

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 18TH DAY OF SEPTEMBER 2015/27TH BHADRA, 1937

WP(C).No. 28396 of 2015 (Y)

PETITIONER:

**ZACARIAH, S/O.ABOOBACKER HAJI,
MANAKANAKATH HOUSE,
PUNNATHALA DESOM, TIRUR TALUK.**

**BY ADVS.SMT.K.P.SANTHI
SRI.R.JAYAKRISHNAN (MUTHUKULAM)
SRI.RILGIN V.GEORGE
SMT.E.U.DHANYA**

RESPONDENT(S):

- 1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT,
REVENUE DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM - 695 001.**
- 2. THE REVENUE DIVISIONAL OFFICER,
MOOVATTUPUZHA - 686 601.**

BY SPECIAL GOVERNMENT PLEADER SRI.P.K.SOYUZ

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 18-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

WP(C).No. 28396 of 2015 (Y)

APPENDIX

PETITIONERS' EXHIBITS:

EXT. P1 : TRUE COPY OF THE APPLICATION DATED 3.7.2015 SUBMITTED TO
2ND RESPONDENT.

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

mbr/

A.MUHAMED MUSTAQUE, J.

W.P.(C)No.28396 of 2015

Dated this the 18th day of September, 2015.

J U D G M E N T

The petitioner has approached the second 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 second 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 two months of receipt of copy of this judgment, after giving notice to the petitioner.

sd/-

A.MUHAMED MUSTAQUE,
Judge.

MBS/