

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 18TH DAY OF DECEMBER 2015/27TH AGRAHAYANA, 1937

WP(C).No. 38761 of 2015 (U)

PETITIONER(S):

**RAJAN, AGED 51 YEARS,
S/O. KUNJUNNI (LATE), NERAVATH HOUSE,
P.O. OZHUKOOR, PIN-673 672,
MALAPPURAM DISTRICT.**

BY ADV. SRI.MAHBOOB ARUVEETIL.

RESPONDENT(S):

- 1. THE DISTRICT COLLECTOR, MALAPPURAM,
MALAPPURAM, PIN-676 505.**
- 2. THE TAHSILDAR, ERNAD TALUK OFFICE,
MANJERI-676 121.**
- 3. ERNAD TALUK SURVEYOR,
ERNAD TALUK OFFICE,
MANJERI-676 121.**
- 4. VILLAGE OFFICER, ANAKKAYAM,
PIN-676 509, MALAPPURAM DISTRICT.**

BY GOVT. PLEADER SMT.C.K. SHERIN.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 18-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- EXT.P1 COPY OF THE SALE DEED REGISTERED IN MANJERI S.R.O.,
DATED 06/12/2006.
- EXT.P2 COPY OF THE PURCHASE CERTIFICATE DATED 30/07/1977 ISSUED BY
MALAPPURAM LAND TRIBUNAL TO PETITIONER'S PREDECESSOR.
- EXT.P3 COPY OF THE PETITION SUBMITTED BY THE PETITIONER
TO THE FIRST RESPONDENT DATED 25/05/2015.
- EXT.P4 COPY OF THE APPLICATION FILED BEFORE THE 4TH RESPONDENT
DATED 29/06/2015.
- EXT.P5 COPY OF THE COMMUNICATION ISSUED BY THE 4TH RESPONDENT
TO THE PETITIONER DATED 29/06/2015.
- EXT.P6 COPY OF THE SUIT O.S.300/2015.
- EXT.P7 COPY OF THE SURVEY SKETCH AND REPORT SUBMITTED BY
THE COMMISSIONER.
- EXT.P8 COPY OF THE COMMUNICATION ISSUED BY THE 1ST RESPONDENT
TO THE PETITIONER DATED 23/06/2015.
- EXT.P9 COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER
BEFORE THE 1ST RESPONDENT DATED 03/12/2015.
- EXT.P10 COPY OF THE FORM NO.8 APPLICATION DATED 04/12/2015 FILED BY
THE PETITIONER BEFORE THE 2ND RESPONDENT.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.S. TO JUDGE

rs.

A.MUHAMED MUSTAQUE, J.

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**W.P. (C) .No.38761/2015**

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Dated this the 18th Day of December, 2015

J U D G M E N T

The petitioner has approached this Court for the following reliefs:

“1. To issue writ of mandamus directing the 3rd and 4th respondents to conduct a joint inspection and resurvey of the petitioner's land.

2. To issue writ of mandamus or any other appropriate writ, order or direction to 1st and 2nd respondents to rectify or make necessary amendments in Anakkayam Village in Block No.44 falling in survey No.101/4/1 in accordance with the result of re-survey.

3. To pass any such other reliefs or further orders as the petitioner may seek and this Hon'ble Court deem fit to and proper for the circumstances of the case.”

Considering the facts and circumstances, there shall be a direction to the third respondent to conduct a joint inspection after issuing notice to the petitioner and all other affected parties and complete the exercise to conduct resurvey and demarcation of the petitioner's property within a period of three months.

The writ petition is disposed of as above. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE