

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.SURENDRA MOHAN

FRIDAY, THE 31ST DECEMBER 2010 / 10TH POUSHA 1932

WP(C).No. 38753 of 2010(T)

PETITIONER(S):

**SAJI GEORGE, S/O.GEORGE, AGED 39,
THEKKUMURIYIL HOUSE, VALLAMKULAM, THIRUVALLA,
PATHANAMTHITTA DISTRICT.**

BY ADV. SRI.SAKIR.K.H.

RESPONDENT(S):

- 1. THE SUB INSPECTOR OF POLICE,
THIRUVALLA POLICE STATION,PATHANAMTHITTA DISTRICT,
PIN 689645.**
- 2. THE REVENUE DIVISIONAL OFFICER,
THIRUVALLA, PATHANAMTHITTA DISTRICT-689645.**
- 3. THE STATE OF KERALA, REPRESENTED BY
THE CHIEF SECRETARY TO GOVERNMENT, SECRETARIAT,
TRIVANDRUM-695001.**

SENIOR GOVERNMENT PLEADER SRI.P.N. SANTHOSH

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 31/12/2010, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

K.SURENDRAMOHAN, J.

WP (C) No. 38753 of 2010

Dated this the 31st day of December, 2010

J U D G M E N T

The petitioner has filed this writ petition complaining that a canoe owned by him covered by Ext.P1 licence, has been taken into custody by the first respondent and is retained by him. According to the petitioner, the canoe was empty at the time of seizure and did not contain any unauthorised article, including river sand. Therefore, the first respondent has no authority to retain the said canoe in custody. The petitioner has submitted Ext.P2 before the 2nd respondent seeking release of his canoe. Ext.P2 was submitted on obtaining the information from the first respondent that the canoe had been handed over to the custody of the 2nd respondent. According to the petitioner, the detention of his canoe has been the cause of a lot of hardship to him.

2. Since Ext.P2 is pending consideration before the 2nd respondent, it is sufficient that the same is directed to be considered and disposed of without delay.

3. In the above circumstance, this writ petition is disposed of directing the 2nd respondent to consider and pass orders on Ext. P2 representation in accordance with law, as expeditiously as possible, at any rate within three weeks from the date of receipt of a copy of this judgement.

**K.SURENDRAMOHAN,
JUDGE.**

rkc