

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

WEDNESDAY, THE 15TH DAY OF JULY 2015/24TH ASHADHA, 1937

WP(C).No. 20564 of 2015 (U)

PETITIONER :

**GEETHA, W/O.RAJENDRAN, AGED 46 YEARS,
KORAPURATH HOUSE, THENKARA P.O.,
MANARKAD TALUK, PALAKKAD DISTRICT.**

BY ADV. SRI.JACOB SEBASTIAN

RESPONDENT(S):

- 1. THE LOCAL LEVEL MONITORING COMMITTEE FOR THENKARA PANCHAYAT,
PALAKKAD CONSTITUTED UNDER THE CONVERSATION OF PADDY AND
WETLAND ACT REPRESENTED BY ITS CONVENOR,
THE AGRICULTURAL OFFICER, THENKARA, PALAKKAD DISTRICT,
PIN: 678 761.**
- 2. THE VILLAGE OFFICER,
THENKARA II VILLAGE, PALAKKAD, PIN: 678 761.**

BY SR GOVERNMENT PLEADER SRI.BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 15-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

WP(C).No. 20564 of 2015 (U)

APPENDIX

PETITIONER(S)' EXHIBITS

**P1: A TRUE COPY OF THE BASIC TAX PAID RECEIPT DATED JUNE 5, 2015 ISSUED
BY THE SECOND RESPONDENT**

**P2: A TRUE COPY OF THE REPRESENTATION DATED JUNE 23, 2015 SUBMITTED
BY THE PETITIONER BEFORE THE FIRST RESPONDENT**

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO JUDGE

sts

K. VINOD CHANDRAN, J.

W.P.(C) No. 20564 of 2015 (U)

Dated this the 15th day of July, 2015

J U D G M E N T

The petitioner is the absolute owner in possession of 1.865 acres of land in Survey Nos.49/1 and 278/1 of Thenkara - II Village in Palakkad District. The petitioner is aggrieved with the fact that the same has been wrongly included in the Data Bank prepared in terms of Kerala Conservation of Paddy Land and Wet Land Act, 2008 (for brevity, Act of 2008) as 'nilam'. The petitioner contends that the land was reclaimed decades back before the commencement of the Act of 2008 and that the adjacent lands are not paddy lands. It is submitted that the grievance of the petitioner has already been projected by way of Ext.P2 before the 1st respondent Local Level Monitoring Committee, which is stated to be pending consideration. The prayer is to cause the same to be considered and disposed of within a reasonable time in tune with the ruling

rendered by a Division Bench of this Court in **Adani Infrastructure & Developers Pvt. Ltd. v. State of Kerala - (2015 (1) KLT 651)**.

2. In such circumstances, if Ext.P2 is received in original, the same shall be considered, if necessary after conducting a site inspection and orders passed in accordance with law, as has been declared in the aforecited judgment. The orders shall be passed at any rate within three months from the date of production of the certified copy of this judgment.

The writ petition is disposed of.

Sd/-
K.VINOD CHANDRAN,
JUDGE