

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 16TH DAY OF SEPTEMBER 2015/25TH BHADRA, 1937

WP(C).No. 38633 of 2010 (D)

PETITIONER:

**B.BHAGEERATHI AMMA,
W/O.LATE G.RAVINDRAKURUP, RAVI VILAS,
PULIYOORKONAM P.O., MADAVOOR PALLICKAL,
THIRUVANANTHAPURAM-695602.**

**BY ADVS.SRI.C.R.SIVAKUMAR
SMT.NIKHILA SOMAN
SMT.A.R.SINDHU**

RESPONDENT(S):

- 1. THE STATE OF KERALA, REPRESENTED BY
THE SECRETARY, AGRICULTURE (NCA) DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM-**
- 2. THE LAND REVENUE COMMISSIONER,
OFFICE OF THE LAND REVENUE COMMISSIONER,
MUSEUM JUNCTION, THIRUVANANTHAPURAM.**
- 3. THE REVENUE DIVISIONAL OFFICER,
REVENUE DIVISION OFFICE, EAST FORT,
THIRUVANANTHAPURAM-695023.**
- 4. THE TAHSILDAR, TALUK OFFICE,
CHIRAYINKEEZHU, THIRUVANANTHAPURAM-695034.**
- 5. THE VILLAGE OFFICER, VILLAGE OFFICE,
MADAVOOR, THIRUVANANTHAPURAM-695602.**
- 6. P.L.VIJAYAKUMAR, S/O.PEETHAMBARA KURUP,
LAKSHMI NIVAS, CHANGAYILKONAM P.O.,
PULIYOORKONAM P.O., THIRUVANANTHAPURAM-695604.**
- 7. BALAKRISHNA PILLAI, MAYA BHAVAN,
(MECHOOT VEEDU), PULIYOORKONAM P.O.
THIRUVANANTHAPURAM-695604.**
- 8. THE MADAVOOR GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
MADAVOOR P.O., PALLICKAL-KILIMANOR,
THIRUVANANTHAPURAM DISTRICT, PIN-695604.**

R1 TO R5 BY GOVT. PLEADER SRI.P.PADMALAYAN

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 16-09-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

APPENDIX

PETITIONERS' EXHIBITS:

- EXT. P1: THE ROUGH LOCATION SKETCH MAP OF THE SY.NO264/7.
- EXT. P2 : THE TRUE COPY OF THE ORDER DATED 14.10.05.
- EXT. P3 : THE TRUE COPY OF THE COUNTER AFFIDAVIT FILED BY THE
3RD RESPONDENT DATED 17.12.05.
- EXT. P4 : THE TRUE COPY OF THE JUDGMENT IN WP(C)NO.21651/05.
- EXT. P5 : THE TRUE COPY OF THE ORDER DATED 19.8.06.
- EXT. P6 : THE TRUE COPY OF THE ORDER DATED 7.12.06.
- EXT. P7 : THE TRUE COPY OF THE ORDER NO.LRA 4-364/07 DATED 5.1.07.
- EXT. P8 : THE TRUE COPY OF THE ORDER OF THE 2ND RESPONDENT
DATED 14.11.2007.
- EXT. P9 : THE TRUE COPY OF THE REVISION PETITION FILED BY THE
PETITIONER DATED 18.12.2007.
- EXT. P10 : THE TRUE COPY OF THE REVISION FILED BY THE 6TH RESPONDENT
DATED 2.6.08.
- EXT. P11: THE TRUE COPY OF THE INTIMATION LETTER DATED 1.1.2010.
- EXT. P12 : THE TRUE COPY OF THE ORDER DATED 15.11.2010 ISSUED BY THE
1ST RESPONDENT.
- EXT. P13 : THE TRUE COPY OF THE NOTICE ISSUED BY THE 3RD RESPONDENT
DATED 3.5.06.

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

mbr/

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.38633 of 2010

Dated this the 16th day of September, 2015

JUDGMENT

The petitioner, aggrieved by non-implementation of Ext.P12 order, has approached this Court.

2. By Ext.P12 order, certain directions were given to the 6th respondent to take measures to protect water channel and other paddy fields surrounding to his land. However, it is to be noted that no date was fixed in Ext.P12 order by the Government. The petitioner, therefore, seeks a direction to the first respondent to ensure the implementation of Ext.P12 order in a time bound manner.

This Court is of the view, appropriate decision shall be taken by the first respondent to implement Ext.P12 order in the time bound manner. Needful shall be done within two months from the date of receipt of a copy of this judgment by the first respondent to implement Ext.P12 order by the 6th respondent or any other person who are bound to implement the same.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE