

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 30TH DAY OF JUNE 2015/9TH ASHADHA, 1937

WP(C).No. 19600 of 2015 (Y)

PETITIONER(S):

**E. SALIM,
S/O.ISMAIL PILLA, FIROZ MANZIL, TC 4/2637(1),
VYALIKADA, KOWDIAR P.O., THIRUVANANTHAPURAM - 695 003.**

**BY ADVS.SRI.N.SASI
SMT.T.M.BINITHA**

RESPONDENT(S):

- 1. DISTRICT REGISTRAR (GENERAL),
TRANSPORT BHAVAN, FORT P.O.,
THIRUVANANTHAPURAM, PIN 695 001.**
- 2. DEPUTY INSPECTOR GENERAL OF REGISTRATION,
VANCHIYOOR, THIRUVANANTHAPURAM - 695 035.**
- 3. THE DEPUTY TAHSILDAR (R.R),
THIRUVANANTHAPURAM, PIN - 695 001.**

BY GOVERNMENT PLEADER SMT.M.T.SHEEBA

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

msv/

WP(C).No. 19600 of 2015 (Y)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. TRUE COPY OF THE SALE DEED NO.1059/12 DATED 11.6.12.

**EXHIBIT P2. TRUE COPY OF THE SALE CERTIFICATE ISSUED BY THE RECOVERY
OFFICER, DEBT RECOVERY TRIBUNAL ERNAKULAM DATED 26.10.10 TO
MR.SALAVUDHEEN.**

EXHIBIT P3. TRUE COPY OF THE NOTICE IN FORM II DATED 21.7.14.

EXHIBIT P4. TRUE COPY OF THE FINAL ORDER DATED 30.7.14.

EXHIBIT P5. TRUE COPY OF THE COMPLAINT DATED 24.12.15.

EXHIBIT P6. TRUE COPY OF THE NOTICE IN FORM 10 DATED 29.4.15.

EXHIBIT P7. TRUE COPY OF THE DEMAND NOTICE IN FORM NO.1 DATED 29.4.15.

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.19600 of 2015

Dated this the 30th day of June, 2015

J U D G M E N T

The petitioner impugning revenue recovery proceedings approached this Court.

2. The revenue recovery proceedings were initiated against the petitioner based on the proceedings under Stamp Act on account of undervaluation of stamp duty payable to the instrument.

3. The petitioner submits that, he intends to prefer an appeal against the order passed under Section 45 of the Stamp Act. In that view of the matter, revenue recovery proceedings shall be deferred for a period of three months to work out alternate remedy before the District Court.

This writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.