

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE**

**WEDNESDAY, THE 9TH DAY OF SEPTEMBER 2015/18TH BHADRA, 1937**

**WP(C).No. 27207 of 2015 (A)**  
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**PETITIONER :**  
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**SHIHABUDHEEN VALIYAPEEDIYEKKAL, AGED 40 YEARS,  
S/O.ABUNNI, VALIYAPEEDIYEKKAL HOUSE, VADAKKUMURI  
MALAPPURAM DISTRICT.**

**BY ADV. SRI.K.RAKESH**

**RESPONDENTS :**  
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- 1. THE DISTRICT LEVEL AUTHORIZED COMMITTEE,  
REPRESENTED BY THE REVENUE DIVISIONAL OFFICER,  
MALAPPURAM, PIN-676505.**
- 2. THE LOCAL LEVEL AUTHORIZED COMMITTEE  
REPRESENTED BY ITS CONVENER, AGRICULTURAL OFFICER  
OORNGATTIRI, MALAPPURAM DISTRICT, PIN-676505.**
- 3. THE REVENUE DIVISIONAL OFFICER  
PERINTHALMANNA, MALAPPURAM DISTRICT, PIN-679322.**

**BY SPL. GOVERNMENT PLEADER SRI. P.K. SOYUZ**

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

**bp**

**WP(C).No. 27207 of 2015 (A)**

**APPENDIX**

**PETITIONER'S EXHIBITS :**

- P1: COPY OF THE ORDE DT 20/8/2015 ISSUED BY THE SECRETARY, OORNGATTIRI GRAMA PANCHAYATH.**
- P2: COPY OF THE APPLICATIOND T 13/7/2015 SUBMITTED BY THE PETITIONER BEFORE THE R2.**
- P3: COPY OF THE PHOTOGRAPHS OF THE PROPERTY OF THE PETITIONER.**

**RESPONDENT'S EXHIBITS :**

**NIL.**

**//TRUE COPY//**

**P.A. TO JUDGE**

**bp**

**A.MUHAMED MUSTAQUE, J.**

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**W.P.(C)No.27207 of 2015**  
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**Dated this the 9<sup>th</sup> day of September, 2015.**

**J U D G M E N T**

The petitioner has approached the 3<sup>rd</sup> respondent under Clause 6 of Kerala Land Utilisation Order.

2. The petitioner's case is that the above land is a converted land much before the enactment of Act 28/2008.

3. In view of the claim of the petitioner, the case shall be considered under Clause 6 of the Keala Land Utilisation Order by the 3<sup>rd</sup> respondent, after verifying the draft Data Bank to find out whether the property of the petitioner is a paddy or wet land under Act 28/2008. If the property is not classified as above, necessarily the application of the petitioner shall be considered under Clause 6 of KLU Order for utilising other purpose. Needful shall be done within a period of 2 months of receipt of copy of this judgment, after giving notice to the petitioner.

Sd/-  
**A.MUHAMED MUSTAQUE,**  
**Judge.**

ami/

//True copy//

P.A.to Judge