

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 29TH FEBRUARY 2008 / 10TH PHALGUNA 1929

WP(C).No. 5236 of 2008(W)

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PETITIONER:

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CHANDRAN, S/O.KOCHU NARAYANAN,  
PUNTHALAKKIZHAKKATHIL, NAMBARUVIKALA MURI,  
KARUNAGAPPALLY, KOLLAM.

BY ADV. SRI.K.ABDUL JAWAD  
SRI.Y.SUDHEER

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY  
SECRETARY TO GOVERNMENT, REVENUE DEPARTMENT,  
THIRUVANANTHAPURAM.
2. DISTRICT COLLECTOR, KOLLAM.
3. REVENUE DIVISIONAL OFFICER, KOLLAM.
4. TAHSILDAR, KARUNAGAPPALLY.
5. INDIRAMMA, PRANAVAM, ELASSERIL,  
NAMBARUVIKALA MURI, KARUNAGAPPALLY, KOLLAM.

BY GOVERNMENT PLEADER, SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 29/02/2008, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**ANTONY DOMINIC, J.**

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W.P.(C) No. 5236 of 2008(W)

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Dated this the 29th day of February, 2008

JUDGMENT

Proceedings under the Kerala Land Conservancy Act were initiated against the 5th respondent. It is stated that an order was passed against the 5th respondent who had filed an appeal to the 3rd respondent, which was disposed of by remanding the same to reconsideration. Petitioner submits that considering the peculiar circumstances of the case, the 2nd respondent should be directed to call for the records and decide the matter. I do not see any reason to do this and I am not inclined to pass orders as sought for by the petitioner. It is upto the petitioner to pursue statutory recourses that are available, and the matter stands remanded.

2. The right course of action for the petitioner would be to take part in the adjudication before the original authority. In view of this, I dispose of this directing the 4th respondent to finalise proceedings as remanded. This shall be done

expeditiously and fresh orders shall be passed, with notice to the parties and within four weeks from the production of a copy of this judgment. The petitioner shall produce a copy of judgment before the 4th respondent -Tahsildar for compliance.

**ANTONY DOMINIC,  
JUDGE**

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