

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR
&**

THE HONOURABLE MR. JUSTICE K.P.JYOTHINDRANATH

THURSDAY, THE 25TH DAY OF JUNE 2015/4TH ASHADHA, 1937

LA.App..No. 1650 of 2008 ()

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(AGAINST THE JUDGMENT AND DECREE IN LAR.NO. 100/1998 OF III ADDL.SUB
COURT, ERNAKULAM DATED 30-03-2007)
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APPELLANT/2ND RESPONDENT :

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THE MANAGING DIRECTOR,
KERALA INDUSTRIAL INFRASTRUCTURE DEVELOPMENT
CORPORATION (KINFRA), KINFRA HOUSE ANNEX,
T.C.NO.9/2585, ELANKOM CARDENS, VELLAYAMBALAM,
THIRUVANANTHAPURAM-10.**

BY ADV. SRI.G.S.REGHUNATH

RESPONDENT(S)/CLAIMANTS 2 TO 14 & 1ST RESPONDENT :

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- 1. SIMON JOHN, S/O.M.C.JOHN, DIRECTOR,
KAREEM FOODS (P) LTD., ERNAKULAM.**
 - 2. K.I.MOHAMMED SHAFFI AND K.I.MOHAMMED RAFFI,
NOOR MAHAL, NORTH RAILWAY STATION ROAD,
ERNAKULAM.**
 - 3. PHILOMINA, W/O.LATE ANTONY PALLIPARAMBIL HOUSE,
ELOOR KARA, PARUR TALUK AND HER CHILDREN.**
 - 4. GEEVARGHESE, S/O.UTTUPPU, KEERAMKUZHI,
KAKKANAD.**
 - 5. PREMESH, S/O.A.PADMANABHAN,
EXECUTIVE DIRECTOR, BENHUR TRADES AND
INVESTMENTS (P) LTD., ERNAKULAM.**
 - 6. E.N.LALU, S/O.NATARAJAN, LAL MAHAL
VALAKKODU P.O., PUNALUR, PATHANAPURAM,
KOLLAM.**
 - 7. JYOTHY CHANDRA BHANU, RAJAN HOUSE,
MEDICAL COLLEGE P.O., TRIVANDRUM.**
 - 8. SANTHOSH KUMAR.P., CHEENVILA VEEDU,
PIRAVATHOOR VILLAGE, KOLLAM DISTRICT.**

L.A.A.NO.1650/2008

9. GRACY, W/O.KOCHAPPAN, SOUHRIDA NAGAR,
CRASH ROAD, VAZHAKALA, KAKKANAD P.O.
10. THOMAS PAUL ALIAS JIJI, S/O.KOCHAPPAN, DO. DO.
11. GEORGE FELIX ALIAS RIJU, MAVELIPURAM COLONY,
KAKKANAD P.O.
12. ANTONY SEBASTIAN @ BABU, S/O.KOCHAPPAN,
SOUHRIDA NAGAR, VAZHAKALA, KAKKANAD P.O.
13. JIJI AUSTINE, CHEMBUMUKKU,
VAZHAKKALA, KAKKANAD P.O.
14. STATE OF KERALA,
REP. BY THE SPECIAL TAHSILDAR (LA),
NH.NO.1, KAKKANAD, ERNAKULAM.

R3 & R8 BY ADV. SRI.AGINOV MATHAPPAN
R14 BY SR GOVERNMENT PLEADER SRI.R.PADMARAJ

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD
ON 25-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

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**T.R. RAMACHANDRAN NAIR &
K.P. JYOTHINDRANATH, JJ.**

L.A.A.No.1650 of 2008

Dated this the 25th day of June, 2015

JUDGMENT

Ramachandran Nair, J.

This appeal is from the judgment and decree in L.A.R. No.100/1998 on the file of the III Addl. Sub Court, Ernakulam. The property has been acquired for the purpose of the appellant for establishing an Export Processing Industrial Park. The notification under Section 4(1) of the Act is dated 31.1.1995 as per the Gazette. The land value awarded by the Land Acquisition Officer is at the rate of Rs.1,727/- per are and the extent involved is 3.2160 hectares. The reference court granted enhancement by adopting the land value at the rate of Rs.5,000/- per are.

2. Heard learned counsel on both sides.

We have confirmed the land value at the rate of Rs.11,750/- per are as far as the same category of properties, in our judgment in LAA No.1456/2005 and connected cases and therefore, the land value fixed

by the reference court herein is reasonable.

Accordingly, the appeal is dismissed. The parties will bear their costs in the appeal.

(T.R. RAMACHANDRAN NAIR, JUDGE.)

(K.P. JYOTHINDRANATH,, JUDGE.)

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