

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

WEDNESDAY, THE 1ST DAY OF APRIL 2015/11TH CHAITHRA, 1937

WP(C).No. 8704 of 2015 (K)

PETITIONER(S)/PETITIONER:

**VISALESWARI, AGED 48 YEARS
D/O.ACHUTHAN (THE LATE), CHIRAYATHRA HOUSE
KADAVANTHRA, KOCHI-682020.**

**BY ADVS.SRI.P.J.MATHEW
SRI.AJITH GEORGE**

RESPONDENT(S)/RESPONDENTS:

- 1. STATE OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT
REVENUE DEPARTMENT, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM, PIN-695001.**
- 2. THE DISTRICT COLLECTOR,
CIVIL STATION.P.O, KAKKANAD
ERNAKULAM DISTRICT-682030.**
- 3. THE TAHSILDAR,
KANAYANNUR, TALUK OFFICE, KANAYANNUR
ERNAKULAM DISTRICT-682011.**
- 4. THE VILLAGE OFFICER,
ELAMKULAM VILLAGE, KOCHI-682020.**

R BY GOVERNMENT PLEADER SRI.K.C. VINCENT

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
01-04-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 COPY OF THE CERTIFICATE ISSUED BY THE 4TH RESPONDENT
DATED 03.6.2003**
- EXT.P2 COPY OF THE APPLICATION DATED 15.3.2006 SUBMITTED BY THE
PETITIONER**
- EXT.P3 COPY OF THE ORDER DATED 16.12.2009 ISSUED BY THE
TAHSILDAR,KANAYANNUR**
- EXT.P4 COPY OF THE RELATIONSHIP CERTIFICATE DATED 21.7.2010
ISSUED BY THE VILLAGE OFFICER,ELAMKULAM**
- EXT.P5 COPY OF THE POSSESSION CERTIFICATE DATED 29.7.2010 ISSUED
BY THE 4TH RESPONDENT**
- EXT.P6 COPY OF THE LOCATION CERTIFICATE OF THE 2.70 ACRES OF
LAND IN SY.NO.900/44,47.57.67 OF ELAMKULAM VILLAGE DATED
29.7.2010 ISSUED BY THE 4TH RESPONDENT**
- EXT.P7 COPY OF THE LAND TAX RECEIPT DATED 12.7.2010**
- EXT.P8 COPY OF THE PROPERTY TAX RECEIPT DATED 22.04.2014**
- EXT.P9 COPY OF THE REPRESENTATION ALONG WITH THE REPORT OF
THE VILLAGE OFFICER,ELAMKULAM.'**

RESPONDENT(S)' EXHIBITS

NIL

TRUE COPY

P.A TO JUDGE

SMM

P.R. RAMACHANDRA MENON,J

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W.P.(C) No.8704 OF 2015

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Dated this the 1st day of April, 2015.

J U D G M E N T

The petitioner has approached this Court with the following prayers:

- i) Issue a writ of mandamus or other appropriate writ, order or direction commanding the respondents to issue certified copy of the Patta of 2.70 Ares of land comprised in Sy.No.900/44, 47, 57, 67 of Elamkulam Village, for which Patta had been issued to Chirayathara Nallakan Acuthan as per File No.B-9480/80 of Kanayannur Tahsildar without any further delay;
- ii) pass any other order this Hon'ble Court deems fit and proper in the facts and circumstances of the case.

2. Heard the learned Counsel appearing for the petitioner and the learned Government Pleader as well.

3. After hearing both the sides and considering the nature of grievance projected by the petitioner, this Court does not find it necessary to deal with the merits of the case.

The writ petition is disposed of directing the third respondent to consider and pass appropriate orders on

Ext.P9 also in the light of the report of the village officer. The above proceedings shall be finalised in accordance with law after giving an opportunity of hearing to the petitioner, which shall be done at the earliest, at any rate, within a period of two months from the date of receipt of a copy of this judgment. The petitioner shall produce a copy of this judgment along with a copy of this writ petition before the third respondent for further steps.

**P.R. RAMACHANDRA MENON,
JUDGE**

smm

