

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR
&
THE HONOURABLE SMT. JUSTICE P.V.ASHA**

WEDNESDAY, THE 4TH DAY OF FEBRUARY 2015/15TH MAGHA, 1936

L.A.App. No. 757 of 2012 (D)

**(AGAINST THE JUDGMENT AND DECREE IN L.A.R NO.161/2007 of II ADDL.SUB
COURT, THIRUVANANTHAPURAM DATED 31-07-2009)**

APPELLANT(S)/RESPONDENT NO.1:

**STATE OF KERALA,
REPRESENTED BY THE DISTRICT COLLECTOR,
THIRUVANANTHAPURAM.**

BY SR. GOVERNMENT PLEADER, SRI. R.PADMARAJ

RESPONDENT(S)/CLAIMANT AND RESPONDENT NO.2:

**1. VIJAYALEKSHMI, AGED 56 YEARS,
W/O.LATE MANIKANTAN NAIR, T.C.23/2495,
KADAYIL VILAKATHU VEEDU, PUTHENCHANTHAI,
THIRUVANANTHAPURAM.**

**2. THE SECRETARY,
TRIDA, THIRUVANANTHAPURAM.**

R1 BY ADV. SRI.D.KISHORE

R2 BY ADV. SRI. K.A. JALEEL, SC., TRIDA

**THIS LAND ACQUISITION APPEAL HAVING COME UP FOR ADMISSION ON
04-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

P.T.O.

**T.R.RAMACHANDRAN NAIR
&
P.V.ASHA, JJ.**

L.A.A No.757 of 2012

Dated this the 4th day of February, 2015

JUDGMENT

Ramachandran Nair, J.

This appeal is filed from the judgment and decree in L.A.R No.161/2007 of the II Additional Sub Court, Thiruvananthapuram. The property acquired is having an extent of 0.19 Ares of land comprised in Re-Survey No.1315/A1-A of Vanchiyoor Village for the purpose of widening the LMS - Attakulangara Road for the 2nd Respondent, as per the Notification dated 07.08.2004 issued under Section 4(1). The Land Acquisition Officer fixed the land value at Rs.4,11,665/- per Are.

2. The Reference Court has granted the enhanced land value at Rs.24,70,000/- per Are.

3. The learned Senior Government Pleader relied upon the various judgments of this Court whereby the land value has been fixed at Rs.24 Lakhs. We find that in our judgment in L.A.A No.77/2013, we have fixed the land value at

Rs.24,00,000/- per Are, under the same acquisition for similar acquired properties.

In the light of the above, this appeal is allowed and the land value is re-fixed at Rs.24,00,000/- per Are. No costs.

Sd/-
T.R.RAMACHANDRAN NAIR
JUDGE

Sd/-
P.V.ASHA
JUDGE

//true copy//

P.S. To Judge

St/-