

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 30TH APRIL 2009 / 10TH VAISAKHA 1931

WP(C).No. 12767 of 2009(O)

**AGAINST THE ORDER DATED 18/11/1999 IN IA 174 /1996 IN
AA.36/1996 of A.A.(LR),THRISSUR**

PETITIONER(S):

- 1. SIVARAMAM,S/O.NOKKARA KRISHNANKUTTY
RESIDING AT VELLAPPARAKUNNIL KAVASSERI I VILLAGE,
ALATHUR TALUK,PALAKKAD DISTRICT.**
- 2. KOMALAM,W/O.SIVARAMAN,RESIDING AT
VELLAPPARAKUNNIL,KAVASSERI I VILLAGE,
ALATHUR TALUK,PALAKKAD DISTRICT.**
- 3. ANITHA,D/O.SIVARAMAM,RESIDING AT
VELLAPPARAKUNNIL,KAVASSERI I VILLAGE,
ALATHUR TALUK,PALAKKAD DISTRICT.**
- 4. ARUN KUMAR,S/O.SIVARAMAM,REISIDING AT
VELLAPPARAKUNNIL,KAVASSERI I VILLAGE,
ALATHUR TALUK,PALAKKAD DISTRICT.**

BY ADV. SRI.H.BADARUDDIN

RESPONDENT(S):

- 1. STATE OF KERALA REP.BY THE SECRETARY
TO GOVERNMENT,FOREST AND WILD LIFE,
THIRUVANANTHAPURAM.**
- 2. THE CUSTODIAN,VESTED FOREST,EASTERN
CIRCLE,ARANYA BHAVAN,OLAVAKODE,PALAKKAD.**
- 3. THE APPELLATE AUTHORITY (LAND REFORMS)
THRISSUR.**
- 4. THE CUSTODIAN OF ECOLOGICALLY FRAGILE
LANDS,VAZHUTHACAUD,THIRUVANANTHAPURAM.**
- 5. THE DIVISIONAL FOREST OFFICER,
NENMARA,PALAKKAD.**

PUBLIC PROSECUTOR SRI.AMJED ALI

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30/04/2009, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

V. RAMKUMAR, J.

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W.P.(c).No.12767 of 2009

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Dated this the 30th day of April, 2009

JUDGMENT

In this writ petition filed under Articles 226 and 227 of the Constitution of India, the petitioners seek a direction against the respondents particularly the 5th respondent to comply with Ext.P4 common order of injunction passed in six appeals pending before the Appellate Authority (Land Reforms), Thrissur as AA36/96, AA37/96, AA38/96, AA38/96, AA39/96, AA40/96 and AA41/96. Ext.P4 common order was passed on 16.11.99. It is high time that the Appellate Authority disposed of the appeals expeditiously. If, according to the petitioner, Ext.P4 interim order of injunction has been violated by the respondents, their remedy lies before the Appellate Authority itself. They cannot invoke the discretionary jurisdiction of this Court to enforce the said order on injunction.

This Writ Petition is dismissed with a direction to the Appellate Authority (Land Reforms), Thrissur to dispose of the aforesaid appeals expeditiously and at any rate within six months of receipt of a copy of this judgment.

Dated this the 30th day of April, 2009.

V. RAMKUMAR, JUDGE

sj