



2024:KER:70998

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MOHAMMED NIAS C.P.

MONDAY, THE 23RD DAY OF SEPTEMBER 2024 / 1ST ASWINA, 1946WP(C) NO. 28992 OF 2024PETITIONER:

BALKEES,
AGED 55 YEARS, D/O BAVUTTY HAJI
PILAKKATTIL MANGALAM P.O.,MALAPPURAM - 676561
BY ADVS.
UMMUL FIDA
C.IJLAL
P.PARVATHY
ANANDU R.
SHERIL ABRAHAM

RESPONDENTS:

1 THE REVENUE DIVISIONAL OFFICER/SUB COLLECTOR,*
REVENUE DIVISIONAL OFFICE, FORT KOCHI P.O,
ERNAKULAM, PIN - 682001

THE REVENUE DIVISIONAL OFFICER,
TIRUR, TIRUR - THRIKANDIYOOR RD, TIRUR,
MALAPPURAM, KERALA, PIN- 676101

*(ADDRESS OF 1ST RESPONDENT IS CORRECTED AS PER ORDER DATED
13.11.2024 IN I.A.1/2024 IN WP(C)No.28992/2024)

2 LOCAL LEVEL MONITORING COMMITTEE,
TIRUR, REPRESENTED BY ITS CONVENOR,
AGRICULTURAL OFFICER, KRISHIBHAVAN, TIRUR,
MALAPPURAM, KERALA- 676101

3 AGRICULTURAL OFFICER,
KRISHIBHAVAN, TIRUR, MALAPPURAM, KERALA- 676101

4 THE VILLAGE OFFICER,
THE VILLAGE OFFICER,
VILLAGE OFFICE, TIRUR,
MALAPPURAM, PIN - 676109
BY SMT. DEVI SHRI R., GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
23.09.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



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J U D G M E N T

The petitioner, stated to be the owner of the property having an extent of 10.42 Ares of property comprised in Survey Nos. 153/10-7 of Triprangode Village, Alathiyur, Tirur Taluk of Malappuram District, has preferred Ext.P7 application under Form-6 of the Kerala Conservation of Paddy Land and Wetland Act and Rules, 2008, (for short, the Act and the Rules) seeking change of user of the property in the data bank.

2. The learned counsel for the petitioner submits that no orders have been passed on the statutory application so far.

3. Accordingly, there will be a direction to the 4th respondent Village Officer to give sufficient inputs required under the Act and the Rules to the 1st respondent Revenue Divisional Officer or the officer authorised under Section 2(XVA) of the Act, within two months from today. On receipt of the same, the 1st respondent Revenue Divisional Officer/authorised officer will consider Ext.P7 application within two months thereafter and pass orders strictly in terms of the Act and the Rules.

The writ petition is disposed of as above.

Sd/-
MOHAMMED NIAS C.P.

JUDGE

DCS



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APPENDIX OF WP(C) 28992/2024

PETITIONER EXHIBITS

Exhibit P1	TRUE COPY OF THE SALE DEED DATED 22/08/2019
Exhibit P2	TRUE COPY OF THE POSSESSION CERTIFICATE DATED 01/04/2023 OF TRIPRANGODE VILLAGE OFFICE
Exhibit P3	TRUE COPY OF THE RELEVANT PORTION OF THE DATA BANK DATED 19/03/2012
Exhibit P4	TRUE COPY OF THE FORM-5 APPLICATION DATED 14/07/2023
Exhibit P5	TRUE COPY OF THE JUDGEMENT DATED 29/01/2024 IN W.P (C) NO. 1932 OF 2024
Exhibit P6	A TRUE COPY ORDER PASSED BY THE FIRST RESPONDENT DATED 09/05/2024
Exhibit P7	A TRUE COPY OF FORM-6 APPLICATION DATED 21/05/2024
Exhibit P8	A TRUE COPY OF PRIORITY REQUEST DATED 27/05/2024