

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 31ST DAY OF JANUARY 2020 / 11TH MAGHA, 1941

WP(C).No.18625 OF 2011(C)

PETITIONER/S:

- 1 BEEVI UMMA, W/O.LATE ARIMBRATHODI MOOSA HAJI, AGED 80 YEARS, JUBILEE ROAD, PERINTHALMANNA, MALAPPURAM DISTRICT.
- *2 A.T.FATHIMA BEEVI, D/O.LATE ARIMBRATHODI MOOSA HAJI, AGED 65 YEARS, JUBILEE ROAD, PERINTHALMANNA, MALAPPURAM DISTRICT.
- 3 A.T.SAIDALAVI, S/O.LATE ARIMBRATHODI MOOSA HAJI, AGED 59 YEARS, JUBILEE ROAD, PERINTHALMANNA, MALAPPURAM DISTRICT.
- 4 A.T.ABBAS, S/O. LATE ARIMBRATHODI MOOSA HAJI, AGED 56 YEARS, JUBILEE ROAD, PERINTHALMANNA, MALAPPURAM DISTRICT.
- 5 A.T.JAMEELA, D/O.LATE ARIMBRATHODI MOOSA HAJI, AGED 53 YEARS, JUBILEE ROAD, PERINTHALMANNA, MALAPPURAM DISTRICT.

(ADDL.PETITIONERS 2 TO 5 ARE IMPEADED VIDE ORDER DATED 4.4.2013 IN I.A.NO.4926/2013) .

BY ADV. SRI.U.K.DEVIDAS

RESPONDENT/S:

- 1 THE PERINTHALMANNA MUNICIPALITY, REPRESENTED BY ITS SECRETARY, PERINTHALMANNA-679322.
- 2 THE SECRETARY, PERINTHALMANNA MUNICIPALITY, PERINTHALMANNA-679322.
- 3 THE CHAIRMAN, COUNCIL OF MUNICIPALITY, PERINTHALMANNA MUNICIPALITY, PERINTHALMANNA-679322.
- 4 C.MUHAMMEDALI, S/O.KUNHALAN, CHATTIPPARA HOUSE, VALIAYANGADI, PERINTHALMANNA P.O.-679322.

5 A.T.MUHAMMEDALI, S/O.LATE ARIMBRATHODI MOOSA HAJI,
AGED 63 YEARS, JUBILEE ROAD, PERINTHALMANNA,
MALAPPURAM DISTRICT.

6 A.T.ABDUL KHADER, S/O.LATE ARIMBRATHODI MOOSA HAJI,
AGED 48 YEARS, JUBILEE ROAD, PERINTHALMANNA,
MALAPPURAM DISTRICT.

7 A.T.KADEEJA, D/O. LATE ARIMBRATHODI MOOSA HAJI,
AGED 46 YEARS, JUBILEE ROAD, PERINTHALMANNA,
MALAPPURAM DISTRICT.

(ADDL. RESPONDENTS 5 TO 7 ARE IMPEADED VIDE ORDER
DATED 4.4.2013 IN I.A.NO.4926/2013)

BY SRI.P.C.SASIDHARAN, SC, PERINTHALMANNA
MUNICIPALITY

BY ADV. SRI.RENJITH THAMPAN SR.

BY ADV. SRI.P.SAMSUDIN

BY GOVERNMENT PLEADER, SRI.PAUL ABRAHAM VAKKANAL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
31.01.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Dated this the 31st day of January 2020

The writ petition is dismissed as withdrawn with liberty vide memo.

Sd/-

A.MUHAMED MUSTAQUE

JUDGE

ln

APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	TRUE COPY OF THE DEATH CERTIFICATE OF THE HUSBAND OF THE PETITIONER.
EXHIBIT P2	TRUE COPY OF THE CONSENT LETTER DATED 13/02/2007.
EXHIBIT P3	TRUE COPY OF THE ORDER NO. 756/LSGD/13-03-2007 PASSED BY THE GOVERNMENT.
EXHIBIT P4	TRUE COPY OF THE LIST OF TENANTS AT THE TIME OF DEMOLITION OF THE OLD BUS STAND BUILDING PREPARED BY THE MUNICIPALITY.
EXHIBIT P5	TRUE COPY OF THE LIST OF LICENCEES PRODUCED BY THE MUNICIPALITY IN THE LOK ADALATH OF THIS HONOURABLE COURT.
EXHIBIT P6	TRUE COPY OF THE RESOLUTION NO.1 DATED 07/05/2009.
EXHIBIT P7	TRUE COPIES OF THE NEWS PAPER REPORTS PUBLISHED KERALA KAUMUDI NEWS PAPER.
EXHIBIT P8	TRUE COPY OF MY PRESENTATION DATED 25/02/2011 SUBMITTED BY THE PETITIONER BEFORE THE FIRST RESPONDENT.
EXHIBIT P9	TRUE COPY OF THE APPLICATION UNDER THE RIGHT TO INFORMATION ACT DATED 28/05/2011 AND ITS REPLY DATED 31/05/2011.
EXHIBIT P10	TRUE COPY OF THE DECISION OF THE COUNCIL OF THE MUNICIPALITY NO.41 DATED 27/02/2007.
EXHIBIT P11	TRUE COPY OF THE LETTER ISSUED BY THE MERCHANTS ASSOCIATION DATED 04/06/2009.
EXHIBIT P12	TRUE COPY OF THE NOTARIZED AFFIDAVIT DATED 05/08/2009 SUBMITTED BY THE FOURTH RESPONDENT.
EXHIBIT P13	TRUE COPY OF THE DECISION OF THE COUNCIL OF THE MUNCICIPALITY DATED 17/06/2009.
EXHIBIT P14	TRUE COPY OF THE DECISION OF THE SUB COMMITTEE OF THE FIRST RESPONDENT DATED 17/08/2009.

RESPONDENT'S/S EXHIBITS:

EXHIBIT R4 (A)	TRUE COPY OF THE LETTER DATED 04/06/2009 OF THE MERCHANTS' ASSOCIATION, PERINTHALMANNA.
EXHIBIT R4 (B)	TRUE COPY OF THE CERTIFICATE OF REGISTRATION ISSUED BY THE ASSISTANT LABOUR OFFICER, PERINTHALMANNA.
EXHIBIT R4 (C)	TRUE COPY OF THE RECEIPT DATED 18/08/2003 ISSUED BY THE LEGAL METROLOGY DEPARTMENT.
EXHIBIT R4 (D)	TRUE COPY OF THE CERTIFICATE ISSUED BY MATHRUBHUMI PRINTING AND PUBLISHING COMPANY DATED 25/08/2011.
EXHIBIT R4 (E)	TRUE COPY OF THE CERTIFICATE ISSUED BY MADHYAMAM DATED 26/09/2011.
EXHIBIT R4 (F)	TRUE COPY OF THE RECEIPT ISSUED BY THE MUNICIPALITY DATED 19/06/2009 AND 27/06/2009.
EXHIBIT R4 (G)	TRUE COPY OF THE INFORMATION SUPPLIED BY THE RESPONDENT MUNICIPALITY TO THE PETITIONER DATED 17/10/2011.
EXHIBIT R4 (A)	TRUE COPY OF THE LETTER DATED 04/06/2009 OF THE MERCHANTS' ASSOCIATION, PERINTHALMANNA,
EXHIBIT R4 (B)	TRUE COPY OF THE CERTIFICATE OF REGISTRATION ISSUED BY THE ASSISTANT LABOUR OFFICER, PERINTHALMANNA.
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//TRUE COPY//

P.A. TO JUDGE

