



2025:KER:26233

CON.CASE(C) NO. 434 OF 2025

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

THURSDAY, THE 27TH DAY OF MARCH 2025 / 6TH CHAITHRA, 1947

CON.CASE(C) NO. 434 OF 2025

AGAINST THE ORDER/JUDGMENT DATED 18.11.2022 IN WP(C)

NO.29615 OF 2022 OF HIGH COURT OF KERALA

PETITIONER/PETITIONER IN THE WPC:

YMCA (YOUNG MENS' CHRISTIAN ASSOCIATION) ,
THRISSUR, PALACE ROAD, CHEMBUKKAVU P.O,
CHEMBUKKAVU VILLAGE, THRISSUR TALUK,
THRISSUR DISTRICT - 680020,
REPRESENTED BY ITS PRESIDENT,
JOJU MANJILA,
AGED 59 YEARS, S/O C.M ANTONY,
CHIRAYATH MANJILA HOUSE,
PERINGAVU VILLAGE, THRISSUR TALUK,
THRISSUR DISTRICT, PIN - 680008

BY ADV AAMIR SOHRAB M. M.

RESPONDENTS/RESPONDENT NOS.1 TO 4 IN THE WPC:

- 1 TINKU BISWAL I.A.S
(AGE, NAME OF FATHER AND PERSONAL
ADDRESS NOT KNOWN TO THE PETITIONER) ,
PRINCIPAL SECRETARY,
STATE OF KERALA,
DEPARTMENT OF REVENUE,
ROOM NO. 201-A, 1ST FLOOR,
ANNEX I, SECRETARIAT,
THIRUVANANTHAPURAM,
PIN - 695001



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- 2 ARJUN PANDIAN I.A.S,
 (AGE, NAME OF FATHER AND PERSONAL
 ADDRESS NOT KNOWN TO THE PETITIONER) ,
 DISTRICT COLLECTOR, THRISSUR,
 OFFICE OF THE DISTRICT COLLECTOR,
 CIVIL STATION, AYYANTHOLE,
 THRISSUR, PIN - 680003
- 3 JAYASREE T.
 (AGE, NAME OF FATHER AND PERSONAL
 ADDRESS NOT KNOWN TO THE PETITIONER) ,
 TAHSILDAR, THRISSUR TALUK,
 THRISSUR TALUK OFFICE,
 OPPOSITE THRISSUR TOWN HALL,
 CHEMBUKKAVU, THRISSUR,
 PIN - 680020
- 4 SANDEEP M
 (AGE, NAME OF FATHER AND PERSONAL
 ADDRESS NOT KNOWN TO THE PETITIONER) ,
 SPECIAL TAHSILDAR
 (LAND ASSIGNMENT AND LR) ,
 TRICHUR, THRISSUR TALUK OFFICE,
 PIN - 680020

SMT. DEEPA NARAYANAN, SR.GOV.T.PLEADER

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR
ADMISSION ON 27.03.2025, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

**T.R. RAVI, J.**

Cont. Case (C). No.434 of 2025
in
W.P.(C). No.29615 of 2022

Dated this the 27th day of March, 2025

JUDGMENT

The contempt case is filed complaining of non-compliance with the directions issued by this Court in WP(C) No.29615/2022. It is submitted that though this Court had directed to trace out the concerned files and if not possible to reconstruct the file and to issue duplicate pattas, the same have not been done so far.

2. Pending the contempt case, the petitioner has by abundant caution submitted application for issuance of a Nijasthithi Certificate, which can serve the same purpose as a duplicate patta, in case it is not possible to recreate the patta. It is submitted that he had preferred such an application as early as in 2023, but nothing has happened on that application. A fresh application has been filed on 26.03.2025, copy of which has been produced as Annexure VI.

In the above circumstances, there will be a direction to the respondents to consider and pass orders on the application dated



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26.03.2025, receipt of which has been acknowledged as per Annexure VII produced along with I.A.No.1/2025, after hearing the petitioner and issue a Nijasthithi Certificate at the earliest, at any rate within one month from the date of receipt of a copy of this judgment. The contempt case is closed without prejudice to the right of the petitioner regarding the claim for a duplicate patta, regarding which directions have already been issued by this Court in the judgment in WP(C) No.29615/2022.

Sd/-

**T.R. RAVI
JUDGE**

Pn



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APPENDIX OF CON.CASE (C) 434/2025

PETITIONER'S ANNEXURES

- Annexure 1** A CERTIFIED COPY OF THE JUDGMENT OF THIS HON'BLE COURT IN W.P(C) NO. 29615 OF 2022, DATED 18.11.2022
- Annexure II** A TRUE COPY OF THE ORDER OF THIS HON'BLE COURT IN I.A NO. 1/2024 IN W.P (C) NO. 29615/2022, DATED 22.08.2024
- Annexure III** A TRUE COPY OF THE JUDGMENT OF THIS HON'BLE COURT IN IN CON. CASE (C) NO. 1474/2024, DATED 22.08.2024
- Annexure IV** A TRUE COPY OF THE ORDER BEARING NO. C5-430789/2022 ISSUED BY RESPONDENT NO.2, DATED 28.01.2025
- Annexure V** A TRUE COPY OF THE APPLICATION PREFERRED BY THE PETITIONER ASSOCIATION BEFORE RESPONDENT NO.3, SEEKING ISSUANCE OF A NIJASTHITHI CERTIFICATE IN ITS FAVOUR, DATED 25.02.2023
- Annexure VI** A TRUE COPY OF THE APPLICATION PREFERRED BY THE PETITIONER ASSOCIATION BEFORE RESPONDENT NO.2 IN FURTHERANCE OF ANNEXURE-IV ORDER, SEEKING ISSUANCE OF A NIJASTHITHI CERTIFICATE IN ITS FAVOUR, DATED 26.03.2025
- Annexure VII** A TRUE COPY OF THE ACKNOWLEDGMENT OF RECEIPT OF ANNEXURE-VI, ISSUED BY RESPONDENT NO.2, DATED 26.03.2025

RESPONDENT'S ANNEXURES

- ANNEXURE R2 (a)** TRUE COPY OF THE ORDER (C5-430789/2022) DATED 28-01-2025