

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

**PRESENT**

**THE HONOURABLE MR.JUSTICE N.NAGARESH**

**MONDAY, THE 31<sup>ST</sup> DAY OF JANUARY 2022 / 11TH MAGHA, 1943**

**CON.CASE(C) NO. 2193 OF 2021**

**AGAINST THE ORDER/JUDGMENT IN WP(C) 21938/2020 OF HIGH COURT OF  
KERALA**

**PETITIONER:**

**M/S. MFAR INFRASTRUCTURE PROJECTS PRIVATE LIMITED,  
A COMPANY INCORPORATED UNDER THE COMPANIES ACT HAVING  
REGISTERED OFFICE AT VII/705 D, NH 47 BYPASS,  
KUNDANNUR JUNCTION, MARAUD P.O., KOCHI-682304,  
REPRESENTED BY MARIADAS, PROJECT MANAGER.**

**BY ADVS.**

**B.SAJEEV KUMAR**

**THOMAS JOHN AMBOOKEN**

**BLOSSOM MATHEW**

**RESPONDENT:**

**NEELAKANDAN M.E.N.,  
AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER,  
PRESENTLY THE TAHSILDAR )LR), THRISSUR TALUK, TOWN HALL,  
W. PACE ROAD, CHEMBUKKAVU, THRISSUR-680020.**

**SRI.APPU P S, GP**

**THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION  
ON 31.01.2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

## **JUDGMENT**

Dated this the 31<sup>st</sup> day of January, 2022

By Annexure- A1 judgment, W.P.(C) No.21938 of 2020 was disposed of directing the 4<sup>th</sup> respondent to consider Ext.P16 application submitted by the petitioner in accordance with law, within a period of two months.

2. The petitioner in the Contempt of Court Case submits that no consideration was done by the 4<sup>th</sup> respondent as directed by this Court and Annexure-A2 is not in due compliance of the judgment.

3. I have heard the learned counsel for the petitioner and the learned Government Pleader.

4. The judgment was delivered on 13.10.2021. Subsequently, referring to the judgment, the respondent has passed Annexure-A2 order. In Annexue-A2 order, the respondent has taken a stand that the application for change in the nature of the property can be considered only after the land

is removed from the Data Bank.

5. Perusing Annexure-A2 order dated 13.12.2021, this Court is of the view that Annexure-A2 has been passed in due compliance of Annexure-A1 judgment. If the petitioner is aggrieved by the decision contained in Annexure-A2 order dated 13.12.2021, the petitioner will have to challenge the said order, in accordance with law. The Contempt of Court case will not lie against the respondent, in the circumstances.

Accordingly, the Contempt of Court Case is closed granting liberty to the petitioner to challenge Annexure-A2 order, in accordance with law.

sd/-

**N.NAGARESH**  
**JUDGE**

hnh

**APPENDIX OF CON.CASE(C) 2193/2021**

**PETITIONER ANNEXURES**

<b>Annexure A1</b>	<b>CERTIFIED COPY OF THE JUDGMENT DATED 13.10.2021 OF THIS HON'BLE COURT IN WP(C) 21938/2020.</b>
<b>Annexure A2</b>	<b>TRUE COPY OF ORDER DATED 13.12.2021 ISSUED BY THE RESPONDENT.</b>

<b>RESPONDENT ANNEXURES</b>	<b>NIL</b>
-----------------------------	------------