

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 2ND DAY OF SEPTEMBER 2015/11TH BHADRA, 1937

WP(C).No. 19375 of 2015 (V)

PETITIONER :

**SHAMSUDEEN.M.A., AGED 65 YEARS,
S/O.ABDUL RAHMAN RAWTHER, NOOLUVELIL HOUSE
KOTTANGAL PO, KOTTANGAL, PATHANAMTHITTA DISTRICT
PIN 686 547.**

**BY ADVS.SRI.BABU CHERUKARA
SRI.ANZAR BASHEER**

RESPONDENTS :

**1. THE TAHSILDAR
MALLAPALLY TALUK, KOTTAYAM PIN 686 012.**

**2. THE VILLAGE OFFICER,
KOTTANGAL VILLAGE, PIN 686 547.**

R1 BY GOVERNMENT PLEADER SMT. C.K. SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 02-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

bp

WP(C).No. 19375 of 2015 (V)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1: TRUE PHOTOSTAT COPY OF THE DOCUMENT 2466/1994 OF MALLAPALLY
SUBREGISTRY.
- P2: TRUE PHOTOSTAT COPY OF THE APPLICATION FILED BY THE PETITIONER
BEFORE THE 1ST RESPONDENT
- P3: TRUE PHOTOSTAT COPY OF THE REPLY GIVEN TO THE PETITIONER BY
ADDITIONAL TAHSILDAR MALLAPALLY

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

A.MUHAMED MUSTAQUE, J.

W.P.(C)No.19375 of 2015

Dated this the 2nd day of September, 2015.

J U D G M E N T

The petitioner has approached this Court seeking a direction to effect mutation in respect of his property covered by Ext.P1.

2. On instruction, the learned Government Pleader submitted that on account of the mistake in the Survey number shown in Ext.P1, they are unable to carry out the mutation. It is further submitted that the petitioner is required to rectify the document to enable them to effect the mutation.

3. This Court is of the view that, essentially the question is related to the identity of the property. If there is no difficulty in identifying the property covered by Ext.P1, necessarily the transfer of the ownership shall be effected. However, if identify is not discernible, with the assistance of the Taluk Surveyor, the property shall be identified based on

the boundaries and other description in the schedule. Necessary expenses shall be born by the petitioner. Needful shall be done within a period of 2 months of receipt of copy of this judgment.

Sd/-
A.MUHAMED MUSTAQUE,
Judge.

ami/

//True copy//

P.A.to Judge