

Navya Grace vs the State of Kerala

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Court : Kerala

Decided On : Apr-01-2025

Judge : Honourable Mr.Justice C.S.Dias

Appeal No. : WP(C)/8932/2025

Appellant : Navya Grace

Respondent : The State of Kerala

Judgement :

W.P (C) No.8932 of 2025 1 2025:KER:27639

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE C.S.DIAS TUESDAY, THE 1ST DAY OF APRIL 2025 / 11TH CHAITHRA, 1947 WP(C) NO. 8932 OF 2025 PETITIONERS: 1 NAVYA GRACE AGED 37 YEARS D/O FRANCIS, THOTTAPPILLY HOUSE KATHRIKKADAVU, 2 DIVYA ROSELIN AGED 39 YEARS D/O FRANCIS, THOTTAPPILLY HOUSE KATHRIKKADAVU, 3 PUSHPI FRANCIS AGED 65 YEARS W/O FRANCIS, THOTTAPPILLY HOUSE KATHRIKKADAVU, 4 MARY MERCY AGED 75 YEARS W/O PA CLEMENT PUTHENVEEDU HOUSE KATHRIKKADAVU, BY ADV SHIJU VARGHESE (ERNAKULAM) RESPONDENTS: 1 THE STATE OF KERALA REPRESENTED BY ITS

CHIEF SECRETARY SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001 2 PUBLIC WORKS DEPARTMENT ANNEXE- 2 SECRETARIAT THIRUVANANTHAPURAM- REPRESENTED BY THE SECRETARY, PIN - 695001 W.P (C) No.8932 of 2025 2 2025:KER:27639 3 THE EXECUTIVE ENGINEER PWD-KRFB PMU DIVISION ERNAKULAM., 2ND FLOOR, PWD BUILDING DIVISION, MAMANGALAM, ERNAKULAM, PIN - BY GOVT.PLEADER SRI.B.S.SYAMANTHAK THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01.04.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: W.P (C) No.8932 of 2025 3 2025:KER:27639

JUDGMENT

The writ petition is filed, inter alia, to direct the 3rd respondent to consider and dispose of Ext.P1 representation, expeditiously.

2. The petitioners are the residents in Kathrikadavu Desam, Elamkulam Village, Ernakulam District. Their properties are situated near the Pullepadi Railway Bridge and the southern edge of the Thammanam-Pullepadi Road Project. Even though the

project was initiated about 30 years back, the same has not materialised till date. Now a revised alignment is proposed, which would diminish the utility of the petitioners' property. Therefore, they have submitted Ext.P1 representation before the 3rd respondent on 3.1.2025, but, no action has been taken on the same. Hence, the writ petition.

3. Heard; the learned counsel for the petitioners and the learned Senior Government Pleader appearing for the respondents.

4. On a consideration of the facts and the W.P (C) No.8932 of 2025 4 2025:KER:27639 materials on record, without expressing anything on the merits of Ext.P1 representation, I deem it appropriate to direct the 3rd respondent to dispose of Ext.P1 expeditiously. In the said circumstances, I dispose of the writ

petition by directing the 3rd respondent to consider and dispose of Ext.P1 representation, in accordance with law, and as expeditiously as possible, at any rate, within ninety days from the date of production of a copy of this judgment, after affording one among the petitioners an opportunity of being heard. The writ petition is ordered accordingly. Sd/- C.S.DIAS ma/01.04.2025 JUDGE W.P (C) No.8932 of 2025 5 2025:KER:27639 APPENDIX OF WP(C) 8932/2025 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE REPRESENTATION TO THE 3RD RESPONDENT DATED 03.01.2025

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