

**IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE MR. JUSTICE BECHU KURIAN THOMAS**

**Tuesday, the 24th day of February 2026 / 5th Phalgun, 1947
WP(C) NO. 6851 OF 2026(F)**

PETITIONERS:

1. TRITVAM APARTMENT OWNERS ASSOCIATION (TAOA) (REG.NO.EKM/TC/263/2024) GOSHREE-PANCHALAM LINK ROAD, MARINE DRIVE, KOCHI, REPRESENTED BY ITS SECRETARY, ASHRAF, PIN - 682018
2. KISHORE VISWANATHAN AGED 64 YEARS THE PRESIDENT OF TRITVAM APARTMENT OWNERS ASSOCIATION (TAOA) (REG. NO. EKM/TC/263/2024) GOSHREE-PANCHALAM LINK ROAD, MARINE DRIVE, KOCHI , PIN - 682018

RESPONDENTS:

1. THE DISTRICT COLLECTOR, ERNAKULAM DISTRICT, CIVIL STATION, KAKKANAD, ERNAKULAM, PIN - 682030
2. GOSHREE ISLANDS DEVELOPMENT AUTHORITY (GIDA) REPRESENTED BY ITS SECRETARY, PARK AVENUE, KOCHI, KERALA , PIN - 682011
3. THE SECRETARY GOSHREE ISLANDS DEVELOPMENT AUTHORITY (GIDA), PARK AVENUE, KOCHI,KERALA , PIN - 682011
4. KOCHI MUNICIPAL CORPORATION REPRESENTED BY ITS SECRETARY, PARK AVENUE, KOCHI, KERALA , PIN - 682011
5. THE SECRETARY KOCHI MUNICIPAL CORPORATION PARK AVENUE, KOCHI,KERALA , PIN - 682011
6. THE MAYOR KOCHI MUNICIPAL CORPORATION, PARK AVENUE, KOCHI, KERALA , PIN - 682011
7. COCHIN SMART MISSION LIMITED (CSML) REPRESENTED BY ITS MANAGING DIRECTOR, 4TH FLOOR, JAWAHARLAL NEHRU STADIUM, METRO STATION, KALOOR, KOCHI , PIN - 682017
8. THE MANAGING DIRECTOR COCHIN SMART MISSION LIMITED (CSML) 4TH FLOOR, JAWAHARLAL NEHRU STADIUM, METRO STATION, KALOOR, KOCHI , PIN - 682017

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 pass an interim order staying all further proceedings and activities, including any construction or installation, related to the establishment of commercial kiosks on the Queen's walkway in front of the Tritvam apartment complex, pending the final disposal 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.S.MUHAMMED HANEEFF, M.H.ASIF ALI, ASHIK ALI M.H., ASWATHI K.C., VISMAYA JAYARAJ, S.MUHAMMED HANEEFF, M.H.ASIF ALI, ASHIK ALI M.H., ASWATHI K.C. & VISMAYA JAYARAJ Advocates for the petitioners, GOVERNMENT PLEADER for respondent 1, SRI.VARGHESE K.PAUL, STANDING COUNSEL for respondents 2 & 3 SRI.DIASTUS KOMATH, ADDITIONAL STANDING COUNSEL for respondents 3 to

5, SRI.K.JANARDHANA SHENOY, STANDING COUNSEL for respondents 4 to 6 and of SRI.M.U.VIJAYALAKSHMI, STANDING COUNSEL for respondents 7 & 8, the court passed the following:



BECHU KURIAN THOMAS, J.

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Dated this the 24th day of February, 2026

ORDER

The learned Government Pleader takes notice for the first respondent. Adv. Varghese K. Paul, the learned Standing Counsel, takes notice for respondents 2 and 3. Adv. K. Janardhana Shenoy, the learned Standing Counsel for the Kochi Municipal Corporation, takes notice for respondents 4 to 6. Adv. M. U. Vijayalakshmi, the learned Standing Counsel, takes notice for respondents 7 and 8.

2. Petitioners allege that commercial kiosks are planned to be constructed on footpaths on the road in front of their apartment complex.

3. The learned Standing Counsel for respondents 2 and 3 objected to the grant of any interim order and handed over an interim order dated 14.10.2022 in W.P.(C).No.14501 of 2022. However, considering the inconvenience that can be caused to the public if commercial kiosks or establishments are set up on footpaths, which are allegedly being carried out under the guise of beautification, this Court is prima facie of the view that, during the pendency of this writ petition, if constructions are made, that can render the writ petition itself infructuous. Hence, there will be a stay of proceedings for construction or installation of any kiosks on the Queen's Walkway in front of the

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-:2:-

Tritvam Apartment Complex and on the Goshree Chathiyath Road, pending disposal of this writ petition. The applicability of the order dated 14.10.2022 in W.P.(C). No.14501 of 2022 to the present construction is a matter that requires to be considered later.

Post on 23.03.2026.

Sd/-

**BECHU KURIAN THOMAS
JUDGE**

jka/24.02.26.

