

Harris vs the State of Kerala

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Court : Kerala

Decided On : Jun-17-2022

Judge : Honourable Mr. Justice Amit Rawal

Appeal No. : WP(C)/7023/2014

Appellant : Harris

Respondent : The State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE AMIT RAWAL FRIDAY,
THE 17TH DAY OF JUNE 2022 / 27TH JYAISHTA, 1944
PETITIONERS: 1 HARRIS, S/O.ABOOBACKER KUNJU,
VALIYAKAKATHU HOUSE,KAYAMKULAM.P.O,
KOTTUKULANGARA,PATHANAMTHITTA DISTRICT. 2 RANJITH.K.G.,
AGED 29 YEARS, S/O.GOPALAKRISHNAN, ARANMULA.P.O.,
PATHANAMTHITTA DISTRICT. 3 MANJO KUMAR.K.M., AGED 31
YEARS, S/O.MANIYAN,KAMBUPARA KUZHIPARAMBIL,
KANJETUKARA,AYROOR,PATJHANAMTHITTA DISTRICT.

4 RANJITH.V., AGED 26 YEARS, S/O.VELLUSWAMI, DURAISWAMIPURAM, SIVAGIRI, TAMIL NADU. 5 VINOD, AGED 36 YEARS, S/O.GOURIAMMA, THARAYAIL HOUSE, PUNALLOOR.P.O, PUNALLOOR. 6 FELIX JOHN, S/O.JOHN JOSEPH, THALAISETH, THAIKAVU, PATHANAMTHITTA DISTRICT. BY ADV SRI.G.SREEKUMAR (CHELUR) RESPONDENTS:

1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, LOCAL SELF GOVERNMENT DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE KOZHENCHERRY GRAMA PANCHAYATH, SPECIAL GRADE, REPRESENTED BY ITS SECRETARY, -2- KOZHANCHERRY.P.O, PATHANAMTHITTA DISTRICT-689641. BY ADVS. SRI JUSTIN JACOB, SR. GP. SRI.ANOOP.V.NAIR SRI.M.R.JAYAPRASAD SRI.P.MOHANDAS ERNAKULAM DR.K.P.SATHEESAN SR. SRI.S.VIBHEESHANAN THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17.06.2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -3-

JUDGMENT

Ext.P8 is a notice issued by the Grama Panchayath under the provisions of the Kerala Panchayat Raj Act calling upon the petitioner to reply within a period of fifteen(15) days. The said notice has been challenged in this writ petition.

2. Learned counsel for the petitioner submits that

during the pendency of the writ petition some order had been passed which could not be attached. In case of passing of such order, if aggrieved, the same can be challenged in a competent court of law by availing the alternative remedy or otherwise. The writ petition stands closed with aforementioned observation. Sd/- AMIT RAWAL JUDGE vv -4- APPENDIX OF WP(C) 7023/2014 PETITIONER EXHIBITS EXHIBIT P1 COPY OF THE VOTERS IDENTITY CARD OF THE

FIRST PETITIONER DATED 19.04.2001. EXHIBIT P2 COPY OF THE CERTIFICATE OF VERIFICATION ISSUED TO THE PETITIONER DATED 29.1.2013 EXHIBIT P3 COPY OF THE CERTIFICATE OF VERIFICATION OF THE SECOND PETITIONER DATED 14.3.2013 EXHIBIT P4 COPY OF THE VOTERS IDENTITY CARD OF THE THIRD PETITIONER DATED 4.3.2003 EXHIBIT P5 COPY OF THE VOTERS IDENTITY CARD OF THIS THIRD PETITIONER DATED 4.3.2003 EXHIBIT P6 COPY OF THE RECEIPT ISSUED BY THE LEGAL METROLOGY DASTED 25.3.2013 EXHIBIT P7 COPY OF THE VOTERS IDENTITY CARD ISSUED TO THE 6TH PETITIONER DASTED 1.1.05. EXHIBIT P8 COPY OF THE NOTICES SERVED ON THE PETITIONERS 1 TO 4 DATED 23.12.2013 AND 24.1.2014 EXHIBIT P9 COPY OF THE DECISION OF THE HON'BLE SUPREME COURT IN CIVIL APPEAL NOS 4156 OF 02 AND CONNECED CASES DATED 9.9.2013.

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