

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

MONDAY, THE 13TH DAY OF JULY 2015/22ND ASHADHA, 1937

WP(C).No. 20868 of 2015 (G)

PETITIONER:

C.I. ROSILY, W/O. VARKICHAN,
EDASSERY HOUSE, ALUVA.

BY ADVS. SRI. N. N. SUGUNAPALAN (SR.)
SRI. S. SUJIN

RESPONDENTS:

1. SPECIAL TAHSILDAR (LA NO-2)
KOCHI METRO RAIL PROJECTS,
KAKKANAD, ERNAKULAM.
2. KOCHI METRO RAIL LTD. REPRESENTED BY
ITS MANAGING DIRECTOR, REGISTERED OFFICE,
8TH FLOOR, REVENUE TOWER,
PARK AVENUE, ERNAKULAM.
3. DISTRICT COLLECTOR
ERNAKULAM.
4. STATE OF KERALA REPRESENTED BY CHIEF SECRETARY
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

BY SPECIAL GOVERNMENT PLEADER SRI. TOM K. THOMAS
R BY SMT. M. U. VIJAYALAKSHMI, SC, KOCHI METRO RAIL LTD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13-07-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1 - TRUE COPY OF THE ORDER DATED 3.6.2015 IN IA NO.634/2015.
- EXHIBIT P2 - TRUE COPY OF THE AWARD NOTICE IN LAC.
- EXHIBIT P3 - TRUE COPY OF THE AWARD NOTICE IN LAC 131/2014.
- EXHIBIT P4 - TRUE COPY OF THE AWARD NOTICE DATED 5.6.2015.
- EXHIBIT P5 - TRUE COPY OF THE AWARD NOTICE 12.6.2015.

RESPONDENT(S)' EXHIBITS : NIL

/TRUE COPY/

P.A. TO JUDGE.

V. CHITAMBARESH, J

WP(C) NO. 20868 OF 2015

Dated this the 13th day of July, 2015

JUDGMENT

Exts. P4 and P5 awards passed after 01.01.2014 depict only a tentative assessment of the compensation due. The same would be subject to redetermination of compensation under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. Needless to say that the right of the petitioner to seek a reference under Section 64 of the Act would arise only after a fresh award is passed redetermining the compensation under the provisions of the Act.

There is no further grievance for the petitioner and the Writ Petition is disposed of.

**V. CHITAMBARESH
JUDGE**

ncd