

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

FRIDAY, THE 01ST DAY OF NOVEMBER 2019 / 10TH KARTHIKA, 1941

WP(C).No.27284 OF 2019(I)

PETITIONER:

C.M.JAMEELA
AGED 53 YEARS
W/O. ABDUL RASHEED, KALATHIPARAMBIL HOSUE, VELIYAMCODE,
GRAMAM P.O., PONNANI TALUK, MALAPPURAM DISTRICT.

BY ADV. SRI.C.M.MOHAMMED IQUBAL

RESPONDENTS:

- 1 TIRUR MUNICIPALITY
TRIKKANDIYUR P.O., TIRUR, MALAPPURAM DISTRICT, PIN-676 104,
REPRESENTED BY ITS SECRETARY.
- 2 THE SECRETARY
TIRUR MUNICIPALITY, TRIKKANDIYUR P.O., TIRUR, MALAPPURAM
DISTRICT, PIN-676 104.
- 3 CHOLAKKARA CHEPPALE SAIDALAVI @ KUNHU HAJI
S/O. POKKU, CHERIYAMUNDAM P.O., TIRUR TALUK, MALAPPURAM
DISTRICT, PIN-676 106.
- 4 KADIYAMU
W/O. CHOLAKKARA CHEPPALE KOYAMU HAJI, CHERIYAMUNDAM P.O.,
TIRUR TALUK, MALAPPURAM DISTRICT, PIN-676 106.
- 5 MACHINGAL HALEEMA,
W/O.LATHEEF, PONMUNDAM AMSOM DESOM, CHERIYAMUNDAM P.O., TIRUR
TALUK, MALAPPURAM DISTRICT, PIN -676 106.

BY SRI.P.VENUGOPAL, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01.11.2019,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J U D G M E N T

The petitioner has approached this Court seeking that Ext.P7 proceedings of the Tirur Municipality be implemented, as per which, the Hotel being run by respondents 3 to 5 have been ordered to be closed down on the ground that the same is being run in violation of the Pollution Fighting requisites and also because the building is structurally weak.

2. When this matter was taken up today, learned Standing Counsel for the Municipality, submits that no further orders may be required in this writ petition because the Hotel, being run by respondents 3 to 5, have been closed and sealed by the Municipality and that no such activities now being carried down there.

In the afore circumstances, I order this writ petition and direct the Secretary of the Municipality to seal the premises of the Hotel being run by respondents 3 to 5 to ensure that they do not conduct the same, except after obtaining necessary Licenses and permissions from all statutory and competent Authorities.

SD/-**DEVAN RAMACHANDRAN****JUDGE**

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APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	THE TRUE COPY OF THE ORDER IN R.C.P.NO.12/2015 OF THE RENT CONTROL COURT, TIRUR DATED 24.8.2017.
EXHIBIT P2	THE TRUE COPY OF THE ORDER IN I.A.NO.1224/2018 IN R.C.P NO.12/2015 OF THE RENT CONTROL COURT, TIRUR DATED 21.12.2018.
EXHIBIT P3	THE TRUE COPY OF THE ORDER IN RENT CONTROL APPEAL NO.9/2019 OF THE RENT CONTROL APPELLATE AUTHORITY, MANJERI DATED 17.4.2019.
EXHIBIT P4	THE TRUE COPY OF THE ORDER ISSUED BY THE 2ND RESPONDENT DATED 9.3.2018.
EXHIBIT P5	THE TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT DATED 30.11.2018.
EXHIBIT P6	THE TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DATED 23.9.2019.
EXHIBIT P7	THE TRUE COPY OF THE SHOW CAUSE NOTICE ISSUED BY THE 2ND RESPONDENT DATED 28.9.2019.