

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

TUESDAY, THE 30TH DAY OF NOVEMBER 2021 / 9TH AGRAHAYANA, 1943

WP(C) NO. 27115 OF 2021

PETITIONER:

JOSEPH

AGED 59 YEARS

S/O. JOSEPH THURUTHUMALIL, THURUTHUMALIL HOUSE,
ARPOOKARA, KOTTAYAM - 686008.

BY ADVS.

ANITHA MATHAI MUTHIRENTHY

BASIL THOMAS

MIDHUN S. KARUN

RESPONDENTS:

- 1 SPECIAL TAHSILDAR
(LAND TRIBUNAL) & THAHSILDAR (LAND RECORDS), OFFICE
OF THE LAND TRIBUNAL, 2ND FLOOR, MINI CIVIL STATION
AGALI, ATTAPADI, AGALI - 678581, PALAKKAD DISTRICT.
- 2 VILLAGE OFFICER
VILLAGE OFFICE, KARIMBA - II, KALLADIKODE, PALAKKAD
DISTRICT, KERALA - 678596.

SMT.K.AMMINIKUTTY .SR.G.P.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30.11.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Dated this the 30th day of November, 2021.

The petitioner has approached this Court asserting that a *suo motu* proceedings, bearing S.M.No.192 of 2021, has been initiated against him by the 1st respondent – Special Tahsildar (Land Tribunal); and seeks that the same be directed to be disposed of within a time frame to be fixed by this Court.

2. In response, the learned Senior Government Pleader, Smt.K.Amminikutty, submitted that the afore mentioned *suo motu* proceedings was initiated against the petitioner only recently and therefore, that this writ petition is premature.

3. When I hear the learned Senior Government Pleader, as afore, it is without doubt this Court has been ordering *suo motu* proceedings to be disposed of within

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a time frame. That said, though this Court normally fixes eighteen months time for the Competent Authority to complete proceedings, I am of the view that in this case it will be justified to expand it to twenty four months, since the application of the petitioner has been made only very recently.

Resultantly, this writ petition is ordered, directing the 1st respondent to complete proceedings in S.M.No.192 of 2021, after following due procedure and after affording necessary opportunity of being heard to the petitioner – as also any other interested person – as expeditiously as is possible, but not later than twenty four months from the date of receipt of a certified copy of this judgment.

**Sd/-
DEVAN RAMACHANDRAN
JUDGE**

Raj/01.12.2021.

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APPENDIX OF WP(C) 27115/2021

PETITIONER EXHIBITS

- | | |
|------------|-----------------------------------------------------------------------------|
| Exhibit P1 | A TRUE COPY OF THE TAX RECEIPT DATED 02.08.2021. |
| Exhibit P2 | A TRUE COPY OF THE RECEIPT ISSUED BY THE FIRST RESPONDENT DATED 07.10.2021. |
| Exhibit P3 | A TRUE COPY OF THE REPORT OF THE 2ND RESPONDENT DATED 29.07.2021. |