

**BEFORE THE KERALA STATE HUMAN RIGHTS COMMISSION,
THIRUVANANTHAPURAM**

**Present: Mr.Justice N.Dhinakar,
Hon'ble Chairperson**

Dated this the 6th March, 2009.

H.R.M.P.No.384/2008

Petitioner : T.M.Eldose, Thadikkaran veed,
Chooramudi M L A Road,
Kombanad.P.O,
Ernakulam Dist. 683 555

Respondent :

ORDER

The complaint of the petitioner is that a quarry is functioning illegally in survey No.527/4, 8 of Vengoor West Village owned by Eldo and Leena Eldo by violating all the rules.

In the report submitted by the District Collector, Ernakulam, it is stated that the quarry in question is functioning in the land owned by Eldo who gave permission to Jaison Varghese to conduct the quarry and as the quarry is causing threat to the public a prohibition order was issued to the owner of the quarry and the petitioner in this HRMP and others also approached a civil Court by filing O.S.42/07 before the Munsif Court, Perumbavoor against the functioning of the quarry and later as per the order passed by the Court in I.A. 436/07 the prohibition order was withdrawn and the matter is pending before the Court.

In view of the above report it is clear that the matter had become subjudice and therefore this Commission has no jurisdiction to pass any further order.

The petition is, therefore, closed.

Justice N.Dhinakar,
Chairperson