

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 12TH DAY OF MAY 2015/22ND VAISAKHA, 1937

WP(C).No. 13849 of 2015 (E)

PETITIONER(S) :

**GANGADHARAN,
S/O.VELUKUTTY, KADARATH HOUSE, KANDANKODE,
THRISSUR DISTRICT (REGISTERED OWNER OF AN EXCAVATOR/JCB
BEARING REGISTRATION NO. KL-40 A/374.**

BY ADV. SRI.BABU S. NAIR

RESPONDENT(S) :

- 1. THE DISTRICT COLLECTOR,
THRISSUR, PIN-678 001.**
- 2. THE ADDITIONAL SUB INSPECTOR OF POLICE,
CHERUTHURUTHI POLICE STATION,
THRISSUR DISTRICT, PIN-679 531.**

BY SR.GOVERNMENT PLEADER SRI.M.MOHAMMED SHAFI

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Msd.

WP(C).No. 13849 of 2015 (E)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1: TRUE COPY OF THE SEIZURE MAHAZAR PREPARED BY
THE 2ND RESPONDENT DATED 09-04-2015.**

**EXHIBIT P2: TRUE COPY OF THE REPORT OF THE AGRICULTURAL OFFICER,
KRISHI BHAVAN VALLATHOLE NAGAR DATED 13-04-2015.**

**EXHIBIT P3: TRUE COPY OF THE MINUTES OF THE LOCAL LEVEL MONITORING
COMMITTEE OF VALLATHOLE NAGAR DATED 10-04-2015.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.13849 of 2015

Dated this the 12th day of May, 2015

JUDGMENT

Petitioner is the registered owner of an Excavator/JCB bearing registration No.KL-40A/374, has been seized by the respondents. The mahazar, *prima facie*, indicate that the land in question is not a 'paddy land'.

Considering the facts and circumstances, there shall be a direction to the competent among respondents to release the petitioner's Excavator/JCB bearing registration No.KL-14-A-374 on executing a simple bond.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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