

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 15TH DAY OF SEPTEMBER 2015/24TH BHADRA, 1937

WP(C).No. 27819 of 2015 (B)

PETITIONER(S):

SAJITH K
S/O.KRISHNAN
AGED 25 YEARS
KUNNATH HOUSE, MANNIYAMKODE P.O
PUDIYANKAM P.O, ALATHUR VIA
PALAKKAD DISTRICT, PIN - 678 545

BY ADVS.SRI.BINOY VASUDEVAN
SMT.P.G.BABITHA

RESPONDENT(S):

1. THE ALATHUR GRAMA PANCHAYATH
ALATHUR P.O, PALAKKAD DISTRICT, PIN - 678 541
2. THE SECRETARY
ALATHUR GRAMA PANCHAYATH
ALATHUR P.O, PALAKKAD DISTRICT, PIN - 678 541

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 15-09-2015, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

W.P(C) NO.27819/2015

APPENDIX

PETITIONERS EXHIBITS

EXT.P1 TRUE COPY OF DOCUMENT NO.2468/2009 OF S.R.O ALATHUR
EXT.P2 - TRUE COPY OF THE POSSESSION CERTIFICATE DATED
6/8/2015 ISSUED BY THE VILLAGE OFFICER, ALATHUR
EXT.P3 - TRUE COPY OF THE LAND TAX RECEIPT ISSUED BY THE
VILLAGE OFFICER, ALATHUR
EXT.P4 - TRUE COPY OF THE RELEVANT PAGES OF THE DATA BANK
EXT.P5 - TRUE COPY OF THE ORDER DATED 20.08.2015 ISSUED BY
THE SECOND RESPONDENT.

RESPONDENTS EXHIBITS

NIL

TRUE COPY

SKS

P.A. TO JUDGE

V.CHITAMBARESH, J.

W.P(C)NO. 27819 OF 2015

Dated this the 15th day of September, 2015

JUDGMENT

The property of the petitioner has not been included in the Data Bank concededly. The mere fact that the property is described as 'Nilam' in the revenue records is not a reason for declining the building permit.

2. I quash Ext.P5 order rejecting the application put in by the petitioner for building permit.

3. The application for building permit shall be reconsidered afresh after local inspection of the property. The needful shall be done within a period of one month from the date of receipt of a copy of this judgment.

The writ petition is disposed of accordingly.

V.CHITAMBARESH, JUDGE