

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

THURSDAY, THE 17TH DAY OF DECEMBER 2015/26TH AGRAHAYANA, 1937

WP(C).No. 37626 of 2015 (C)

PETITIONER:

**K. JOHNSON,
S/O.THEKKUMPURAM KUNJU VAREED,
KODAKARA P.O., CHALAKKUDY.**

**BY ADVS.SRI.K.I.MAYANKUTTY MATHER,
SRI.JOSE JOSEPH (CHEMPLAYIL).**

RESPONDENTS:

- 1. COMMISSIONER (LAND REVENUE),
PUBLIC OFFICE BUILDINGS,
THIRUVANANTHAPURAM- 695 001.**
- 2. TAHSILDAR, CHALAKKUDY -680 307.**
- 3. SIJO JOSE, S/O.JOSE MANJOORAN,
POTTA P.O, CHALAKKUDY- 680 722.**
- 4. COMMERCIAL TAX OFFICER- I,
CHALAKKUDY- 680 307.**
- 5. DEPUTY TAHSILDAR (REVENUE RECOVERY),
CHALAKKUDY-680 307.**

R1, R2, R4 & R5 BY GOVT. PLEADER SMT.LILLY K.T.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- P1:- TRUE COPY OF THE SALE DEED NO.2636/2014 OF KALLETINKARA SRO
DTD. 02/07/2014.
- P2:- TRUE COPY OF THE NOTICE ISSUED FROM THE OFFICE OF THE
2ND RESPONDENT TO THE PETITIONER DTD. 03/10/2015.
- P3:- TRUE COPY OF THE CLAIM PETITION FILED BY THE PETITIONER
BEFORE THE 2ND RESPONDENT DTD. 15/10/2015.
- P4:- TRUE COPY OF THE PROCEEDINGS OF THE 2ND RESPONDENT
DTD 26/10/2015.
- P5:- TRUE COPY OF THE REVISION FILED BY THE PETITIONER BEFORE
THE 1ST RESPONDENT DTD. 30/11/2015.
- P5(A):- TRUE COPY OF THE STAY PETITION FILED BY THE PETITIONER
BEFORE THE 1ST RESPONDENT DTD. 30/11/2015.
- P6:- TRUE COPY OF THE ATTACHMENT NOTICE ISSUED BY THE
2ND RESPONDENT DTD. 28/11/2015.
- P7:- TRUE COPY OF THE RECOVERY NOTICE ISSUED BY THE 5TH RESPONDENT
U/S.7 OF THE REVENUE RECOVERY ACT DTD. 18/05/2015.
- P7(A):- TRUE COPY OF THE RECOVERY NOTICE ISSUED BY THE 5TH RESPONDENT
UNDER SECTION 34 OF THE REVENUE RECOVERY ACT DTD. 18/05/2015.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.S. TO JUDGE

rs.

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C). No. 37626 of 2015

Dated this the 17th day of December, 2015

JUDGMENT

The petitioner, who is aggrieved by the revenue recovery steps initiated against him for recovery of alleged defaulted tax amounts of the erstwhile owner of the property that the petitioner had purchased, has preferred Ext.P5 revision petition before the 1st respondent, against the order of the 2nd respondent. It is pointed out that the revision petition has been posted for hearing before the 1st respondent at 3 PM on 30.12.2015. Taking note of the said submission, I dispose the writ petition with the following directions:

The 1st respondent shall consider and pass orders on Ext.P5 revision petition, within a period of one month from the date of receipt of a copy of this judgment, after hearing the petitioner. Further steps for recovery pursuant to Exts.P6, P7 and P7(a) shall be kept in abeyance, till such time as orders are passed by the 1st respondent as directed, and communicates the same to the petitioner.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE