

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 14TH DAY OF SEPTEMBER 2015/23RD BHADRA, 1937

WP(C).No. 27629 of 2015 (C)

PETITIONER(S) :

**AJI KURIAN, AGED 26 YEARS,
S/O.THOMAS KURIYAN, THEKKEDATHE PEEDIKAYIL HOUSE,
CHANGANGARI P.O, EDATHUA, ALAPPUZHA.**

**BY ADVS.SRI.R.ROHITH
SRI.SAYED MURTHALA THANGAL**

RESPONDENT(S) :

- 1. DISTRICT COLLECTOR,
COLELCTORATE, ALAPPUZHA- 688 001.**
- 2. SUB COLLECTOR,
COLLECTORATE, ALAPPUZHA- 688 001.**
- 3. VILLAGE OFFICER,
EDATHUA VILLAGE OFFICE, ALAPPUZHA- 688 001.**

BY GOVERNMENT PLEADER SMT.C.K.SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 14-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Msd.

WP(C).No. 27629 of 2015 (C)

APPENDIX

PETITIONER(S)' EXHIBITS :

**EXHIBIT P1: A TRUE COPY OF THE REPORT DATED 25.02.2015 SUBMITTED BY
THE 3RD RESPONDENT BEFORE THE 2ND RESPONDENT.**

**EXHIBIT P2: A TRUE COPY OF THE LETTER DATED 23.03.2015 ISSUED BY
THE 2ND RESPONDENT TO THE PETITIONER.**

**EXHIBIT P3: A TRUE COPY OF THE REPRESENTATION DATED 09.09.2015
SUBMITTED BEFORE THE 1ST RESPONDENT.**

RESPONDENT(S)' EXHIBITS :

NIL

//TRUE COPY//

PA.TO JUDGE.

Msd.

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.27629 of 2015

Dated this the 14th day of September, 2015

JUDGMENT

The petitioner approached the first respondent under Clause 6 of the Kerala Land Utilisation Order (for short, the “Order”). The petitioner claims that he is the owner in possession of the land comprised in Survey No.363/1-1 in Edathua Village. The petitioner submits that this land was converted much before the enactment of the Kerala Conservation of Paddy Land and Wet Land Act, 2008.

This Court is of the view that the petitioner’s application under Clause 6 of the Order shall be considered by the first respondent after verifying the data bank and also after obtaining a report from the Agriculatural Officer. Needful shall be done by the first respondent within a period of two months after issuing notice to the petitioner.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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