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Abubacker Vs. the District Collector and Others

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SooperKanoon Citation : sooperkanoon.com/1014556

Court : Kerala

Decided On : Jan-31-2013

Judge : Honourable Mr.Justice C.K.Abdul Rehim

Appellant : Abubacker

Respondent : The District Collector and Others

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE C.K.ABDUL REHIM THURSDAY, THE 31ST DAY OF JANUARY 2013 11TH MAGHA 193 WP(C).No. 25549 of 2008 (N) ---------- PETITIONER(S): ---------- ABUBACKER, AGED 5 YEARS, S/O.ABDUL KHADER, KALLIPARAMBIL HOUSE, PANDIPARAMBU VELLANIKKARA. BY ADVS.SRI.P.VIJAYA BHANU SRI.M.GEORGE THOMAS SRI.THOMAS J.ANAKKALLUNKAL RESPONDENT(S): ---------- 1. THE DISTRICT COLLECTOR, THRISSUR.

2. THE REVENUE DIVISIONAL OFFICER, THRISSUR.

3. THE TAHSILDAR, THRISSUR.

4. THE GEOLOGIST, THRISSUR.

5. THRISSUR SAND AND GRAVELS (P)LTD, PANDIPARAMBU, VELLANIKKARA.P.O, THRISSUR DISTRICT, REPRESENTED BY ITS MANAGING DIRECTOR. R1 TO R4 BY SR.GOVT.PLEADER SRI.ALOYSIUS THOMAS R5 BY ADV. SRI.JIJO PAUL THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31-01-2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: tss W.P.(C) NO.25549/2008 APPENDIX P1:- COPY OF EVIDENCING THE CRACKS. P2:- COPY OF THE MEDICAL CERTIFICATE DTD. 17.12.2007 ISSUED Y DR.K.K.SARADA, ASSISTANT SURGEON, PHS., VELLANIKKARA. P3:- COPY OF THE ENQUIRY REPORT NO.B2.11314/08 DTD. 21.5.2008 SUBMITTED BY THE 3RD RESPONDENT. P4:- COPY OF THE REPORT NO.1491/C2/TDO/2008 DTD. 14.5.2008 OF THE 4TH RESPONDENT GEOLOGIST. P5:- COPY OF THE REPRESENTATION DTD. 26.9.2008 PREFERRED BY THE PETITIONER BEFORE THE IST RESPONDENT. P5(a):- COPY OF THE LICENCE NO.90/09-10 FY. 20.4.2009 ISSUED BY THE MADAKATHARA GRAMA PANCHAYATH IN MY FAVOUR FOR CONDUCTING 38 HP METAL CRUSHER UNIT. P5(b):- COPY OF THE LCENCE NO.89/09-10 DTD. 20.4.2009 FOR QUARRYING ISSUED BY THE MADAKATHARA GRAMA PANCHAYATH. P5(c):- COPY OF LICECE NO.E/SC/KL/22/787 (E 36559.DTD. 24.2.2009 ISSUED BY THE DCCE, ERNAKULAM UNDER THE EXPLOSIVE ACT. P5(d):- COPY OF THE CONSENT TO OPERATE ISSUED BY THE KERALA POLLUTION CONTROL BOARD NO.PCB/RO/TSR/IACO-5/09 VALID UP TO 30/06/2012. P5(e):- COPY OF THE PLAINT DTD. 8/06/2009 IN O.S.NO.1374/09 BEFORE THE MUNSIFF COURT, THRISSUR. P5(f):- COPY OF THE COMMISSION REPORT IN O.S.NO.1374/09 BEFORE THE COURT OF MUNSIFF, THRISSUR. P6:- COPY OF ONE SUCH REPRESENTATION DTD. 18.7.08 PREFERRED BY THE PETITIONER BEFORE THE IST RESPONDENT. RESPONDENT'S EXHIBITS: N I L //TRUE COPY// P.A.TO JUDGE tss C.K. ABDUL REHIM, J.

---------- W.P.(c) No. 25549 OF 200.---------- DATED THIS THE 31st DAY OF JANUARY, 2013

JUDGMENT

Learned counsel for the petitioner submitted that the petitioner is no more and he has no instruction from the legal heirs to pursue the matter. Under the above circumstances the writ petition is closed. Sd/- C.K. ABDUL REHIM, JUDGE. AMG True copy P.A to Judge

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