

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 8TH DAY OF SEPTEMBER 2015/17TH BHADRA, 1937

WP(C).No. 16890 of 2015 (I)

PETITIONER:

**ABDUL RAZAK, AGED 61 YEARS
S/O.MUHAMMED HAJI,
PERUMPADAPPIL HOUSE
NEDUMANGAD AMSOM DESOM,
MALAPPURAM DISTRICT
PIN 676 508**

BY ADV. SRI.C.M.MOHAMMED IQUABAL

RESPONDENTS:

- 1. THE STATE OF KERALA
REPRESENTED BY THE SECRETARY TO THE
GOVERNMENT DEPARTMENT
GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM, PIN 695 001**
 - 2. THE LAND REVENUE COMMISSIONER,
THIRUVANANTHAPURAM, PIN-695 001**
 - 3. THE REVENUE DIVISION OFFICER,
TIRUR, PIN 676 101**
 - 4. THE VILLAGE OFFICER,
NEDUVA VILLAGE, TIRUR TALUK, MALAPPURAM DISTRICT
PIN-676 505**
 - 5. PARAPPANANGADI GRAMA PANCHAYATH,
POST PARAPPANANGADI, MALAPPURAM DISTRICT
PIN-676 303, REPRESENTED BY ITS SECRETARY**
- R1 TO R4 BY SR. GOVERNMENT PLEADER SMT. ANITHA RAVINDRAN
R5 BY ADV. SRI.JAMSHEED HAFIZ**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
08-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 16890 of 2015 (I)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1 THE TRUE COPY OF THE POSSESSION CERTIFICATE NO 10924230
ISSUED BY NEDUVA VILLAGE OFFICE DATED 20-03-2015**

**EXHIBIT P1(a) THE TRUE COPY OF THE POSSESSION CERTIFICATE NO 10916373
ISSUED BY NEDUVA VILLAGE OFFICE DATED 20-03-2015**

**EXHIBIT P1(b) THE TRUE COPY OF THE POSSESSION CERTIFICATE NO 10913310
ISSUED BY NEDUVA VILLAGE OFFICE DATED 20-03-2015**

**EXHIBIT P2 THE TRUE COPY OF THE ORDER ISSUED BY THE 5TH
RESPONDENT GRAMA PANCHAYATH DATED 25-05-2015**

**EXHIBIT P3 THE TRUE COPY OF THE PHOTOGRAPH OF THE PROPERTY OF
THE PETITIONER**

**EXHIBIT P4 & P4(a) THE TRUE COPY OF THE NOTICE ISSUED BY THE 3RD
RESPONDENT DATED 11-06-2002**

**EXHIBIT P5 THE TRUE COPY OF THE ORDER DATED 10-06-2003 OF THE 2ND
RESPONDENT**

**EXHIBIT P6 THE TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT
DATED 14-12-1987**

**EXHIBIT P7 THE TRUE COPY OF THE APPLICATION SUBMITTED BY THE
PETITIONER DATED 16-07-2012**

RESPONDENT(S)' EXHIBITS::-NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 16890 OF 2015

Dated this the 8th day of September, 2015

JUDGMENT

Ext. P2 order declining building permit is impugned mainly on the ground that it was not preceded by a local inspection. The petitioner points out that all the surrounding lands have been converted as garden land and buildings constructed.

2. I quash Ext. P2 order and direct the fifth respondent Panchayath to reconsider the application for building permit put in by the petitioner. The same shall be done after a local inspection taking note of the attendant circumstances dehors the entry made in the Data Bank.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS

