

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA

MONDAY, THE 8TH DAY OF JUNE 2015/18TH JYAISHTA, 1937

WP(C).No. 1150 of 2010 (P)

PETITIONER(S):

**MUHAMMED SHAFI, S/O.CHEKKU,
OOROTHYIL HOUSE, OZHUR P.O., TIRUR
MALAPPURAM DISTRICT.**

BY ADV. SRI.BABU S. NAIR

RESPONDENT(S):

**1. THE DISTRICT COLLECTOR,
MALAPPURAM.**

**2. THE VILLAGE OFFICER,
TIRUR VILLAGE, MALAPPURAM DISTRICT.**

BY ADV.P.V. ELIAS, GOVERNMENT PLEADER

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

WP(C) NO.1150/2010

APPENDIX

PETITIONER'S EXHIBITS:

- P1 : COPY OF THE SEIZURE MAHAZAR PREPARED BY THE SECOND
RESPONDENT DATED 1.12.2009**
- P2 : COPY OF THE INTERIM ORDER DATED 27.03.2009 IN WPC
NO.9583/2009 OF THIS HONOURABLE COURT**
- P3 : COPY OF THE INTERIM ORDER DATED 03.04.2009 IN WPC
NO.11206/2009 OF THIS HONOURABLE COURT.**

RESPONDENTS' EXHIBITS: N I L

//TRUE COPY//

P.A. TO JUDGE

JV

ANIL K. NARENDRAN, J.

W.P.(C) No.1150 of 2010

Dated this the 8th day of June, 2015

JUDGMENT

The petitioner has filed this writ petition seeking a writ of mandamus commanding the respondents to release the petitioner's vehicle bearing Registration No.KL-55B/4045 and seeking a declaration that the seizure of the said vehicle by the 2nd respondent is illegal as he is not an authorized officer under Sections 12 and 19 of the Kerala Conservation of Paddy Land and Wet Land Act, 2008.

2. By order dated 13.01.2010, this Court granted an interim order directing the respondent to release the vehicle in question, on the petitioner executing a bond in favour of the 1st respondent and on a further condition that he should produce the vehicle as and when called for and that he will not alienate the same except with the permission of this Court.

3. Today, when the case was taken up for final hearing, the learned counsel for the petitioner would submit that on the basis of interim order dated 13.01.2010, the petitioner obtained

custody of the vehicle and hence, no further orders are required in this writ petition.

In such circumstances, recording the aforesaid submission made by the petitioner, this writ petition is closed.

It is made clear that if the confiscation proceedings initiated against the petitioner is yet to be completed, the 1st respondent shall do necessary steps in that regard within a period of three months from the date of receipt of a copy of this judgment.

JV

SD/-
ANIL K. NARENDRAN,
JUDGE