

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

MONDAY, THE 23RD DAY OF MARCH 2015/2ND CHAITHRA, 1937

WP(C).No. 9178 of 2015 (V)

PETITIONER(S):

**K.N.GOPI AGED 62 YEARS, S/O.NARAYANAN.
KUDILINGAL CHIRAYIL, NEEDUR, KOTTAYAM DISTRICT.**

**BY ADVS.SRI.M.V.THAMBAN
SRI.R.REJI
SMT.THARA THAMBAN
SRI.B.BIPIN
SRI.ARUN BOSE**

RESPONDENT(S):

- 1. STATE OF KERALA
REPRESENTED BY THE SECRETARY TO THE
GOVERNMENT
DEPARTMENT OF AGRICULTURE
GOVERNMENT SECRETARIAT , THIRUVANANTHAPURAM
PIN -695 001.**
- 2. THE DISTRICT COLLECTOR,
COLLECTORATE (PO), KOTTAYAM, PIN-686 002.**
- 3. THE REVENUE DIVISIONAL OFFICER
KOTTAYAM, PIN-686 001.**
- 4. THE VILLAGE OFFICER
ONAMTHURUTHU, KOTTAYAM, PIN-686 602.**

R BY GOVERNMENT PLEADER SMT. K.C.VINCENT

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-03-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

AD/

WP(C).No. 9178 of 2015 (V)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1 - TRUE COPY OF THE EXTRACT OF THE REVISION PETITION DATED 12-03-2015 BEFORE THE 1ST RESPONDENT.

EXHIBIT P2 - TRUE COPY OF THE STAY PETITION DATED 12-03-2015

EXHIBIT P3 - TRUE COPY OF THE NOTICE DATED 17-09-2014

**EXHIBIT P4 - TRUE COPY OF THE OBJECTION FILED BY THE PETITIONER
DATED 14-01-2015**

**EXHIBIT P5 - TRUE COPY OF THE ORDER DATED 25-1-2015 BEARING
NO.E-9-1278/2014**

EXHIBIT P6 - TRUE COPY OF THE ENCUMBRANCE CERTIFICATE DATED 23-02-2015

**EXHIBIT P7 - TRUE COPY OF THE REPLY DATED 08-01-2015 UNDER THE RIGHT TO
INFORMATION ACT, 2005.**

**EXHIBIT P8 - TRUE COPY OF THE BASIC TAX REGISTER OF ONAMTHURUTHU
VILLAGE, BLOCK NO.2**

**EXHIBIT P9 - TRUE COPY OF THE CERTIFICATE ISSUED BY THE AGRICULTURAL
OFFICER DATED 10-08-2011**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A. TO JUDGE

AD/

P.R. RAMACHANDRA MENON, J.

.....
W.P.(C)No.9178 OF 2015
.....

Dated this the 23rd March, 2015

J U D G M E N T

Being aggrieved of the order passed by the second respondent/District Collector, invoking the power and procedure under Section 13 of the Act 28 of 2008, whereby restoration of the property was ordered, the petitioner has filed Revision Petition before the first respondent/State under Section 28 of the Act. The prayer is to cause the same to be considered and disposed of within a reasonable time.

2. Heard the learned Government Pleader as well.

3. Considering the limited nature of relief sought for, this Court does not find it necessary to go in to the merits of the case. Accordingly , the writ petition is disposed of directing the first respondent/State to consider and dispose of the revision petition filed by the petitioner, at the earliest, at any rate, within three months from the date of receipt of a copy of this judgment. The petitioner shall produce a copy of the judgment along with a copy of the writ petition before the first respondent

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for further steps. 'Status quo' as on date shall be continued till such time.

**P.R.RAMACHANDRA MENON
JUDGE**

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