

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

TUESDAY, THE 8TH DAY OF DECEMBER 2015/17TH AGRAHAYANA, 1937

WP(C).No. 31439 of 2015 (D)

PETITIONER :

**KAVITHA K.P., AGED 37 YEARS,
W/O. DILEEP, POTTERAVEEDU,
KALLYASSERY, KANNUR-670301.**

BY ADV. SRI.I.DINESH MENON

RESPONDENT :

**SPECIAL DEPUTY TAHSILDAR
[REVENUE RECOVERY], KANNUR-670001.**

BY GOVERNMENT PLEADER SMT. R. RENJITH

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 08-12-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

bp

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT-P1: TRUE COPY OF THE NOTICE UNDER SECTION 7 WITH NO. 25552/15
DATED 17.9.2015.

EXHIBIT-P2: TRUE COPY OF THE NOTICE UNDER SECTION 7 WITH NO.25827/15
DATED 17.9.2015.

EXHIBIT-P3: TRUE COPY OF THE NOTICE UNDER SECTION 33 WITH NO.25552/15
DATED 17.9.2015.

EXHIBIT-P4: TRUE COPY OF THE NOTICE UNDER SECTION 33 WITH NO.25827/15
DATED 17.9.2015.

EXHIBIT-P5: TRUE COPY OF THE WARRANT IN STC 1196/2015.

EXHIBIT-P6: TRUE COPY OF THE WARRANT IN STC 1197/2015.

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A.TO JUDGE

bp

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C).NO.31439 OF 2015 (D)

Dated this the 8th day of December, 2015

J U D G M E N T

The petitioner in the writ petition has approached this Court aggrieved by the revenue recovery steps initiated against the petitioner for recovery of amounts that were directed to be paid under the Negotiable Instruments Act.

2. When the matter came up for admission, this Court had granted an interim stay of further proceedings pursuant to Ext.P6 for a period of six weeks on condition that the petitioner paid an amount of Rs.1,00,000/- to the respondents within a period of one month from 15.10.2015.

When the matter was taken up for orders today, it is submitted by the learned Government Pleader, on instructions, that the directions in the interim order dated 15.10.2015 have not been complied with by the petitioner. Under the said circumstances, I am of the view that the petitioner is not entitled to the discretionary relief

from this Court in these proceedings under Article 226 of the Constitution of India. The writ petition fails, and is accordingly dismissed.

A.K.JAYASANKARAN NAMBIAR
JUDGE

prp/9/12/15