE, COLLECTORATE, CIVIL STATION, KOLLAM-691 013.

2. THE ASSISTANT ENGINEER, KERALA STATE ELECTRICITY BOARD, ELECTRICAL DIVISION, CHANTHANNOOR P.O., CHANTHANNOOR, KOLLAM-691 572.

3. THE ASSISTANT EXECUTIVE ENGINEER, KERALA STATE ELECTRICITY BOARD, ELECTRICAL SUB DIVISION, CHATHANNOOR P.O., CHANTHANNOOR, KOLLAM-691 572 R1 BY GOVT. PLEADER MR.RAFEEK

V.K. R2 & R3 BY ADV. SRI.SAJEEVKUMAR K.GOPAL, SC, KSEB. THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 31-01-2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: rs. WP(C).No. 2910 of 2013 (K) APPENDIX PETITIONER'S EXHIBITS:- EXT.P1:- THE TRUE COPY OF THE APPLICATION DTD. 28/2/2011 FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT AND ITS RECEIPT EXT.P2:- THE TRUE COPY OF THE SKETCH AND THE PHOTOGRAPH OF THE TRANSFORMER INSTALLED IN THE PETITIONERS PROPERTY EXT.P3:- THE TRUE COPY OF THE COMMUNICATION NO. M 4-59322/2012 DTD. 07/11/2012 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER. RESPONDENT'S EXHIBITS:- NIL. //TRUE COPY// P.A. TO JUDGE rs. V.CHITAMBARESH,J.

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Dated this the 31st day of January, 2013

JUDGMENT

The petitioner seeks to shift a transformer erected by the Kerala State Electricity Board to a place outside his property. The petitioner has suggested an alternate place in a platform available on the southern side adjacent to the State Bank of Travancore. The petitioner did file Ext.P1 petition before the first respondent which has reportedly been forwarded to the third respondent as evidenced by Ext.P3 communication.

2. I direct the third respondent to consider Ext.P1 application on merits within a period of two months from the date of receipt of a copy of this judgment.

3. The petitioner shall file a supplementary petition also before the third respondent indicating the hardship now experienced and the alternate spot available to erect the transformer. The third respondent shall on receipt of such application deal with the same as per law after notice to all the interested parties. The Writ Petition (Civil) is disposed of. V.CHITAMBARESH. smm JUDGE 2 3