

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 30TH DECEMBER 2008 / 9TH POUSHA 1930

WP(C).No. 38217 of 2008(Y)  
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PETITIONER:  
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GODHA VARMA, AGED 53 YEARS,  
S/O.LATE JANARDHANAN, KUZHIVILA HOUSE,  
MANGADU P.O., MANGADU VILLAGE, KOLLAM DISTRICT.

BY ADV. SRI.M.G.KARTHIKEYAN

RESPONDENTS:  
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1. THE EXCISE COMMISSIONER,  
COMMISSIONERATE OF EXCISE, THIRUVANANTHAPURAM.
2. THE ASST.EXCISE COMMISSIONER, KOLLAM.
3. THE CIRCLE INSPECTOR OF EXCISE, KOLLAM.

BY GOVT. PLEADER SHRI. LAKSHMI NARAYANAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 30/12/2008, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**T.R.RAMACHANDRAN NAIR, J**

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**W.P(C) NO: 38217 OF 2008-Y**  
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**Dated this the 30<sup>th</sup> December,2008.**

**JUDGMENT**

The petitioner is a licensee of five toddy shops in Group No:III in Chathannur excise range. One of the shops is toddy shop No:18. Ext.P1 is the licence. He is aggrieved by Ext.P2 issued by the Excise Circle Inspector directing him to stop the same and relocate to another place. Aggrieved by the same he has filed Ext.P3 before the first respondent who is empowered by the provisions of the Abkari Act and the relevant rules, to consider and pass orders on the same.

2. There will be a direction to the first respondent to consider and pass orders on Ext.P3 within a period of one month from the date of receipt of a copy of this judgment. Pending the same further action pursuant to Ext.P2 will be kept in abeyance. Writ petition is disposed of accordingly.

**T.R.RAMACHANDRAN NAIR**  
Judge





K.K.DENESAN & V. RAMKUMAR, JJ.

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**M.F.A.NO:**

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**JUDGMENT**

Dated: