

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 1ST DAY OF SEPTEMBER 2015/10TH BHADRA, 1937

WP(C).No. 26326 of 2015 (M)

PETITIONER(S):

**ANTONY K.R,
S/O RAPHAEL, KOLLAMPARAMBIL HOUSE, PERUMALPPADI,
MALIPPURAM POST, KOCHI-682511.**

BY ADV. SRI.DENIZEN KOMATH

RESPONDENT(S):

- 1. TAHZILDAR,
TALUK OFFICE, KOCHI-1.**
- 2. VILLAGE OFFICER,
ELAMKUNNAPUZHA VILLAGE, MALIPPURAM POST,
KOCHI-682510.**
- 3. ELAMKUNNAPUZHA GRAMA PANCHAYAT,
REPRESENTED BY ITS SECRETARY, MALIPPURAM POST,
KOCHI-682510.**
- 4. RADHA SUBRAN,
W/O SUBRAN, VALASSERY HOUSE, PERUMALPPADI,
VYPEEN-682511.**

BY GOVERNMENT PLEADER SRI.E.M.ABDUL KHADER

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 01-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

PJ

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1: TRUE PHOTOCOPYH OF THE JUDGMENT OF THIS HONOURABLE COURT IN WPC NO.32263/2014 DATED 3.1.2014.

EXHIBIT P2: TRUE PHOTOCOPY OF THE NOTICE ISSUED FROM THE OFFICE OF THE 1ST RESPONDENT, DATED 26.9.2014 REQUESTING THIS PETITIONER TO PRODUCE ALL RELEVANT RECORDS LEADING TO HIS CLAIM.

EXHIBIT P3: TRUE PHOTOCOPY OF THE DECISION REACHED OVER THIS PETITIONER'S CLAIM BY THE 1ST RESPONDENT DATED 4.10.2014.

EXHIBIT P4: TRUE PHOTOCOPY OF THE NOTICE ISSUED FROM THE OFFICE OF THE 1ST RESPONDENT, TO THE 3RD RESPONDENT VIDE REFERENCE NUMBER S6-13789/13 DATED 3.7.2015.

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A. MUHAMED MUSTAQUE, J.

.....
W.P.(C) No. 26326 of 2015 (M)

.....
Dated this the 1st day of September, 2015

JUDGMENT

The petitioner has approached this Court on account of non completion of the proceedings based on Exts.P3 and P4. The matter is relating to the rectification of mistake in showing the extent of land in the re-survey records by the revenue authorities.

2.The learned counsel for the petitioner submits that due to the said omission, the petitioner was allowed to remit land tax only for an extent of 5.189 cents, which is less by 2.086 cents as per records and also resulted in denying a pathway to the peril and prejudice of the petitioner.

3.Heard the learned Government Pleader as well.

4. In the light of the prayer urged in the writ petition, there shall be a direction to the 1st respondent to conclude the proceedings based on Exts.P3 and P4, with notice to the petitioner and any other affected persons, within a period of three months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE

AMV/02/09/