

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 31ST MARCH 2008 / 11TH CHAITHRA 1930

WP(C).No. 10880 of 2008(T)

PETITIONER:

**THOMAS, S/O.SEBASTIAN @ THOMAS.P.D.,
AGED 49 YEARS, PUNNAKUZHIYIL HOUSE,
RAJAMUDY KARA, VATTIKUTY VILLAGE,
UDUMBANCHOLA TALUK, IDUKKI DISTRICT.**

BY ADV. SRI.A.C.DEVASIA

RESPONDENT:

**THE VATHIKKUDY GRAMA PANCHAYAT,
REPRESENTED BY SECRETARY, PANCHAYAT OFFICE,
MURIKKASSERY, VATHIKUDY VILLAGE,
UDUMBANCHOLA TALUK, IDUKKI DISTRICT.**

BY

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 31/03/2008, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

KSS

PIUS C. KURIAKOSE,J.

W.P.(C) No.10880 of 2008

Dated: 31st March, 2008

JUDGMENT

Under challenge in this Writ Petition is Ext.P9 order of demolition passed by the Panchayat directing demolition of certain constructions made by the petitioner on the reason that those constructions have been made in violation of the KMBR which have been introduced in the Panchayat. The petitioner has statutory remedy by way of appeal to the Tribunal for Local Self Government Institutions against Ext.P9 and I dispose of the Writ Petition relegating the petitioner to such remedy. However, considering the circumstances of this case, there will be an order directing the Panchayat not to demolish any of the constructions made by the petitioner pursuant to Exts.P7 or P9 for a period of one month from today.

srd

PIUS C.KURIAKOSE, JUDGE