

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

FRIDAY, THE 27TH DAY OF OCTOBER 2023 / 5TH KARTHIKA, 1945

CON.CASE(C) NO. 607 OF 2023

AGAINST THE ORDER/JUDGMENT WP(C) 26896/2021 OF HIGH COURT OF
KERALA

PETITIONER/1ST PETITIONER IN W.P. (C) NO.26896/2021:

ALOSIOUS P.J.
AGED 68 YEARS
SON OF JOSEPH, POONATTUHOUSE, AVOLI P.O,
MUVATTUPUZHA, ERNAKULAM, PIN - 686667
BY ADVS.
PEEYUS A.KOTTAM
RAGESH CHAND R.G.
GOPIKRISHNAN K.J.

RESPONDENTS/RESPONDENTS IN W.P. (C) NO.26896/2021:

- 1 KAMALAVARDHANA RAO
(AGE AND FATHER'S NAME NOT KNOWN TO THE
PETITIONER), SECRETARY, PWD DEPARTMENT, ROOM
NO,388, 1ST FLOOR, MAIN BLOCK, SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001
- 2 LISSY K.F.
(AGE AND FATHER'S NAME NOT KNOWN TO THE
PETITIONER), THE CHIEF ENGINEER, KSTP,
PROJECT MANAGEMENT TEAM TC 11/339, SREEBALA
BUILDINGS, THIRUVANANTHAPURM, PIN - 695003
- 3 BINDHU N.
(AGE AND FATHER'S NAME NOT KNOWN TO THE
PETITIONER), SUPERINTENDING ENGINEER,
KSTP, CENTRAL CIRCLE,VYTTILA, PONNURUNNI,
ERNAKULAM, PIN - 682019
- 4 CINI MATHEW
(AGE AND FATHER'S NAME NOT KNOWN TO THE
PETITIONER), EXECUTIVE ENGINEER, KSTP,
MUVATTUPUZHA (NH), MUVATTUPUZHA P.O
ERNAKULAM, PIN - 686673
- 5 MINI M.R.
(AGE AND FATHER'S NAME NOT KNOWN TO THE
PETITIONER), THE ASSISTANT EXECUTIVE
ENGINEER, PWD, MUVATTUPUZHA, PIN - 686673
BY ADV.
SRI.SUNIL KUMAR KURIAKOSE - GP.

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THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR
ADMISSION ON 27.10.2023, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

DEVAN RAMACHANDRAN, J.

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Dated this the 27th day of October, 2023

JUDGMENT

Sri.Sunil Kumar Kuriakose - learned Government Pleader, submitted that the directions in the judgment have been fully complied with and that an Action Taken Report has also been placed on record. He conceded that there are a couple or three encroachments even today, but that respondents are incapacitated from moving against them because, they have already obtained orders from the competent Civil Court.

Recording the afore submissions as also the Report filed before this Court, I close this Contempt of Court case; however, with every liberty being reserved to the petitioner, including of approaching this Court again, if so required in future.

Sd/-

**DEVAN RAMACHANDRAN
JUDGE**

APPENDIX OF CON.CASE (C) 607/2023

PETITIONER ANNEXURES

- Annexure A1 CERTIFIED COPY OF THE JUDGMENT OF THIS HONORABLE COURT IN W.P(C) NO.26896/2021 DATED 07.01.2022
- Annexure A2 THE PHOTOGRAPHS OF THE ENCROACHERS CARRYING ILLEGAL CONSTRUCTION EVEN AFTER THE DIRECTION OF THIS HONORABLE COURT
- Annexure A3 THE TRUE COPY OF THE CONTEMPT NOTICE SENT BY THE PETITIONERS TO THE RESPONDENTS DATED 16.01.2023
- Annexure A4 TRUE COPY OF THE POSTAL RECEIPT SHOWING DUE SERVICE OF ANNEXURE-A3 NOTICE TO THE RESPONDENTS

RESPONDENT ANNEXURES

- Annexure R4 (b) COPY OF THE ORDER NO.G5/11/2022 DATED 01.02.2022
- Annexure R4 (c) COPY OF THE DETAILED REPLY ISSUED BY EXECUTIVE ENGINEER TO THE PETITIONER