

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE SHAJI P.CHALY

TUESDAY, THE 31ST DAY OF JULY 2018 / 9TH SRAVANA, 1940

WP(C) .No. 23558 of 2018

PETITIONER(S)

P.N.GOVINDAN,  
AGED 66 YEARS, S/O. P.G NEELAKANDAN,  
PALAMITOM HOUSE, WEST CHALAKUDI, THRISSUR.

BY ADVS.SRI.A.X.VARGHESE  
SRI.A.V.JOJO

RESPONDENT(S) :

CHALAKUDY MUNICIPALITY,  
REPRESENTED BY ITS SECRETARY,  
MUNICIPAL OFFICE, CHALAKUDY, THRISSUR DISTRICT,  
PIN 680 307.

R1 BY ADV. SRI.M.P.ASHOK KUMAR,SC,CHALAKUDY MUNICI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 31-07-2018, THE COURT ON THE SAME DAY DELIVERED  
THE FOLLOWING:

**Msd.**

03.08.2018

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT P1	TRUE COPY OF THE INTIMATION DATED 14/09/2013.
EXHIBIT P2	TRUE COPY OF THE NOTICE DATED 24/3/2014.
EXHIBIT P3	TRUE COPY OF THE JUDGMENT DATED 28/11/2014 IN W.P. (C)NO. 11605/2014.
EXHIBIT P4	TRUE COPY OF THE PETITION DATED 21/8/2015.
EXHIBIT P5	TRUE COPY OF THE PETITION DATED 18/8/2016.
EXHIBIT P6	TRUE COPY OF THE JUDGMENT DATED 4/4/2017 IN W.P. (C)NO. 11630/2017.
EXHIBIT P7	TRUE COPY OF THE ORDER DATED 09/10/2017.

RESPONDENT(S) ' EXHIBITS :

NIL

//TRUE COPY//

P.S.TO JUDGE

Msd.

03.08.2018

**SHAJI P.CHALY, J.**

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**W.P.(C) No.23558 of 2018**

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Dated this the 31<sup>st</sup> day of July 2018

**JUDGMENT**

This writ petition is filed by the petitioner seeking the following reliefs:

- “i) issue a writ of mandamus or any other appropriate writ, order or direction directing the respondent to complete the construction of the hump/chappath, referred in Ext.P7 order within a time frame manner, necessarily within one month;*
- ii) Award the cost of the petitioner.*
- iii) issue such other reliefs that this Hon'ble Court deems fit and proper in the facts and circumstances of the case.”*

Apparently the relief sought for by the petitioner is in respect of a judgment rendered by this Court in a writ petition and the consequential contempt of court case. The respondent was directed to construct a dip in order to facilitate smooth flow of water. As per Ext.P7 order dated 9.10.2017, it is specified that an estimate is prepared in accordance with the directions contained in the judgment of

this Court for the construction of the dip, and appropriate action will be taken immediately, to implement the directions in the judgment. Almost one year has elapsed from the passage of Ext.P7 order. However, according to the learned Counsel for the petitioner, so far no steps are being taken.

2. Having heard learned Counsel for the respondent and perusing the pleadings and documents on record, there will be a direction to the respondent to implement and finalise all the proceedings pertaining to Ext.P7 and in accordance with the directives rendered by this Court in the earlier judgment at the earliest, and at any rate within six months from the date of receipt of a copy of this judgment.

The writ petition is disposed of accordingly.

Sd/

**SHAJI P.CHALY**  
**JUDGE**

jm/  
\\True copy \\ PA to Judge