

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 20TH DAY OF OCTOBER 2015/28TH ASWINA, 1937

WP(C).No. 32007 of 2015 (A)

PETITIONER :

**SIVADASAN.G., AGED 34 YEARS, S/O. GOPINATHAN,
KUNNUMPURATH PUTHEN VEEDU, EDAMULACKAL POST,
PANACHAVILA, ANCHAAL, KOLLAM DISTRICT - 691306.**

**BY ADVS.SRI.SEBASTIAN JOSEPH (KURISUMMOOTIL)
SMT.NITHYA SASI**

RESPONDENTS :

- 1. THE DISTRICT COLLECTOR, KOLLAM, PIN - 691001.**
- 2. REVENUE DIVISIONAL OFFICER, KOLLAM - 690001**
- 3. THE THAHAZILDAR, PUNALUR, KOLLAM DISTRICT-691305.**
- 4. THE VILLAGE OFFICER, EDAMULACKAL VILLAGE,
ANCHAL, KOLLAM - 691305.**
- 5. THE TALUK SURVEYOR, PUNALUR, KOLLAM DISTRICT-691305.**
- 6. L. CHACKO, S/O. LUKOSE, THAZHEPUTHENVEEDU, PANACHAVILA,
EDAMULACKAL POST, ANCHAL, KOLLAM - PIN - 691306.**

R1 TO R5 BY GOVERNMENT PLEADER SMT.C.K. SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

bp

APPENDIX

PETITIONER'S EXHIBITS :

- P1: COPY OF THE BTR REGISTER DESCRIBING SAID LAND AS PURAMBOKE' SARKAR VAKA' AND 'PATHWAY'.
- P2: COPY OF THE ORDER DT 30/3/2015 ISSUED BY THE OFFICE OF THE RDO, KOLLAM.
- P3: COPY OF THE JUDGMENT DT 18/3/2015 IN WPC 8524/15.
- P4: COPY F THE JUDGMENT IN WPC NO. 16300/2015.
- P5: COPY OF THE COMMUNICATION DT 7/9/2015 ISSUED BY THE R1.
- P6: COPY OF THE REPRESENTATION FILED BEFORE THE R1 ON 5/10/2015.
- P7: COPY OF THE ACKNOWLEDGMENT RECEIPT DT 5/10/2015.

RESPONDENT'S EXHIBITS : NIL.

//TRUE COPY//

P.A.TO JUDGE

A.MUHAMED MUSTAQUE, J.

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W.P.(C).No. 32007 of 2015

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Dated this the 20th day of October, 2015

J U D G M E N T

The petitioner approached this Court on account of inaction on the part of the revenue officials to take appropriate step based on Ext.P2.

2. By Ext.P2, the Revenue Divisional Officer directed the Tahsildar to evict illegal occupants of the 'sarkar puramboke'.

3. This Court is of the view that the third respondent shall ensure that Ext.P2 order is implemented in letter and spirit invoking power under the Land Conservancy Act within three months from the date of receipt of the copy of this judgment after issuing notice to all encroachers unless the Tahsildar is interdicted by any order of the competent court or higher authorities.

The writ petition is disposed of, as above.

sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE