

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

TUESDAY, THE 6TH DAY OF JANUARY 2015/16TH POUSHA, 19361

LA.App..No. 1011 of 2007 ()

AGAINST THE JUDGMENT IN LAR 48/2000 of SUB COURT, MAVELIKKARA
DATED 18-01-2005

APPELLANT/RESPONDENT NO.1:

STATE OF KERALA,
REPRESENTED BY THE DISTRICT COLLECTOR, ALAPPUZHA.

BY SR. GOVERNMENT PLEADER SRI.ALOSIOUS THOMAS

RESPONDENTS/CLAIMANTS/RESPONDENT NO.2:

1. SOBHANA, PUTHENKANDATHIL, CHEPPAD.

2. GIRISHKUMAR, S/O.BHASKARAN,
PUTHENKANDATHIL, KANJOOR, KOTTAKKAKOM MURI
CHEPPAD.

3. SUMI, D/O.BHASKARAN,
PUTHENKANDATHIL, KANJOOR KOTTAKKAKOM MURI, CHEPPAD.

4. THE CHIEF MANAGER, NATIONAL THERMAL POWER
CORPORATION, KAYAMKULAM

R1TO R3 BY ADV. SRI.S.KRISHNAMOORTHY

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD
ON 06-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

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

L.A.A.No.1011 OF 2007

Dated this the 6th day of January, 2015

JUDGMENT

Ramachandran Nair, J.

This appeal is from the judgment in L.A.R.No.48/2000 of Sub Court, Mavelikkara. Section 4(1) notification is dated 19.12.1998 and the extent of property involved is 8.20 Ares. The land acquisition officer awarded land value @ ₹ 3056/- per Are which was enhanced to ₹ 6876/- per Are by the reference court. Before the reference court, AW1 was examined and Ext.A1, certified copy of the sale deed, was also relied upon. Even though the court below found that Ext.A1 is not comparable, it was found that enhancement by granting 125% of the land value fixed by the land acquisition officer will be reasonable. We find that the refixation cannot be said to be totally unreasonable. Therefore, we find no reason to interfere with the judgment of the reference court. Accordingly, the appeal is dismissed.

T.R.RAMACHANDRAN NAIR, JUDGE

