

IN THE HIGH COURT OF KERALA AT ERNAKULAM  
PRESENT  
THE HONOURABLE MR. JUSTICE EASWARAN S.

Tuesday, the 24<sup>th</sup> day of December 2024 / 3rd pousha, 1946  
WP(C) NO. 46369 OF 2024(U)

**PETITIONER:**

GALA DE FORT KOCHI, A SOCIETY REGISTERED UNDER THE TRAVANCORE COCHIN LITERARY SCIENTIFIC AND CHARITABLE ENDOWMENT ACT, REPRESENTED BY ITS SECRETARY, N.J. ALOSHI AGED 61 YEARS, S/O N.A. JOSEPH, RESIDING AT 9/473, ST.AGNUS CONVENT ROAD, FORT KOCHI-682001.

**RESPONDENTS**

1. ASSISTANT COMMISSIONER OF POLICE, POLICE DEPARTMENT KERALA, OFFICE OF THE ASSISTANT COMMISSIONER OF POLICE, MATTANCHERY, PIN.682002.
2. KOCHI MUNICIPAL CORPORATION, REPRESENTED BY ITS SECRETARY, PARK AVENUE ROAD, MARINE DRIVE KOCHI, ERNAKULAM-682011.

Writ petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to stay the operation of Exhibit P2 during the pendency of this Writ Petition.

This petition coming on for admission upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S. M.P.SREEKRISHNAN, A.MUHAMMED MUSTHAFA & V.R.LAKSHMI, Advocates for the petitioner and of GOVERNMENT PLEADER (B/0), the court passed the following:



**EASWARAN S., J**

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**WP(C) No. 46369 of 2024**  
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Dated this the 24<sup>th</sup> day of December, 2024

**ORDER**

The learned counsel for the petitioner submits that the Police have no authority to issue Ext.P2. The learned counsel for the petitioner submits that the petitioner has obtained permission from other statutory authorities for erecting the effigy and also for burning the same in the eve of the new year.

2. From a reading of Ext.P2, it is not clear under what provision the stop memo is issued by the Police department.

3. In the above circumstances, the learned Government Pleader is directed to get instructions specifically under what provision Ext.P2 memo has been issued. The petitioner shall be free to place on record the permission, if any, granted by the authorities.

Post on 27-12-2024.

**Sd/-  
EASWARAN S.  
JUDGE**

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**APPENDIX OF WP(C) 46369/2024**

Exhibit P2

**A TRUE COPY OF THE NOTICE ISSUED BY THE 1ST RESPONDENT  
DATED 18/12/2024.**

