

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 15TH DAY OF JUNE 2015/25TH JYAISHTA, 1937

WP(C).No.17834 of 2015 (D)

PETITIONER:

**NIZAR,AGED 42 YEARS,S/O.ABDUL AZEEZ,
THENGAZHIKAM (VAZHAVILA VEEDU),
KANNANALLUR P.O,PALLIMON VILLAGE,
KOLLAM DISTRICT.**

**BY ADVS.SRI.BINU GEORGE
SMT.HEMALATHA**

RESPONDENT'S:

- 1. SPECIAL DEPUTY TAHSILDAR (R.R),
THE K.S.F.E.LTD,KOLLAM-691 001.**
- 2. BRANCH MANAGER,
KERALA STATE FINANCIAL ENTERPRISES LTD,
KANNALLOOR BRANCH,KOLLAM-691001.**

**R1 & R2 BY SRI.V.N.SASIDHARAN, SC, KSFE.
SRI.ALEXANDER.C.V., SC, KSFE**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 15-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

pk

WP(C).No.17834 of 2015 (D)

APPENDIX

PETITIONER'S EXHIBITS:

**EXT.P1:A TRUE COPY OF CHITTY PASS BOOK OF CHITTAL NOS.30,31,33 AND 36
IN CHITTY NO.6/2011.**

**EXT.P2:A TRUE COPY OF RELEVANT PAGES OF PASS BOOK IN CHITTY
NO.6/2011.**

**EXT.P3:A TRUE COPY MEDICAL PRESCRIPTION DATED 25.3.2012 OF N.S.
HOSPITAL, KOLLAM.**

**EXT.P4:A TRUE COPY OF MEDICAL PRESCRIPTION DATED 2.4.2014 OF
MEDITRINA HOSPITAL, THRIUVANANHTAPURAM.**

EXT.P5:A TRUE COPY OF DEMAND NOTICES DATED 29.9.2014.

EXT.P5(a):A TRUE COPY OF DEMAND NOTICE DATED 29.9.2014.

EXT.P5(b):A TRUE COPY OF DEMAND NOTICE DATED 29.9.2014.

EXT.P6:A TRUE COPY OF DEMAND NOTICE DATED 6.11.2014.

**EXT.P7:A TRUE COPY OF DEMAND PRAYER TO ATTACHMENT OF LAND
DATED 6.11.2014.**

EXT.P8:A TRUE COPY OF RECEIPTS ISSUED BY 1ST RESPONDENT.

EXT.P9:A TRUE COPY OF ATTACHMENT NOTICE DATED 23.4.2015.

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

pk

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.17834 of 2015

Dated this the 15th day of June, 2015

J U D G M E N T

The petitioner has approached this Court challenging the revenue recovery proceedings initiated at the instance of the K.S.F.E. The liability is stated to be more than 18 lakhs. The petitioner's only prayer before this Court is to permit him to discharge the entire liability in equal monthly installments.

2. Heard the learned counsel for the petitioner as well as the learned Standing Counsel for the respondents.

3. Considering the facts and circumstances of the case, this writ petition is disposed of with the following directions :

1. The petitioner shall remit an amount of ₹2,00,000/- (Rupees Two lakhs only) on or before 29.06.2015.

2. If the petitioner remits the amount as directed above, the petitioner shall be permitted to discharge the balance amount in ten equal monthly installments starting from 20.07.2015 onwards. If the petitioner commits default in satisfying the initial deposit or remitting any one of the installments, the respondents are free to proceed with revenue recovery steps against the petitioner. To work out the above reliefs, all recovery proceedings shall be kept in abeyance.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.