

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 28TH DAY OF JULY 2015/6TH SRAVANA, 1937

WP(C).No. 16121 of 2015 (M)

PETITIONER(S) :

**PETER JOLLY, AGED 38 YEARS,
S/O.AP.JOHN, AMBALATHINGAL HOUSE, UDAYAMPEROOR P.O,
MANAKUNNAM VILLAGE, ERNAKULAM DISTRICT- 682 307.**

BY ADV. SRI.A.HAROON RASHEED

RESPONDENT(S):

- 1. THE DISTRICT COLLECTOR,
ERNAKULAM, CIVIL LANE, KAKKANAD,
ERNAKULAM, PIN- 682 030.**
- 2. THE DEPUTY TAHASILDAR (REVENUE RECOVERY),
KANAYANNUR TALUK, ERNAKULAM DISTRICT- 682 011.**
- 3. THE VILLAGE OFICER
MANAKUNNAM VILLAGE, UDAYAMPEROOR,
ERNAKULAM DISTRICT- 682 307.**
- 4. THE MANAGER,
NEW INDIA ASSURANCE CO. LTD.,
D.O.KOTTAKKAL ARYA VAIDYASALA BUILDING, M.G.ROAD,
ERNAKULAM- 682 016.**

**R1 TO R3 BY GOVERNMENT PLEADER SMT.M.T.SHEEBA
R4 BY ADVS. SRI.KKM.SHERIF
SRI.LAL K.JOSEPH
SRI.A.A.ZIYAD RAHMAN
SRI.N.S.NAJEEB**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 28-07-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

WP(C).No. 16121 of 2015 (M)

APPENDIX

PETITIONER(S)' EXHIBITS :

**EXHIBIT P1: THE TRUE COPY OF THE REVENUE RECOVERY NOTICE
DATED 12.03.2015.**

RESPONDENT(S)' ANNEXURES :

ANNEXURE R2(A): A TRUE COPY OF THE APPLICATION DATED 19.03.2014.

**ANNEXURE R2(B): A TRUE COPY OF THE INCOME CERTIFICATE
DATED 19.03.2015.**

ANNEXURE R2(C): A TRUE COPY OF THE DECLARATION.

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.16121 of 2015

Dated this the 28th day of July, 2015

JUDGMENT

The petitioner has approached this Court challenging revenue recovery proceedings initiated to recover the amount awarded by the Motor Accidents Claims Tribunal, Ernakulam. There is no dispute that the petitioner has not challenged the liability.

2. The petitioner submits that he has no means to pay the liability. The petitioner now prays that he may be given an instalment facility to discharge the liability

3. This Court obtained a report from the Tahsildar regarding income of the petitioner. It is reported that the petitioner has declared his annual income of Rs.2,40,000/- for the purpose of obtaining a loan from the Bank.

Considering the plea as above, the petitioner is permitted to discharge the entire liability in twenty monthly instalments starting from 20.8.2015 onwards. If the petitioner commits default in remitting anyone of the instalments, the respondents are free to proceed against the petitioner in accordance with law.

This writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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