

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 19TH DAY OF OCTOBER 2015/27TH ASWINA, 1937

WP(C).No. 31348 of 2015 (P)

PETITIONER :

**V.K.MOHAMMED ASHRAF
S/O.MUHAMMED, AGED 55 YEARS
V.K.HOUSE, EDAYOOR P.O.
MALAPPURAM DISTRICT
PIN-676 554
DIRECTOR
ROSETTA BUILDERS AND DEVELOPERS PVT. LTD.,
F4, CHORUS, KOCHAR ROAD,
SHASTHAMANGALAM P.O.,
THIRUVANANTHAPURAM-695 010.**

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

RESPONDENT(S) :

**1. THE REGVENUE DIVISIONAL OFFICER
TIRUR-676 101.**

**2. THE VILLAGE OFFICER
VILLAGE OFFICE, VAZHAYOOR
MALAPPURAM DISTRICT-673 633.**

R1 & R2 BY GOVT. PLEADER SRI. P.K. SOYUZ

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

WP(C).No. 31348 of 2015 (P)

APPENDIX

PETITIONERS' EXHIBITS :

EXT. P1 : TRUE COPY OF DOCUMENT NO.401/2012 OF SRO, KONDOTTY.

**EXT. P2 : TRUE COPY OF THE PHOTOGRAPHS OF THE PETITIONER'S
PROPERTY.**

**EXT. P3 : TRUE COPY OF THE APPLICATION DT. 26-6-2015 SUBMITTED UNDER
CLAUSE 6(2) OF THE KERALA LAND UTILISATION ORDER, 1967.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

W.P(C).No.31348 of 2015

Dated this the 19th October, 2015

JUDGMENT

The petitioner approached the Revenue Divisional Officer by Exhibit P3 application to utilise the land situated in Re-Survey No.42/5 of Vazhayoor Village of Earnad Taluk for other purposes in terms of Clause 6 of the Kerala Land Utilisation Order.

This Court is of the view that the petitioner's application, Exhibit P3 shall be considered by the Revenue Divisional Officer, after verifying the nature of the status of the land in the Draft Data Bank. The Revenue Divisional Officer shall call for report from the Agricultural Officer and find out whether permission can be granted under Clause 6 of the Kerala Land Utilisation Order. Needful shall be done within two months from the date of receipt of a copy of this judgment, after issuing notice to the petitioner.

The Writ Petition is disposed of as above.

**A.MUHAMED MUSTAQUE
JUDGE**

vgs19/10/15