

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

FRIDAY, THE 24TH DAY OF JULY 2015/2ND SRAVANA, 1937

WP(C).No. 19699 of 2015 (J)

PETITIONER(S):

1. **MARY XAVIER**
W/O.LATE XAVIER,
AGED 55 YEARS,
MANNAMPARAMBIL HOUSE,
MUPPAINADU AMSOM, KADALMADU DESOM, VYTHIRI TALUK,
WAYANAD DISTRICT.
2. **VINU XAVIER**
S/O.LATE XAVIER, AGED 31 YEARS,
MANNAMPARAMBIL HOUSE,
MUPPAINADU AMSOM, KADALMADU DESOM, VYTHIRI TALUK,
WAYANAD DISTRICT.
3. **MANU XAVIER**
S/O.LATE XAVIER,
AGED 24 YEARS, MANNAMPARAMBIL HOUSE
MUPPAINADU AMSOM, KADALMADU DESOM, VYTHIRI TALUK
WAYANAD DISTRICT.

BY ADV. SMT.CELINE JOSEPH
RESPONDENT(S):

1. **STATE OF KERALA,**
REPRESENTED BY THE SECRETARY TO GOVERNMENT,
REVENUE DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM-695 001.
2. **THE VILLAGE OFFICER,**
MUPPAINAD VILLAGE, VADUVANCHAL POST, VYTHIRI TALUK
WAYANAD DISTRICT, PIN-673 121.
3. **THE TAHSILDAR, VYTHIRI TALUK,**
WAYANAD DISTRICT-673 121.
4. **THE DISTRICT COLLECTOR**
WAYANAD DISTRICT-673 121.

BY GOVERNMENT PLEADER SMT.C.K.SHERIN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 24-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

P1 : TRUE COPY OF THE PURCHASE CERTIFICATE NO.23/78 DATED 4-2-1978 ISSUED BY THE LAND TRIBUNAL SULTHAN BATHERY.

P2 : TRUE COPY OF THE PURCHASE CERTIFICATE NO.4/79 DATED 5-1-1979 ISSUED BY THE LAND TRIBUNAL SULTHAN BATHERY.

P3 : TRUE COPY OF THE DOCUMENT NO.2214/90 OF THE SRO, KALPETTA DATED 26-6-1990.

P4 : TRUE COPY OF THE DOCUMENT NO.2216/90 DATED 25-6-1990 OF THE SRO, KALPETTA.

P5 : TRUE COPY OF THE DOCUMENT NO.1570/88 DATED 18-4-1988 OF THE SRO, KALPETTA.

P6 : TRUE COPY OF THE JUDGMENT DATED 21-3-1989 IN OS.NO.69/86 OF THE SUBORDINATE JUDGES COURT, SULTHAN BATHERY.

P7 : TRUE COPY OF THE ORDER DATED 27-9-2013 IN EA.NO.11/2013 IN EP.NO.32/2001 IN OS.NO.69/86.

P8 : TRUE COPY OF THE POWER OF ATTORNEY DATED 24-2-2012 EXECUTED BY V.K.RATNAMMA, V.K.SHOBHANA, V.K.PREMALATHA AND V.K.PRADEEP KUMAR IN FAVOUR OF SMT.V.K.GEETHA.

P9 : TRUE COPY OF THE JENMAM ASSIGNMENT DEED NO.399/2014 OF THE SRO, KALPETTA DATED 23-1-2014 EXECUTED IN FAVOUR OF THE 1ST PETITIONER.

P10 : TRUE COPY OF THE JENMAM ASSIGNMENT DEED NO.2515/2014 OF THE SRO, KALPETTA DATED 27-6-2014 EXECUTED IN FAVOUR OF THE PETITIONERS.

P11 : TRUE COPY OF THE JENMAM ASSIGNMENT DEED NO.2517/2014 OF THE SRO KALPETTA DATED 27-6-2014 EXECUTED IN FAVOUR OF THE 1ST PETITIONER.

P12 : TRUE COPY OF THE JENMAM ASSIGNMENT DEED NO.398/2014 OF THE SRO KALPETTA DATED 23-1-2014 EXECUTED IN FAVOUR OF THE 1ST AND 2ND PETITIONER.

P13 : TRUE COPY OF THE JENMAM ASSIGNMENT DEED NO.2518/2014 OF THE SRO KALPETTA DATED 27-6-2014 EXECUTED IN FAVOUR OF THE 1ST AND 2ND PETITIONER.

P14 : TRUE COPY OF THE JENMAM ASSIGNMENT DEED NO.397/2014 OF THE SRO KALPETTA DATED 23-1-2014 EXECUTED IN FAVOUR OF THE 1ST AND 2ND PETITIONER.

P15 : TRUE COPY OF THE LAND TAX FOR THE PERIOD OF 2014-2015.

**P16 : TRUE COPY OF THE DOCUMENT NO.3051 OF 2006 OF THE SRO, KALPETTA
DATED 27-10-2006.**

**P17 : TRUE COPY OF THE REPRESENTATION DATED 28-8-2014 FOR EFFECTING
MUTATION AND RECEIVING LAND TAX FOR THE PROPERTY ON 28-08-2014 BEFORE
THE 4TH RESPONDENT**

RESPONDENT(S)' EXHIBITS : NIL.

/TRUE COPY/

P.S.TO JUDGE

vmr.

K. VINOD CHANDRAN, J

W.P(C) No. 19699 of 2015

Dated this the 24th day of July, 2015

J U D G M E N T

The petitioners are aggrieved by the non-consideration of Ext.P17 by the 4th respondent. Ext.P17 is dated 28.08.2014. In such circumstance, the 4th respondent shall consider Ext.P17 and finalise the same within three months from the date of receipt a certified copy of this judgment.

Writ petition is disposed of.

Sd/-
(K. VINOD CHANDRAN, JUDGE)

jma

//true copy//

P.A to Judge