

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 3RD DAY OF FEBRUARY 2015/14TH MAGHA, 1936

WP(C).No. 3370 of 2015 (U)

PETITIONERS:

1. **THE KOLLAM DISTRICT SCHEDULED CASTE INDUSTRIAL
CO-OPERATIVE SOCIETY LIMITED
NO.S.IND.(Q)29, PUTHUKKAD.P.O., CHAVARA
KOLLAM DISTRICT
REPRESENTED BY ITS SECRETARY RADHAKRISHNAN K
S/O.KUNJUKUNJU, AGED 55 YEARS
THEVALLIDATHU PUTHENVEEDU, PUTHUKKAD.P.O., CHAVARA
KOLLAM.**
2. **HARSHAKUMAR, AGED 44 YEARS
S/O.SOMASEKHARAN, KODIYIL PUTHENVEEDU, KARALY.P.O.
WEST KALLADA SHASTHAMKOTTA, KOLLAM DISTRICT
THE PRESIDENT
THE KOLLAM DISTRICT SCHEDULED CASTE INDUSTRIAL
CO-OPERATIVE SOCIETY LIMITED NO.S.IND.(Q)29
PUTHUKKAD.P.O., CHAVARA, KOLLAM DISTRICT**

BY ADV. SRI.GEORGE SEBASTIAN

RESPONDENTS:

1. **THE STATE OF KERALA
REPRESENTED BY THE PRINCIPAL SECRETARY
DEPARTMENT OF SCHEDULED CASTE AND
SCHEDULED TRIBE DEVELOPMENT
SECRETARIAT, THIRUVANANTHAPURAM.695 001.**
2. **THE DIRECTOR
SCHEDULED CASTE DEVELOPMENT DEPARTMENT
THIRUVANANTHAPURAM.695 001.**
3. **THE GENERAL MANAGER
DISTRICT INDUSTRIES CENTRE
KOLLAM (THE REGISTRAR OF INDUSTRIAL
CO-OPERATIVE SOCIETIES).691 001.**

BY SPL. GOVERNMENT PLEADER SMT. P.K. SANTHAMMA

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 03-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- P1- A TRUE COPY OF THE CERTIFICATE DATED 18.8.2008 ISSUED BY THE 3RD RESPONDENT.**
- P2- A TRUE COPY OF THE ORDER BEARING NO.GO(RT)NO.747/2005/SCSTDD DATED 8.8.2005.**
- P3- A TRUE COPY OF THE REGISTERED SALE DEED DATED 27.10.2005 BEARING NO.2103/2005 OF PATAZHY SUB REGISTRY.**
- P4- A TRUE COPY OF A REGISTERED SALE DEED DATED 18.3.2000.**
- P5- A TRUE COPY OF THE REPORT DATED 1.8.2011 GIVEN BY THE 3RD RESPONDENT TO THE 2ND RESPONDENT.**
- P6- A TRUE COPY OF THE REPLY ISSUED FROM THE DIRECTORATE OF INDUSTRY AND COMMERCE DATED 16.9.2014 UNDER THE RIGHT TO INFORMATION ACT.**
- P7- A TRUE COPY OF THE REPLY DATED 25.6.2014 ISSUED FROM THE OFFICE OF THE REGISTER OF COOPERATIVE SOCIETIES UNDER THE RIGHT TO INFORMATION ACT.**
- P8- A TRUE COPY OF THE REPRESENTATION DATED 25.8.2011 FILED BY THE 1ST PETITIONER BEFORE THE HON'BLE MINISTER FOR SCHEDULED CASTES DEVELOPMENT DEPARTMENT.**
- P9- A TRUE COPY OF THE REPRESENTATION DATED 27.8.2014 FILED BY THE PETITIONERS BEFORE THE HON'BLE MINISTER FOR SCHEDULED CASTES DEVELOPMENT DEPARTMENT.**
- P10- A TRUE COPY OF THE REPRESENTATION FILED BY THE 2ND PETITIONER DATED 12.1.2015 BEFORE THE 1ST RESPONDENT.**
- P11- A TRUE COPY OF THE ACKNOWLEDGEMENT CARD DATED 13.1.2015 ISSUED FROM THE OFFICE OF THE 1ST RESPONDENT.**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

V. CHITAMBARESH, J

W.P.(C). NO. 3370 OF 2015

Dated this the 3rd day of February, 2015

JUDGMENT

The petitioners assert that the property has been purchased in the name of the second respondent for and on behalf of the first petitioner society. The petitioners want the property to be transferred in the name of the first petitioner in the circumstances. Ext. P10 representation submitted in this regard is pending consideration with the first respondent.

2. I direct the first respondent to consider Ext. P10 representation with notice to the petitioners and the second respondent. Needless to say that the first respondent shall advert to Exts. P5 to P8 documents which reflect the need for such a transfer. The needful shall be done within a period of three months from the date of receipt of a copy of this judgment.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS