

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYAISHTA, 1937

CRP.No. 288 of 2005

ELE.OP. 376/1997 OF ADDITIONAL DISTRICT COURT (ADHOC)-II, ERNAKULAM.
.....

REVISION PETITIONER/RESPONDEDNT:

**THE KERALA STATE ELECTRICITY BOARD,
REP. BY ITS SECRETARY, VYDYUTHI BHAVAN,
THIRUVANANTHAPURAM.**

BY ADV. SRI.K.M.SATHYANATHA MENON,SC

RESPONDENT/PETITIONER:

**BAVAKUTTY, AGED 39,
S/O.KOCHUNNI, EDAPPARA HOUSE,
MUDAVOOR P.O.**

**THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 12-06-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

mbr/

B.KEMAL PASHA, J.

.....
C.R.P. No.288 of 2005
.....

Dated this the 12th day of June, 2015

ORDER

The learned Additional District Judge in OP(Ele.) No.376/1997 has as such adopted the calculations made on behalf of the Kerala State Electricity Board(for short 'KSEB') in arriving at the compensation to be granted for the valuable yielding trees cut and removed from the property of the respondent. The only deviation made by the court below is that instead of applying 10% annuity that was applied by the petitioner, the court below has taken the annuity at 5%. The matter was decided on 19.02.2004. Presently, this Court does not find anything to interfere with the impugned order passed by the court below. It seems that diminution in land value has not been granted at all. Considering the

facts and circumstances of the case, this Court is of the view that the impugned order does not suffer from any illegality, irregularity or impropriety and the same is not liable to be interfered with.

In the result, this Civil Revision Petition is dismissed.

No costs.

Sd/- B.KEMAL PASHA, JUDGE

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[True copy]

P.S. to Judge