

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. 14442 of 2015 (E)

PETITIONER:

1. MARY VARKEY, AGED 70 YEARS,
W/O.ABRAHAM, THAZHATHURUTHIL, KALAYANTHANI P O,
ALAKKOD VILLAGE, THODUPUZHA TALUK, IDUKKI DISTRICT.
2. ABRAHAM VARKEY, AGED 75 YEARS,
S/O.VARKEY, THAZHATHURUTHIL, KALAYANTHANI P O
ALAKKOD VILLAGE, THODUPUZHA TALUK, IDUKKI DISTRICT.

BY ADV. SRI.K.S.DHANESH KUMAR

RESPONDENT:

**REVENUE DIVISIONAL OFFICER (R.D.O),
IDUKKI, IDUKKI DISTRICT-685588.**

BY SENIOR GOVERNMENT PLEADER SRI.MOHAMMED SHAFFI.M.

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

PJ

APPENDIX

PETITIONER(S)' EXHIBITS

- P1:- TRUE COPY OF THE TAX RECEIPT DTD 12/5/2014 ISSUED BY THE ALAKKODE VILLAGE OFFICER**
- P2:- TRUE COPY OF THE POSSESSION CERTIFICATE DTD 16/12/2014 ISSUED BY THE ALAKKODE VILLAGE OFFICER**
- P3:- TRUE COPY OF THE THADAPPER REGISTER ISSUED BY THE VILLAGE OFFICER, ALAKKODE VILLAGE DTD 27/12/2014**
- P4:- TRUE COPY OF THE RELEVANT PAGES OF DRAFT DATA BANK OF ALAKKODE VILLAGE ISSUED BY THE VILLAGE OFFICER, ALAKODE VILLAGE**
- P5:- TRUE COPY OF THE APPLICATION DTD 1/4/2015 SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENT UNDER THE PROVISIONS OF THE KERALA LAND UTILIZATION ORDER 1967**

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.14442 of 2015
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Dated this the 12th day of May, 2015

JUDGMENT

Petitioners are the owners of property having a total extent of 120.46 Ares comprised 25.46 Ares in Block No.31, Re.Sy.No.173/2 and 94 Ares situated in Block No.31, Re.SY.No.173/1 of Alakkode Village, Thodupuzha Taluk, Idukki District. Petitioners submit that these properties are not included in the Data Bank and classified as paddy or wet land. Therefore, petitioners approached the Revenue Divisional Officer in terms of clause (6) of the Kerala Land Utilization Order, 1967 seeking permission to utilize the land for other purposes.

2. In that view of the matter, after verifying the nature of the land from the Agricultural Officer, Revenue Divisional Officer, Idukki shall consider Ext.P5 application after issuing notice to the petitioners within a period of two months from the date of receipt of a copy of this judgment.

The Writ Petition is disposed of. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.

Sbna/13/05/15