



2025:KER:11819

W.P.(C)No.3446 of 2023

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE C.S.DIAS

WEDNESDAY, THE 12TH DAY OF FEBRUARY 2025 / 23RD MAGHA, 1946

WP(C) NO. 3446 OF 2023

PETITIONER:

**OCEANUS MAPLE APARTMENT OWNERS ASSOCIATION
AGED 42 YEARS
REGISTRATION NO. EKMTTC/715/2017, HAVING ITS
REGISTERED OFFICE AT OCEANUS MAPLE APARTMENTS,
VATTEKUNNAM, EDAPPALLY P O, ERNAKULAM,
REPRESENTED BY ITS PRESIDENT - SUJITH ABDULLA,
42 YEARS OF AGE, S/O K K ABDULLA, R/AT NO. 1505,
OCEANUS MAPLE APARTMENT, VATTEKUNNAM, EDAPPALLY
NORTH, ERNAKULAM - 682024., PIN - 682024**

**BY ADVS.
M.S.IMTHIAZ AHAMMED
SHIRAZ ABDULLA
K.ABDUL NASSAR
MUHAMMED BANI M.**

RESPONDENTS:

- 1 THE COMMISSIONER OF POLICE
OFFICE OF THE COMMISSIONER OF POLICE, CITY
POLICE OFFICE, ERNAKULAM DISTRICT, PIN - 682035**
- 2 THE ASST. COMMISSIONER OF POLICE
OFFICE OF THE ASST. COMMISSIONER OF POLICE,
THRIKKAKARA, ERNAKULAM DISTRICT, PIN - 682021**



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- 3 **CIRCLE INSPECTOR OF POLICE, (SHO)
KALAMASSERY POLICE STATION, KALAMASSERY,
ERNAKULAM DISTRICT, PIN - 683104**
- 4 **DISTRICT OFFICER
GROUND WATER DEPARTMENT, GROUND WATER DEPARTMENT
DISTRICT OFFICE, KAKKANAD, ERNAKULAM, PIN -
682030**
- 5 **E B SATHAR
AGED 40 YEARS
S/O C M BAVA, CHARTHAN PARAMBIL HOUSE,
VATTEKUNNAM, EDAPPALLY NORTH, ERNAKULAM, PIN -
682024**
- 6 **K U SIYAD
AGED 42 YEARS
S/O UMMAR, KATTIPARAMBIL HOUSE, VATTEKUNNAM,
EDAPPALLY NORTH, ERNAKULAM, PIN - 682024**
- 7 **NISHAD U
AGED 41 YEARS
S/O UMMAR, THONDIYIL HOUSE, KALATHINGA PARAMBIL,
VATTEKUNNAM, EDAPPALLY NORTH, ERNAKULAM, PIN -
682024**

GP SRI AJITH VISWANATHAN .SRI B S SYAMANTHAK

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 12.02.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:**



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C.S.DIAS,J

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Dated this the 12th day of February, 2025

JUDGMENT

The learned counsel for the petitioner submits that the matter has become infructuous.

Recording the above submission, the writ petition is dismissed as infructuous.

Sd/-

C.S.DIAS, JUDGE

SCB.12.02.25.



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APPENDIX OF WP(C) 3446/2023

PETITIONER EXHIBITS

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| Exhibit P1 | A TRUE COPY OF THE INJUNCTION ORDER DTD 03-10-2022 IN IA NO. 2/2022 IN OS NO. 1003/2022 OF HON'BLE MUNSIFF COURT, ERNAKULAM PASSED AGAINST THE RESPONDENTS 5 TO 7 |
| Exhibit P2 | A TRUE COPY OF THE FIR NO. 1083/2022 OF KALAMASSERY POLICE STATION DTD 22-10-2022, REGISTERED AGAINST RESPONDENTS 5 TO 7 |
| Exhibit P3 | A TRUE COPY OF THE 4TH RESPONDENT'S SURVEY REPORT AND ESTIMATE ISSUED TO THE PETITIONER'S BUILDING DIRECTOR DTD 14-10-2022 |
| Exhibit P3(a) | A TRUE COPY OF THE FEE RECEIPT ISSUED BY 4TH RESPONDENT TO THE PETITIONER'S BUILDING DIRECTOR DTD 14-10-2022 |
| Exhibit P3(b) | A TRUE COPY OF THE FEE REPORT FOR CONSTRUCTION OF BORE-WELL ISSUED BY 4TH RESPONDENT TO THE PETITIONER'S BUILDING DIRECTOR DTD 14-10-2022 |
| Exhibit P3(c) | A TRUE COPY OF THE SITE APPROVAL AND BUILDING PERMIT ISSUED BY KALAMASSERY MUNICIPALITY TO THE PETITIONER'S BUILDING DIRECTOR DTD 10-02-2022 |
| Exhibit P4 | A TRUE COPY OF THE APPLICATION SUBMITTED BEFORE THE 1ST RESPONDENT BY THE PETITIONER DTD NIL |
| Exhibit P4(a) | A TRUE COPY RECEIPT DTD 14-01-2023 ISSUED BY 1ST RESPONDENT TO THE PETITIONER |



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| Exhibit P5 | A TRUE COPY OF THE APPLICATION
SUBMITTED BEFORE THE 2ND RESPONDENT BY
THE PETITIONER DTD - NIL |
| Exhibit P5(a) | A TRUE COPY RECEIPT DTD 14-01-2023
ISSUED BY 1ST RESPONDENT TO THE
PETITIONER |
| Exhibit P6 | A TRUE COPY OF THE APPLICATION
SUBMITTED BEFORE THE 3RD RESPONDENT BY
THE PETITIONER DTD NIL |
| Exhibit P6(a) | A TRUE COPY RECEIPT DTD 14-01-2023
ISSUED BY 3RD RESPONDENT TO THE
PETITIONER |