

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 11TH DAY OF DECEMBER 2015/20TH AGRAHAYANA, 1937

WP(C).No. 28702 of 2015 (K)

PETITIONER :

**BETTY JINO, AGED 37 YEARS
W/O.JINO KURIAN, KUREEKATTIL HOUSE, MARANGOLE P.O.
KOTTAYAM.**

BY ADV. SRI.K.S.RAJEEV (ALUVA)

RESPONDENT(S) :

- 1. REVENUE DIVISIONAL OFFICER
CUM CHAIRMAN OF DISTRICT LEVEL AUTHORIZED COMMITTEE
KOTTAYAM DISTRICT-686612.**
- 2. AGRICULTURAL OFFICER
LOCAL LEVEL MONITORING COMMITTEE AND
CONVENER OF THE COMMITTEE
NJEEZHOOR, KOTTAYAM-686612.**
- 3. CHAIRMAN
LOCAL LEVEL MONITORING COMMITTEE, NJEEZHOOR
GRAMA PANCHAYATH, KOTTAYAM-686612.**
- 4. DISTRICT COLLECTOR
OFFICE OF THE DISTRICT COLLECTOR, CIVIL STATION
KOTTAYAM-686612.**
- 5. SECRETARY
NJEEZHOOR GRAMA PANCHAYATH, NJEEZHOOR P.O.
KOTTAYAM DISTRICT, PIN-686612.**

BY GOVT. PLEADER SRI. BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 11-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

WP(C).No. 28702 of 2015 (K)

APPENDIX

PETITIONER'S EXHIBITS :

EXT.P1 : COPY OF BUILDING PERMIT APPLICATION DATED 13.10.14.

EXT.P2 COPY OF INPUGNED ORDER DATED 13.3.15.

EXT.P3 TRUE COPIES OF PHOTOGRAPHS.

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

WP.(C) No.28702 of 2015

Dated this the 11th day of December, 2015

JUDGMENT

The petitioner's application for building permit has been rejected by the Panchayath stating that the land in question is included as paddy land in the draft data bank.

This Court is of the view that the Panchayath is justified in rejecting the application. However, the petitioner is at liberty to approach the Local Level Monitoring Committee for reclaiming ten cents of land for the purpose of construction of a residential building. If the petitioner approaches the Local Level Monitoring Committee, the Committee shall take a decision in this matter within two months and forward the recommendation to the District Level Authorised Committee. If such permission is granted, the Panchayath shall reconsider the application for building permit.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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