IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 11TH DAY OF DECEMBER 2020 / 20TH AGRAHAYANA, 1942

WP(C).No.27552 OF 2020

PETITIONER/S:

**RITAMMA CHAKKUNNI, AGED 78 YEARS,
W/O. LATE CHAKKUNNI, PULIKOTTIL HOUSE, CHITTATTUKARA P.O, THRISSUR DT., PIN CODE-68051, NOW RESIDING AT SERENE SQUARE APARTMENTS, FLAT NO. 1A, GOSAYIKUNNU, KURIYACHIRA P.O, THRISSUR DT., PIN-680006.**

BY ADV. SRI.SHOBY K.FRANCIS

RESPONDENT/S:

1. **REVENUE DIVISIONAL OFFICER, OFFICE OF RDO, THRISSUR, THRISSUR DT., PIN-680003.**
2. **LOCAL LEVEL MONITORING COMMITTEE OF ELAVALLY GRAMA PANCHAYATH, REPRESENTED BY ITS CONVENER, AGRICULTURAL OFFICER, ELAVALLY KRISHI BHAVAN, CHITTATTUKARA P.O, THRISSUR DT., PIN-680 511.**
3. **AGRICULTURAL OFFICER, ELAVALLY KRISHI BHAVAN, CHITTATTUKARA P.O, THRISSUR DT., PIN-680 511.**
4. **TAHSILDAR, CHAVAKKAD TALUK, OFFICE OF THE TAHSILDAR, CHAVAKKAD P.O., THRISSUR DT., PIN-680 506.**
5. **VILLAGE OFFICER, ELAVALLY VILLAGE, ELAVALLY P.O, CHITTATTUKARA, THRISSUR DT., PIN-680 511.**

BY GOVERNMENT PLEDER, SRI. MANURAJ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11.12.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Dated this the 11th day of December 2020

The petitioner approached the Revenue Divisional Officer with Form-5 application under the Kerala Conservation of Paddy Land and Wetland Act, 2008. The petitioner also submitted a Form-7 application.

The petitioner's case is that the land referred in the application is a converted land. It is appropriate to direct the first respondent to consider and pass orders on Form-5 application first. If Form-5 is allowed, the application submitted by the petitioner under Form-7 shall be taken and considered. Needful shall be done within a period of three months after notice to the petitioner.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE

JUDGE

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APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	**TRUE COPY OF THE TITLE DEED NO.549/1959 DATED 11.5.1959 OF STO MULLASSERY.**
EXHIBIT P2	**TRUE COPY OF THE REGISTERED WILL DATED 15.5.2003 OF SRO MULLASSERY.**
EXHIBIT P3	**TRUE COPY OF THE BASIC TAX RECEIPT DATED 24.7.2020.**
EXHIBIT P4	**TRUE COPY OF POSSESSION CERTIFICATE DATED 14.3.2018.**
EXHIBIT P5	**TRUE COPY OF THE APPLICATION UNDER RULE 4 OF THE KERALA CONSERVATION OF PADDY AND WET LAND RULES, 2008 IN FORM NO.5 DATED 25.11.2020 SUBMITTED BY THE PETITIONER TO THE 1ST RESPONDENT FOR REMOVING THE PROPERTY FROM THE DATA BANK.**
EXHIBIT P6	**TRUE COPY OF THE APPLICATION UNDER SEC.27A OF THE KERALA CONSERVATION OF PADDY AND WET LAND ACT, 2008 IN FORM NO.7 UNDER RULE 12(1) OF THE RULES DATED 25.11.2020 SUBMITTED BY THE PETITIONER TO THE 1ST RESPONDENT FOR CHANGING THE STATUS OF THE PROPERTY AS PARAMBA OR PURAYIDAM IN THE BTR HAVING A TOTAL EXTEND OF 60.89 ARES OF LAND (150 CENTS), COMPRISED IN SURVEY NO.158/4 AND 153/4 OF ELAVALLI VILLAGE, IN CHAVAKKAD TALUK, THRISSUR DISTRICT AS PER THE REGISTERD TITLE DEED NO.549/1959 OF SRO MULLASSERY.**
EXHIBIT P7	**TRUE COPY OF THE CHALAN RECEIPT DATED 25.11.2020.**

RESPONDENTS EXHIBITS:NIL.

//TRUE COPY//

P.A.TO JUDGE