

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 29TH DAY OF APRIL 2016/9TH VAISAKHA, 1938

WP(C) .No. 16405 of 2016 (A)

PETITIONER(S) :

MANESH,
S/O.MOHANAN, AGED 32 YEARS,
THARAVEETIL HOUSE, VALLACHIRA P.O.,
VALLACHIRA VILLAGE, THRISSUR TALUK,
THRISSUR DISTRICT.

BY ADV. SRI.SEBIN SEBASTIAN

RESPONDENT(S) :

1. THE LOCAL LEVEL MONITORING COMMITTEE,
VALLANCHIRA GRAMA PANCHAYTH,
REPRESENTED BY ITS CONVENER,
AGRICULTURAL OFFICER, VALLACHIRA,
THRISSUR DISTRICT, PIN 680562
2. THE DISTRICT LEVEL AUTHORIZED COMMITTEE,
THRISSUR DISTRICT, REPRESENTED BY ITS CHAIRAMAN,
REVENUE DIVISIONAL OFFICER (RDO),
THRISSUR, THRISSUR DISTRICT, PIN 680001

BY GOVERNMENT PLEADER SMT.SUNITHA VINOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 29-04-2016, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

msv/

WP(C) .No. 16405 of 2016 (A)

APPENDIX

PETITIONER(S) ' EXHIBITS

- P1 TRUE COPY OF THE TAX RECEIPT ISSUED BY THE VILLAGE
OFFICER, VALLACHIRA DATED 15.04.2016
- P2 TRUE COPY OF THE RELEVANT PAGES OF THE DRAFT DATA
BANK OF THE VALLACHIRA VILLAGE
- P3 TRUE COPY OF THE REPRESENTATION DATED 28.03.2016
SUBMITTED BY THE PETITIONER BEFORE THE FIRST
RESPONDENT
- P4 TRUE COPY OF THE JUDGMENT OF THIS HONOURABLE COURT
DATED 02.02.2016 IN WPC.NO. 3930/2016

RESPONDENT(S) ' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

A. MUHAMED MUSTAQUE, J.

W.P.(C) No. 16405 of 2016

Dated this the 29th day of April, 2016

J U D G M E N T

The petitioner claims to be the owner and in possession of certain properties as per Ext.P1. He submits that the above land is erroneously included in the data bank. Accordingly to the petitioner, it is a dry land and it was converted much before the enactment of the Act 28 of 2008.

2. The petitioner approached the Local Level Monitoring Committee by Ext.P3 to correct the entry in the draft data bank.

3. This Court is of the view that appropriate steps shall be taken by the Local Level Monitoring Committee on Ext.P3. The Local Level Monitoring Committee shall find out whether the land in question can be classified as paddy land or nilam or wetland as on the date of the enactment of the Act 28 of 2008. If it cannot be classified either as paddy

land or nilam or wetland, necessary correction shall be carried out in the draft data bank. Needful shall be done within two months from the date of receipt of the certified copy of this judgment. It is made clear that this exercise shall be made by the Local Level Monitoring Committee, if the draft data bank is not finally notified.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE,
JUDGE