

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 11TH DAY OF JUNE 2015 / 21ST JYAISHTA, 1937

WP(C).No.8208 OF 2010 (A)

PETITIONER/S:

SEBASTIAN CHOKKATTU
IA, SUMMER CASTLE APARTMENTS,, DESOM P.O., ALUVA-
683 103.

BY ADV. SRI.K.MOHANAKANNAN

RESPONDENT/S:

- 1 THE SPECIAL DIRECTOR
ENFORCEMENT DIRECTORATE,, MINISTRY OF FINANCE,
GOVERNMENT OF INDIA,, 6TH FLOOR, LOK NAYAK BHAVAN,
KHAN MARKET,, NEW DELHI-110 003.
- 2 THE DISTRICT COLLECTOR
ERNAKULAM.
- 3 THE DEPUTY TAHSILDARREVENUE RECOVERY
ALUVA.
- 4 THE OFFICIAL LIQUIDATOR
HIGH COURT OF KERALA, ERNAKULAM.
- 5 THE VILLAGE OFFICER
CHENGAMANADU.

R1 BY ADV. SRI.P.PARAMESWARAN NAIRASG OF INDIA
R1 BY ADV. SRI.T.P.M.IBRAHIM KHANASST.S.G OF INDI
R1 BY ADV. SRI.K. MONI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
11.06.2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.MUHAMED MUSTAQUE, J.

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**W.P.(C).No.8208/2010**  
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Dated this the 11th Day of June, 2015

J U D G M E N T

The petitioner in this writ petition challenges Exts.P3 and P4 revenue recovery proceedings. The case of the petitioner is that he was one of the Directors of M/s. Trend Designs India Limited which is under liquidation. Therefore, during the pendency of declaration, the revenue recovery proceedings are illegal. The petitioner also relies on the judgment of this Court produced in Ext.P6.

2. In view of the fact that the issue is covered in favour of the petitioner in the light of Ext.P6 judgment, the revenue recovery proceedings initiated against the petitioner are not at all sustainable and therefore, Exts.P3 and P4 are quashed. However, this will not preclude the Revenue Authorities from initiating fresh proceedings in future, if warranted under law. The writ petition is disposed of as above. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE