

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

MONDAY, THE 6TH DAY OF JULY 2015/15TH ASHADHA, 1937

WP(C).No. 17107 of 2015 (K)

PETITIONER(S):

1. BINDU ANTONY, AGED 42 YEARS
D/O.PAULO ANTONY, PUTHENANGADY, THOTTAKATTUKARA
ALUVA VILLAGE, NOW RESIDING AT NEDUMBALLI HOUSE
KARUTHALA DESOM, CHERAI 683 514, KOCHI TALUK
ERNAKULAM DISTRICT
2. SHESHA ANTONY
D/O.LATE PAULO ANTONY, PUTHENANGADY, THOTTAKATTUKARA
ALUVA VILLAGE, NOW RESIDING AT APPAPARAMBIL HOUSE
ULIYANNUR 682 683, ALUVA WEST VILLAGE
3. MERCY ANTONY
D/O.LATE PAULO ANTONY, PUTHENANGADY, THOTTAKATTUKARA
ALUVA VILLAGE, NOW RESIDING AT KURISHINKAL HOUSE
KOCHI TALUK, PINCODE 682 507, ERNAKULAM DISTRICT
4. SEENA ANTONY
D/O.LATE PAULO ANTONY, PUTHENANGADY,
ALUVA VILLAGE, NOW RESIDING ATMALIYEKKAL HOUSE, CHERAI
P.O.683 514, KOCHI TALUK, ERNAKULAM DISTRICT
5. BIJU ANTONY
S/O. LATE PAULO ANTONY, PUTHENANGADY, THOTTAKATTUKARA
ALUVA VILLAGE, NOW RESIDING AT KOONAMMAVU, PARUR TALUK
ERNAKULAM DISTRICT

BY ADVS.SRI.K.S.BABU
SMT.N.SUDHA
SRI.K.S.GOPI
SRI.BABU SHANKAR
SRI.K.V.WINSTON

RESPONDENT(S):

1. STATE OF KERALA
REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT
SECRETARIAT, THIRUVANANTHAPURAM, PINCODE 695 001
2. THE SPECIAL TAHSILDAR (LA)
OFFICE OF THE SPECIAL DEPUTY COLLECTOR (LA), NHDP
CHEMBUKKAVU, THRISSUR DISTRICT 680 020

: 2 :

3. THE DEPUTY COLLECTOR
SLAO AND COMPETENT AUTHORITY
NHDP, UNIT NO.2, CHEMBUKKAVU
THRISSUR DISTRICT - 680 020
4. PROJECT DIRECTOR
NATIONAL HIGH WAY AUTHORITY INDIA
NHAI, PALAKKAD, PINCODE - 678 007.

R4 BY ADV. SRI.THOMAS ANTONY, STANDING COUNSEL
R BY GOVERNMENT PLEADER SRI.GIKKU JACOB.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
06-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1:THE TRUE PHOTOSTAT COPY OF THE PURCHASE CERTIFICATE DATED
25.03.1977 IN OA.NO.1613/76 ISSUED BY THE LAND TRIBUNAL, ANGAMALY
TO PAULO ANTONY

EXT.P2:THE TRUE PHOTOSTAT COPY OF THE POSSESSION CERTIFICATE
NO.1000/2015 DATED 27.05.2015 ISSUED BY THE VILLAGE OFFICE,
ALUVA WEST VILLAGE

EXT.P3:THE TRUE PHOTOSTAT COPY OF THE LAND TAX RECEIPT NO.4781188 DATED
28.05.215 ISSUED BY THE VILLAGE OFFICE, ALUVA WEST VILLAGE

EXT.P4:THE TRUE PHOTOSTAT COPY OF THE REPRESENTATION DATED 01.06.2015
SUBMITTED BY THE 1ST PETITIONER TO THE 2ND RESPONDENT

EXT.P5:THE TRUE PHOTOSTAT COPY OF THE RECEIPT OF ACKNOWLEDGEMENT
DATED 01.06.2015 ISSUED BY THE 2ND RESPONDENT TO THE 1ST
PETITIONER

EXT.P6:THE TRUE PHOTOSTAT COPY OF THE REPRESENTATION DATED 01.06.2015
SUBMITTED BY THE 1ST PETITIONER TO THE 4TH RESPONDENT

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No. 17107 of 2015

Dated this the 6th day of July, 2015

J U D G M E N T

The petitioners have already been paid compensation for 0.74 Ares of land acquired for the purpose of National Highway. The petitioners contend that the remaining extent of 0.11 Ares of land in their possession has been rendered useless by acquisition. The petitioners seek for acquiring the said extent of land also and them to be paid compensation accordingly.

2. Ext.P6 representation filed by the petitioners in this regard is pending with the fourth respondent. I direct the fourth respondent to consider Ext.P6 representation with notice to the petitioners. The needful shall be done within a period of one month from the date of production of a copy of this judgment.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.