

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON**

**FRIDAY, THE 27TH DAY OF FEBRUARY 2015/8TH PHALGUNA, 1936**

**WP(C).No. 3352 of 2015 (T)**  
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**PETITIONER(S):**  
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**GEORGEKUTTY AUGUSTINE, AGED 40 YEARS,  
S/O.AUGUSTINE, CHITTAKKATTIL HOUSE,  
NELLITHANATHUMALA KARA, KURICHITHANAM P.O,  
KURICHITHANAM VILLAGE, KOTTAYAM DISTRICT.**

**BY ADV. SRI.P.S.GEORGE**

**RESPONDENT(S) :**  
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- 1. STATE OF KERALA,  
REPRESENTED BY SECRETARY, DEPARTMENT OF REVENUE,  
SECRETARIAT, THIRUVANANTHAPURAM-695 001.**
- 2. THE REVNEUE DIVISIONAL OFIFCER,  
MEENACHIL, PALA- 686 634.**
- 3. THE VILLAGE OFFICER,  
KURICHITHANAM VILLAGE, KOTTAYAM-686 001.**
- 4. THE AGRICULTURAL OFFICER,  
KRISHI BHAVAN, MARANGATTUPALLY-686 634.**

**\* ADDITIONAL R5 IMPLEADED**

- 5. DISTRICT COLLECTOR,  
CIVIL STATION, KOTTAYAM- 686 001.**

**\* ADDITIONAL R5 IS IMPLEADED AS PER ORDER DATED 12.02.2015 IN I.A.NO.2110/15**

**BY SR.GOVERNMENT PLEADER SRI.K.C.VINCENT**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 27-02-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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- EXHIBIT P1:** TRUE COPY OF TAX RECEIPT DATED 31.12.2014 ISSUED BY THE 3RD RESPONDENT.
- EXHIBIT P2:** TRUE COPY OF RELEVANT PAGE OF DRAFT DATA BANK OF MARANGATTUPALLY PANCHAYAT, DATED NIL.
- EXHIBIT P3:** PHOTOGRAPHS OF PETITIONER'S PROPERTY DATED NIL.
- EXHIBIT P4:** TRUE COPY OF THE APPLICATION DATED 06.01.2015 UNDER KLU ORDER BEFORE THE 2ND RESPONDENT.
- EXHIBIT P5:** TRUE COPY OF REPORT OF THE VILLAGE OFFICER, DATED 07.01.2015.

**RESPONDENT(S)' EXHIBITS**  
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**NIL**

**//TRUE COPY//**

**P.S.TO JUDGE.**

Msd.

**P.R. RAMACHANDRA MENON, J.**

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W.P.(C) No.3352 of 2015  
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Dated this the 27<sup>th</sup> day of February, 2015.

**JUDGMENT**

The petitioner has approached this Court with the following prayer:

“a) Issue a writ of mandamus or any other appropriate writ, direction or order directing the 2<sup>nd</sup> respondent to consider Ext.P4 application and to grant permission to utilize the lands for other purposes including construction of buildings.”

2. The learned Special Government Pleader submits that Ext.P4 application preferred by the petitioner under the relevant provisions of the Kerala Land Utilization Order, will be considered and finalised within the shortest possible time.

The writ petition is disposed of, directing the second respondent to consider and pass appropriate orders on Ext.P4 in accordance with law, after giving an opportunity of hearing to the petitioner at the earliest, at any rate, within 'two

months' from the date of receipt of a copy of this judgment.

The petitioner shall produce a copy of the judgment along with a copy of the writ petition before the second respondent for further steps.

**Sd/-**  
**P.R. RAMACHANDRA MENON**  
**JUDGE**

Scl.