

H Jelastin, vs the District Industries Centre,

H Jelastin, vs the District Industries Centre,

SooperKanoon Citation : sooperkanoon.com/1290908

Court : Kerala

Decided On : Feb-29-2024

Judge : Honourable Mr. Justice P.V.Kunhikrishnan

Appeal No. : WP(C)/9633/2023

Appellant : H Jelastin,

Respondent : The District Industries Centre,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN
THURSDAY, THE 29TH DAY OF FEBRUARY 2024 / 10TH PHALGUNA,
1945 WP(C) NO. 5067 OF 2023 PETITIONER: H. JELASTIN, AGED 50
YEARS S/O HRIDAYAN, RESIDING AT TC 49/499(4), SANGHOM
BHAVAN, VALLAKKADAVU P.O., VALIYATHURA, BY ADVS.
V.PREMCHAND SURYA MOHAN P. FATHIMA SHALU S.
RESPONDENTS: 1 THE DISTRICT INDUSTRIES CENTRE
THIRUVANANTHAPURAM. REPRESENTED BY ITS GENERAL
MANAGER, PIN - 695001 2 THE GENERAL MANAGER, THE
DISTRICT INDUSTRIES CENTRE 3 THE ASSISTANT DISTRICT
INDUSTRIES OFFICER, TALUK INDUSTRIES OFFICE, 4 THE

BRANCH MANAGER, STATE BANK OF INDIA, VALIYATHURA BRANCH, SRI.B.S.SYAMANTAK, GP THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29.02.2024, ALONG WITH WP(C).9633/2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN
THURSDAY, THE 29TH DAY OF FEBRUARY 2024/10TH PHALGUNA,
1945 WP(C) NO. 9633 OF 2023 PETITIONER: H JELASTIN, AGED 50
YEARS S/O HRIDAYAN, RESIDING AT TC 49/499(4),
SANGHOMBHAVAN, VALLAKKADAVU P.O., VALIYATHURA, BY
ADVS. V.PREMCHAND SURYA MOHAN P. FATHIMA SHALU S.
RESPONDENTS: 1 THE DISTRICT INDUSTRIES CENTRE,
THIRUVANANTHAPURAM REPRESENTED BY ITS GENERAL
MANAGER., PIN - 695001 2 THE GENERAL MANAGER, 3 THE
ASSISTANT DISTRICT INDUSTRIES OFFICER, TALUK INDUSTRIES
OFFICE, 4 THE BRANCH MANAGER, STATE BANK OF INDIA,
VALIYATHURA BRANCH, SRI.B.S.SYAMANTAK, GP THIS WRIT
PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
29.02.2024, ALONG WITH WP(C).5067/2023, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING:

P.V.KUNHIKRISHNAN, J.

----- W.P.(C).Nos.5067 & 9633 of 2023
----- Dated this the 29th day of February,
2024

JUDGMENT

When these writ petitions came up for consideration, it is conceded by both sides that the property allotted to the petitioner is already taken over. If that be the case, nothing survives in this case. If there is any surviving grievance to the petitioner,

he is is free to agitate the same in accordance with law. With the above observation, these writ petitions are closed. sd/- P.V.KUNHIKRISHNAN JV JUDGE APPENDIX OF WP(C) 9633/2023 PETITIONER EXHIBITS

Exhibit-P1 A TRUE COPY OF THE ORDER

DATED 26/06/2006 ISSUED BY THE GENERAL MANAGER, THE DISTRICT INDUSTRIES CENTRE THIRUVANANTHAPURAM ALONG WITH THE SITE PLAN

Exhibit-P2 A TRUE COPY OF THE AGREEMENT DATED 03.07.2006 BETWEEN THE PETITIONER AND THE GENERAL MANAGER OF DISTRICT INDUSTRIES CENTRE Exhibit-P3 A TRUE COPY OF COPY OF THE LETTER DATED 04/07/2013 ISSUED BY THE 2ND RESPONDENT Exhibit-P4 A TRUE COPY OF THE LETTER DATED RESPONDENT BY THE PETITIONER Exhibit-P5 COMMUNICATION DATED 07.10.2022 WAS

FORWARDED TO THE ASSISTANT DISTRICT INDUSTRIES OFFICER TO THE BRANCH MANAGER, STATE BANK OF INDIA, VALIYATHURA BRANCH

Exhibit-P6 A TRUE COPY OF THE APPLICATION DATED 23.11.2022 BEFORE THE 2ND RESPONDENT Exhibit-P7 A TRUE COPY OF THE COMMUNICATION DATED RESPONDENT RESPONDENT EXHIBITS Exhibit R1 (a) True copy of the resumption order H- General Manager, District Industries Centre, Thiruvananthapuram Exhibit R1 (b) True copy of the explanation sought from Assistant District Industries Officer and Taluk Industries Office APPENDIX OF WP(C) 5067/2023 PETITIONER EXHIBITS Exhibit-P1 A TRUE COPY OF THE ORDER DATED THE DISTRICT INDUSTRIES CENTRE THIRUVANANTHAPURAM ALONG WITH THE SITE PLAN Exhibit-P2 A TRUE COPY OF THE AGREEMENT DATED

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THE COMMUNICATION DATED 07.10.2022 WAS FORWARDED TO THE ASSISTANT DISTRICT INDUSTRIES OFFICER TO THE BRANCH MANAGER, STATE BANK OF INDIA, VALIYATHURA BRANCH Exhibit-P6 A TRUE COPY OF THE APPLICATION DATED 23.11.2022 BEFORE THE 2ND RESPONDENT

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