

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 23RD DAY OF DECEMBER 2015/2ND POUSHA, 1937

WP(C).No. 39689 of 2015 (I)

PETITIONERS:

1. DR. K.R.MURALEEDHARAN NAIR AGED 64 YEARS
S/O.RAGHAVAN NAIR, NANDANAM, EDAPPALLY P.O
EDAPPALLY VILLAGE, KANAYANNUR TALUK
ERNAKULAM DISTRICT.
2. VASUMATHIAMMA V.P.
WIFE OF P.S.UNNIKRISHNAN NAIR, AGED 56 YEARS
RESIDING AT SREEVISAKH HOUSE, KIDANGOOR VILLAGE
MEENACHIL TALUK, KOTTAYAM DISTRICT.

BY ADV. SRI.P.M.ZIRAJ

RESPONDENTS:

1. THE TAHASILDAR
MEENACHIL TALUK, KOTTAYAM DISTRICT - 686 583.
2. THE VILLAGE OFFICER
KIDANGOOR VILLAGE, KOTTAYAM DISTRICT - 686 583.
3. THE DISTRICT COLLECTOR
KOTTAYAM DISTRICT - 686583.
4. TALUK SURVEYOR
MEENACHIL TALUK, KOTTAYAM DISTRICT - 686 583.

BY GOVERNMENT PLEADER SMT.C.K.SHERIN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 39689 of 2015 (I)

APPENDIX

PETITIONERS' EXHIBITS

P1 - TRUE COPY OF THE RELEVANT PAGES OF THE DRAFT DATA BANK PREPARED UNDER THE PROVISIONS OF KERALA CONSERVATION OF PADDY LAND AND WETLAND ACT 2008.

P2 - TRUE COPY OF THE APPLICATION SUBMITTED BY THE FIRST PETITIONER DATED 15.12.2015 SUBMITTED BEFORE THE FIRST RESPONDENT.

P3 - TRUE COPY OF THE APPLICATION SUBMITTED BY THE SECOND PETITIONER BEFORE THE FIRST RESPONDENT DATED 15.12.15

RESPONDENTS' EXHIBITS : NIL

//TRUE COPY//

P.A.TO JUDGE

sm

A. MUHAMED MUSTAQUE, J.

W.P.(C).No. 39689 of 2015

Dated this the 23rd day of December, 2015

JUDGMENT

The petitioners approached the Tahsildar to correct the mistakes in relation to the classification of the property in the Basic Tax Register (BTR) by Ext.P3.

2. This Court is of the view that the Tahsildar shall transmit the request to the Additional Tahsildar to take necessary decision on Ext.P3. If it is a mistake, necessarily records shall be corrected. However, if it is not a mistake, there is no power vested with the Tahsildar and the Additional Tahsildar to correct such mistake. Needful shall be done within a period of two months from the date of receipt of a copy of this judgment after hearing the petitioners.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE