

Thomas vs Babu

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Court : Kerala

Decided On : Jan-06-2023

Judge : Honourable Mrs. Justice Anu Sivaraman

Appeal No. : RP/221/2022

Appellant : Thomas

Respondent : BABU

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MRS. JUSTICE ANU SIVARAMAN
FRIDAY, THE 6TH DAY OF JANUARY 2023 / 16TH POU SHA, 1944 RP
NO. 221 OF 2022 AGAINST THE ORDER/JUDGMENT IN WP(C)
30759/2021 OF HIGH COURT OF KERALA REVIEW PETITIONER:
THOMAS AGED 72 YEARS S/O.VARKEY, RESIDING IN THE
ADDRESS PARABEN HOUSE BY ADV G.SREEKUMAR (CHELUR)
RESPONDENTS: 1 BABU AGED 74 YEARS S/O. VARKEY, RESIDING
IN THE ADDRESS PARABEN HOUSE 2 THE STATION HOUSE
OFFICER, CHENGAMANAD POLICE STATION, CHENGAMANAD P.O.,
ERNAKULAM DISTRICT-683 578 3 THE SUPERINTENDENT OF
POLICE , ERNAKULAM RURAL, ALUVA, ERNAKULAM DISTRICT-683

101 SRI.C.K.RAPHEEQE SRI.SHINOJ K.N. SRI.T.K.SHAJAHAN,
SR.GP THIS REVIEW PETITION HAVING COME UP FOR ADMISSION
ON 06.01.2023, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

ORDER

Dated this the 6th day of January, 2023 It is submitted by the learned counsel appearing for the writ petitioner/1st respondent in the review petition that the pathway in question will be used only as a pathway and that it was only for the construction purposes that some materials had to be unloaded in the pathway. It is stated that the materials were immediately removed for the construction as well. It is further submitted that there will be no storing of materials for the construction in the pathway in question. The said submission is recorded and the review petition is closed. Sd/- ANU SIVARAMAN JUDGE NP APPENDIX OF RP 221/2022 PETITIONERS ANNEXURES Annexure I A TRUE COPY OF THE PHOTOGRAPH TAKEN BY THE REVIEW PETITIONER DATED NIL Annexure II A TRUE COPY OF THE COMMISSIONERS REPORT IN OS NO.400 OF 20 DATED 28.1.22 RESPONDENTS ANNEXURES: Annexure R1(A) PHOTOGRAPHS OF DISPUTED WAY AND THE NEW Annexure R1(B) PHOTOGRAPHS OF DISPUTED WAY AND THE NEW

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