

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC
&
THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

FRIDAY, THE 20TH DAY OF FEBRUARY 2015/1ST PHALGUNA, 1936

WP(C).No. 19751 of 2012 (T)

PETITIONER(S):

PARIYARAM SERVICE CO-OP. BANK LTD NO.593
PARIYARAM - 680 721, THRISSUR
REPRESENTED BY ITS SECRETARY.

BY ADV. SRI.P.C.SASIDHARAN

RESPONDENT(S):

1. THE COMMISSIONER OF LAND REVENUE,
OFFICE OF THE LAND REVENUE
COMMISSIONERATE, THIRUVANANTHAPURAM. 695001.
2. THE DISTRICT REGISTRAR (GENERAL)
OFFICE OF THE DISTRICT REGISTRAR
THRISSUR (DISTRICT COLLECTOR, THRISSUR) 680001.
3. THE SUB REGISTRAR
OFFICE OF THE SUB REGISTRAR, CHALAKKUDY, THRISSUR.680307.

R BY SR GOVT PLEADER SRI.M.K.ABOOBACKER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20-02-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WPC.19751/12

PETITIONER(S) EXHIBITS

EXHIBIT-P1 - TRUE COPY OF THE SALE DEED (SUBMITTED IN WHITE PAPER)

EXHIBIT-P1(A) - TRUE COPY OF THE SALE DEED (SUBMITTED IN WHITE PAPER)

EXHIBIT-P1(B) - TRUE COPY OF THE SALE DEED (SUBMITTED IN WHITE PAPER)

EXHIBIT-P1(C) - TRUE COPY OF THE SALE DEED (SUBMITTED IN WHITE PAPER)

EXHIBIT-P1(D) - TRUE COPY OF THE SALE DEED (SUBMITTED IN WHITE PAPER)

EXHIBIT-P2 - TRUE COPY OF THE G.O.(MS) 795/1960/AGRL. DATED 8-10-1960

EXHIBIT-P3 - TRUE COPY OF THE ORDER ISSUED BY THE GOVERNMENT DATED 1-10-1996.

EXHIBIT-P4 - TRUE COPY OF THE ORDER ISSUED BY THE 2ND RESPONDENT DATED 13-10-2011

EXHIBIT-P5 - TRUE COPY OF THE CLARIFICATION LETTER GIVEN BY THE 1ST RESPONDENT DATED 29-8-2011

EXHIBIT-P6 - TRUE COPY OF THE JUDGMENT IN WPC.NO.29908 OF 2011

EXHIBIT-P7 - TRUE COPY OF THE NOTES OF SUBMISSION MADE ON BEHALF OF THE BANK.

EXHIBIT-P8 - TRUE COPY OF THE ORDER ISSUED BY THE LAND REVENUE COMMISSION DATED 11-6-2012, RECEIVED ONLY ON 11-8-2012

EXHIBIT-P9 - TRUE COPY OF THE JUDGMENT IN WPC.20164/2010 AND CONNECTED CASES.

/True copy/

PS to Judge

ANTONY DOMINIC & ALEXANDER THOMAS, JJ.

W.P(C).No.19751 of 2012

Dated this the 20th day of February, 2015

JUDGMENT

Antony Dominic, J.

The issue raised in this writ petition is covered by the order of the Full Bench of this Court in Sub Registrar, Palakkad v. Kerala State Co-operative Consumers Federation Limited, Kochi [2015 (1) KHC 17]. Therefore, the writ petition is disposed of clarifying that in case, in the light of the principles laid down in the aforesaid order, the petitioner is eligible for any refund, it would be open for them to claim refund and the said claim will be considered by the concerned authority in accordance with law.

Sd/-
ANTONY DOMINIC, Judge.

Sd/-
ALEXANDER THOMAS, Judge.

k kb.