

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 4TH DAY OF SEPTEMBER 2015/13RD BHADRA, 1937

WP(C).No. 12269 of 2015 (G)

PETITIONER:

**M.K.SALIM,
MUNDETH THEKKETHIL HOUSE,
WEST VENGOLA P.O., ERNAKULAM.**

**BY ADVS.SMT.K.P.SANTHI
SRI.R.JAYAKRISHNAN (MUTHUKULAM)
SRI.RILGIN V.GEORGE
SMT.E.U.DHANYA**

RESPONDENT(S):

- 1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT,
REVENUE DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM-695 001.**
- 2. THE DISTRICT COLLECTOR,
CIVIL STATION, KAKKANAD - 682 030.**

BY GOVERNMENT PLEADER SMT. C.K.SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 04-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

WP(C).No. 12269 of 2015 (G)

APPENDIX

PETITIONER(S)' EXHIBITS:

- EXT.P1. TRUE COPY OF THE AFFIDAVIT DATED 18/3/2013 AFFIRMED BY
SRI.JOHNY ALONG WITH SKETCH OF THE PEROPERTY.**
- EXT.P2. TRUE COPY OF THE PATTAYAM DATED 14/11/1961 ISSUED TO
SRI.PAILEY VARKEY.**
- EXT.P3. TRUE COPY OF THE REPORT NO.C4-6007 DATED 24/7/2013 OF THE
TAHSILDAR, MOOVATTUPUZHA.**
- EXT.P4. TRUE COPY OF THE NOTICE DATED 11/3/2015 AND THE HEARING
NOTE.**

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

mbr/

A.MUHAMED MUSTAQUE, J.

W.P.(C)No.12269 of 2015

Dated this the 4th day of September, 2015.

J U D G M E N T

The petitioner has approached the 2nd respondent to issue No Objection Certificate to enable the petitioner to shift the magazine shed.

2. The Tahsildar in fact as per Ext.P3 had recommended for shifting. This Court is of the view that, in the light of Ext.P3, a proper decision shall be taken by the District Collector-the 2nd respondent in the matter, within a period of 3 months of receipt of copy of this judgment.

Sd/-

**A.MUHAMED MUSTAQUE,
Judge.**

ami/

//True copy//

P.A.to Judge