

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

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

Dated this the 15th February, 2010.

H.R.M.P.No.82 of 2010

Petitioner : Naseer.E,
Andukuzhi Puthuval Puthenveed,
Keezhthonnakkal village,
Kalluvetti ward, Manjamala.P.O,
Kudavoor via, Pin- 695 313,
Thiruvananthapurasm Dist.

Respondents : 1) Secretary,
Pothencode Grama Panchayat
Pothencode.P.O., Thiruvananthapuram.
2) Laila Beevi, Darul Huda,
Keezhthonnakkal village, Kaluvetti ward,
Manjamala.P.O, Kudavoor via-695 313.
3) Thoufeek Majida, do.

ORDER

The Complaint of the petitioner is that no permission is given to him to construct a house n his property by the Panchayat on account of the influence of the respondents 2 and 3.

In the report submitted by the Secretary, Pothencode Grama Panchayat it is stated that the petitioner filed an application before the Panchayat on 14-12-2009 for the construction of a house which was handed over to the Overseer of the Panchayat for enquiry and report. The Overseer after his enquiry filed a report in which he has stated that there exists a boundary dispute between the petitioner and respondents 2 and 3 on account of earth mining operation conducted by the

petitioner and that R2 Lalila Beevi complained that the earth mining operation by the petitioner has caused danger to her house. Thereafter the Secretary of the Panchayat conducted the spot inspection and found that there is boundary dispute between the parties and hence a letter was given to the Village Officer, Keezhthonnakkal, on 3-2-2010 to fix the boundary of the petitioner after measuring it and that steps will be taken to issue permit after the boundary was fixed by the Village Officer and it was informed to the petitioner. According to the report, the Panchayat is not influenced by anybody.

In view of the report no further orders are required except to state that the Panchayat will issue necessary permit to the petitioner after the report is received from the Village Officer, Keezhthonnakkal, if all legal formalities are complied with by the petitioner.

The petition is closed.

Justice N. Dhinakar,
Chairperson.