

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. 14285 of 2015 (I)

PETITIONERS :-

1. C.SANKARAN LEKSHMANAN, AGED 78 YEARS
S/O.SANKARAN, BINDHU BHAVAN, MIDAPPALLY
EDAPPALLYKOTTA P.O., CHAVARA, KOLLAM.
2. C.JAYALATHA DEVI, AGED 69 YEARS
W/O.C.SANKARAN LEKSHMANAN,
BINDHU BHAVAN, MIDAPPALLY
EDAPPALLYKOTTA P.O., CHAVARA, KOLLAM.

BY ADVS.SRI.R.T.PRADEEP
SRI.P.BIJIMON

RESPONDENTS :-

1. STATE OF KERALA
REPRESENTED BY CHIEF SECRETARY, SECRETARIAT
THIRUVANANTHAPURAM - 695 001.
2. SECRETARY TO LAND REVENUE
SECRETARIAT, THIRUVANANTHAPURAM - 695 001.
3. DISTRICT COLLECTOR
COLLECTORATE, KOLLAM - 691 001.
4. SPECIAL TAHSILDAR (LAND ACQUISITION)
COLLECTORATE, KOLLAM - 691 001.
5. HINDUSTAN PETROLEUM CORPORATION LIMITED (HPCL)
REPRESENTED BY ITS REGIONAL MANAGER, REGIONAL OFFICE
ERNAKULAM - 682 018.

R5 BY SRI.M.GOPIKRISHNAN NAMBIAR, SC
R1 TO R4 BY GOVERNMENT PLEADER SRI.A.MOHAMED SAVAD

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

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXHIBIT P1. THE COPY OF THE SALE DEED NO.1880 DATED 13.05.1978
EXECUTED IN FAVOUR OF THE 2ND PETITIONER.

EXHIBIT P2. THE COPY OF AWARD DATED 23.06.2004 IN LAR NO.37/95 OF
ADDL. SUB COURT, KOLLAM.

EXHIBIT P3. THE COPY OF AWARD DATED 23.06.2004 IN LAR NO.40/95 OF
ADDL. SUB COURT, KOLLAM.

EXHIBIT P4. THE COPY OF DRAFT AGREEMENT DATED 26.06.1991 ENTERED
INTO BETWEEN THE 3RD AND 5TH RESPONDENTS.

EXHIBIT P5. THE COPY OF REPRESENTATION DATED 08.12.2014 MOVED TO
THE 3RD RESPONDENT BY THE PETITIONERS.

EXHIBIT P6. THE COPY OF ACKNOWLEDGEMENT CARD RETURNED TO THE
PETITIONERS.

EXHIBIT P7. THE COPY OF REPRESENTATION DATED 08.12.2014 SENT TO
5TH RESPONDENT.

EXHIBIT P8. THE COPY OF COMMUNICATION DATED 15.12.2014 BETWEEN
THE 3RD AND 4TH RESPONDENTS WHICH WAS SERVED ON THE PETITIONERS.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

A. MUHAMED MUSTAQUE, J.

W.P.(C) No.14285 of 2015

Dated this the 12th day of May 2015

J U D G M E N T

The petitioners approached the third respondent for return of land acquired by the Government of Kerala at the requisition of Hindustan Petroleum Corporation Limited (HPCL). Ext.P2 is the representation made by the petitioners, which is pending.

2. In view of the pendency of Ext.P5 representation submitted by the petitioners, there shall be a direction to the third respondent to consider Ext.P5, after notice to the petitioners and HPCL, within a period of three months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE

Jvt