

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.SURENDRA MOHAN

MONDAY, THE 31ST AUGUST 2009 / 9TH BHADRA 1931

WP(C).No. 25304 of 2009(G)

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PETITIONER(S):

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MANOJ.M.P., S/O.M.N.PURUSHOTHAMAN,  
MUKALEL VEEDU, KOOVAPPALLY P.O.,  
KOVAPPALLY, KOTTAYAM DISTRICT.

BY ADV. SRI.PAULY MATHEW MURICKEN

RESPONDENT(S):

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1. DISTRICT COLLECTOR, KOTTAYAM.

2. CIRCLE INSPECTOR OF POLICE,  
MANIMALA.

3. SUB INSPECTOR OF POLICE,  
ERUMELY POLICE STATION.

BY GOVT. PLEADER SHRI. DILIP MOHAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 31/08/2009, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**K. SURENDRA MOHAN, J.**

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**W.P.(C) NO: 25304 OF 2009**  
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**Dated this the 31<sup>st</sup> August, 2009.**

**JUDGMENT**

The petitioner is the registered owner of a Mahindra Pick-up Van bearing Registration No: KL-05 Q-6874, having goods carriage permit. The vehicle was seized by the second respondent on 22.7.2009 on the allegation that it was involved in the transportation of river sand without authority. Therefore action has been initiated under the provisions of the Protection of River Banks and Regulation of Removal of Sand Act, 2001. According to the petitioner, his vehicle was not involved in the transportation of river sand. Further, he has submitted Ext.P4 representation before the first respondent, District Collector seeking interim custody of the vehicle. However, according to him no orders have been passed on the said petition so far. At the same time, the vehicle is lying exposed to sun and rain, getting damaged with every passing day. In the above circumstances, he prays for an appropriate direction for the disposal of Ext.P4 expeditiously.

2. I have heard the learned counsel for the petitioner as well as the learned Govt. Pleader who appears for the respondents 2 and 3.

3. In the above circumstances this writ petition is disposed of directing the first respondent to consider and pass orders on Ext.P4 petition as expeditiously as possible, and at any rate within a period of three weeks from the date of production of a copy of this judgment by the petitioner.

Writ petition is disposed of accordingly.

K. SURENDRA MOHAN  
Judge

jj



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

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

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**JUDGMENT**

Dated: