

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

FRIDAY, THE 6TH DAY OF FEBRUARY 2015/17TH MAGHA, 1936

WP(C).No. 3816 of 2015 (B)

PETITIONER:

**GANDHI PEACE FOUNDATION CENTRE
ERNAKULAM, KOCHI (REGISTER NO. ER213/85)(A UNIT OF GANDHI
PEACE FOUNDATION, NEW DELHI), GANDHI BHAVAN, BANERJI ROAD
KACHERIPPADY, KOCHI - 682 018, REPRESENTED BY ITS SECRETARY
V.M. MICHAEL**

**BY ADVS.SRI.J.JULIAN XAVIER
SRI.K.B.DAYAL**

RESPONDENTS:

- 1. DISTRICT COLLECTOR
ERNAKULAM, COLLECTORATE
CIVIL STATION
KAKKANAD**
- 2. SPECIAL TAHSILDAR, LAND ACQUISITION NO. I & II,
OFFICE OF THE SPECIAL TAHSILDAR, KOCHI METRO RAIL
PROJECT, COLLECTORATE, CIVIL STATION, KAKKANAD**
- 3. GANDHI BHAVAN COMMITTEE, (REGISTER NO. ER378/80), GANDHI
BHAVAN, BANERJI ROAD, KOCHI - 682 018, REPRESENTED BY ITS
SECRETARY**

R1 & R2 BY GOVERNMENT PLEADER SRI. TOM K. THOMAS

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 06-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 TRUE COPY OF BYE LAW OF THE PETITIONER**
- EXT. P2 COPY OF THE BYE LAW OF THE THIRD RESPONDENT**
- EXT.P3 TRUE COPY OF THE REPRESENTATION DATED 17.12.2012 FILED
BEFORE THE 1ST RESPONDENT**
- EXT. P4 COPY OF THE JUDGMENT IN O.S. NO. 495/2010 ON THE FILE OF
THE LEARNED 2ND ADDL. MUNSIFF'S COURT, ERNAKULAM
DATED 01.01.2015**
- EXT.P5 TRUE COPY OF THE ORDER OF THE LEARNED 2ND ADDL.
MUNSIFF'S COURT, ERNAKULAM IN I.A. NO. 2155/2013 IN O.S. NO.
495/2010 DATED 12.09.2013**
- EXT. P6 COPY OF THE ORDER OF THE LEARNED 2ND ADDL. MUNSIFF'S
COURT, ERNAKULAM IN I.A. NO. 3190/2014 IN O.S.NO. 495/2010
DATED 11.04.2014**
- EXT.P6(a) LEGIBLE COPY OF THE ORDER OF THE LEARNED 2ND ADDL.
MUNSIFF'S COURT, ERNAKULAM IN I.A. NO. 3190/2014 IN O.S. NO.
495/2010 DATED 11.04.2014**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 3816 OF 2015

Dated this the 06th day of February, 2015

JUDGMENT

There is a dispute between the petitioner and the third respondent as regards the entitlement to the compensation amount. The second respondent points out that the amount would be deposited before the Land Acquisition Court in a short time. It is for the Land Acquisition Court to decide the entitlement after adjudicating the title to the property.

2. The respondents 1 and 2 are directed to do the needful in the matter of deposit within a period of two weeks from today.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS