

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN**

**FRIDAY, THE 5TH DAY OF JUNE 2015/15TH JYAISHTA, 1937**

**WP(C).No. 16803 of 2015 (A)**  
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**PETITIONER(S):**  
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**POLY JOSEPH, AGED 68 YEARS,  
S/O.JOSEPH, PULIKODAN HOUSE, KORATTY PO,  
THRISSUR 680 308.**

**BY ADVS.SRI.AVANEESH KOYIKKARA  
SRI.LINDONS C.DAVIS**

**RESPONDENT(S):**  
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- 1. STATE OF KERALA,  
REPRESENTED BY SECRETARY TO GOVERNMENT,  
DEPARTMENT OF AGRICULTURE, SECRETARIAT,  
THIRUVANANTHAPURAM 695001.**
- 2. LOCAL LEVEL MONITORING COMMITTEE,  
REPRESENTED BY ITS CONVENER, AGRICULTURAL OFFICER,  
KRISHI BHAVAN, ANGAMALY 683 572.**
- 3. AGRICULTURAL OFFICER,  
KRISHI BHAVAN, ANGAMALY 683 572.**

**BY GOVERNMENT PLEADER SMT.C.K.SHERIN**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 05-06-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**PJ**

**WP(C).No. 16803 of 2015 (A)**  
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**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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**P1- TRUE COPY OF LETTER DATED 11.12.2014 ALONG WITH RELEVANT PAGE OF  
DRAFT DATA BANK REGISTER ISSUED BY THE 3RD RESPONDENT**

**P2- TRUE COPY OF APPLICATION DATED 4.12.2014 SUBMITTED BY THE  
PETITIONER BEFORE THE 2ND RESPONDENT**

**RESPONDENT(S)' EXHIBITS**  
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**NIL.**

**/ TRUE COPY /**

**P.S. TO JUDGE**

**PJ**

**K. VINOD CHANDRAN, J.**

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**W.P(C). No.16803 of 2015**  
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**Dated this the 5<sup>th</sup> day of June, 2015.**

**JUDGMENT**

The petitioner is the absolute owner in possession of property having an extent of 18.23 Ares comprised in Block No.10, Resurvey No.427/9-2 and 413/10-2 of Angamali Village in Ernakulam District. The petitioner is aggrieved with the fact that the same has been wrongly included in the Data Bank prepared in terms of Kerala Conservation of Paddy Land and Wet Land Act, 2008 (for brevity, Act of 2008) as 'paddy land'. The petitioner contends that the land was reclaimed decades back before the commencement of the Act, 2008 and that the adjacent lands are not paddy lands. It is submitted that the grievance of the petitioner has already been projected by way of Ext.P2 before the 2<sup>nd</sup> respondent Local Level Monitoring Committee, which is stated to be pending consideration. The prayer is to cause the same to be considered and disposed of within a reasonable time in view of

the ruling rendered by a Division Bench of this Court in **Adani Infrastructure & Developers Pvt. Ltd. v. State of Kerala (2015 (1) KLT 651)**.

2. In such circumstances, if Ext.P2 is received in original, the same shall be considered, if necessary after conducting a site inspection and orders passed in accordance with law, as has been declared in the aforecited judgment. The orders shall be passed at any rate within three months from the date of production of the certified copy of this judgment.

The writ petition is disposed of.

Sd/-  
**K. VINOD CHANDRAN,**  
**JUDGE**

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