

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 14TH DAY OF DECEMBER 2015/23RD AGRAHAYANA, 1937

WP(C).No. 37771 of 2015 (V)

PETITIONER:

**RAJESH.K, S/O. SHANKU, AGED 36 YEARS,
KARUTHEATH HOUSE, PAYYANAD P.O.,
MANJERI, MALAPPURAM - 676 122.**

BY ADV. SRI.U.K.DEVIDAS

RESPONDENT(S):

- 1. THE AGRICULTURAL FIELD OFFICER,
KRISHI BHAVAN, MANJERI, MALAPPURAM- 676 121.**
- 2. THE VILLAGE OFFICER, PAYYANAD VILLAGE,
MANJERI, MALAPPURAM - 676 121.**
- 3. THE MANJERI MUNICIPALITY,
MANJERI P.O, MALAPPURAM DISTRICT - 676 121,
REPRESENTED BY ITS SECRETARY.**
- 4. THE CONVENER,
LOCAL LEVEL MONITORING COMMITTEE,
MANJERI MUNICIPALITY, MANJERI P.O.,
MALAPPURAM DISTRICT, PIN - 676 121.**
- 5. THE PRINCIPAL AGRICULTURAL OFFICER,
AGRICULTURE OFFICE, MALAPPURAM P.O.,
MALAPPURAM DISTRICT - 676 505.**

**R1, R2, R4 & R5 BY GOVERNMENT PLEADER SMT.C.K.SHERIN
R3 BY SRI.K.SHIBILI NAHA, SC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 14-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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APPENDIX

PETITIONER(S)' EXHIBITS:

- P1- TRUE COPY OF THE POSSESSION CERTIFICATE DATED 04/09/2015.
- P2- TRUE COPY OF THE PHOTOGRAPHS OF THE PROPERTY.
- P3- TRUE COPY OF THE LOCATION SKETCH OF THE PETITIONER'S PROPERTY.
- P4- TRUE COPY OF THE COMMUNICATION DATED 25/09/2014.
- P5- TRUE COPY OF THE REPORT OF THE 2ND RESPONDENT.
- P6- TRUE COPY OF THE CONSENT LETTER DATED 16/09/2014 BEFORE THE 5TH RESPONDENT ISSUED BY DINESH AND OTHERS.
- P6(A)- TRUE COPY OF THE CONSENT LETTER DATED 16/09/2014 BEFORE THE 5TH RESPONDENT ISSUED BY ABDUL SALAM.
- P6(B)- TRUE COPY OF THE CONSENT LETTER DATED 16/09/2014 BEFORE THE 5TH RESPONDENT ISSUED BY MARIYUMMA P.
- P6(C)- TRUE COPY OF THE CONSENT LETTER DATED 16/09/2014 BEFORE THE 5TH RESPONDENT ISSUED BY MUHAMMADALI.
- P7- TRUE COPY OF THE PROCEEDINGS OF THE 4TH RESPONDENT DATED 28/05/2015.
- P8- TRUE COPY OF THE AFFIDAVIT DATED 20/02/2015.
- P9- TRUE COPY OF THE LETTER NO. KB MPM 1/2015-16.
- P10- TRUE COPY OF THE LETTER DATED 21/07/2015.

RESPONDENT(S)' EXHIBITS: NIL

//TRUE COPY//

P.S. TO JUDGE

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A.Muhamed Mustaque, J.

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W.P.(C)No.37771 of 2015

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Dated this the 14th day of December, 2015.

JUDGMENT

1. Petitioner approached the 4th respondent for reclamation of his land comprised in Sy.No.402/2 of Payyanad village in Eranad Taluk for constructing a residential building under Act 28 of 2008.
2. It appears that the Local Level Monitoring Committee has forwarded a report. However, as can be seen from Ext.P10, the Principal Agricultural Officer has noted some defects and returned the application along with the annexures for curing the defects.
3. This court is of the view that the 4th respondent, Local Level Monitoring Committee, shall take a decision in the matter, after taking into account the defects noted by the Principal Agricultural Officer and appropriate decision shall be taken, within a period of two months.

Writ petition is disposed of as above.

Muhamed Mustaque, Judge.

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