

Ratheesh Vs. Uthaman

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Court : Kerala

Decided On : Oct-01-2013

Judge : Honourable Mr.Justice P.R.Ramachandra Menon

Appellant : Ratheesh

Respondent : Uthaman

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON TUESDAY,THE1T DAY OF OCTOBER20139TH ASWINA, 1935 WP(C).No. 23375 of 2013 (V) ----- PETITIONER : ----- RATHEESH, MAKOM, PALLIPPURAM P.O, CHERTHALA. BY ADV. SRI.J.OM PRAKASH RESPONDENT(S): ----- 1. UTHAMAN, S/O.KUMARAN, MADATHIPARAMBU, PANAVALLY.P.O., CHERTHALA.PIN-688 531 2. VIJAYAMMA, W/O.UTHAMAN, -DO- -DO- 3. THE TAHSILDAR, CHERTHALA, CHERTHALA P.O, PIN-688 524. R3 BY GOVERNMENT PLEADER SRI. JOSEPH GEORGE THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON0110-2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: sts WP(C).No. 23375 of 2013 (V) ----- APPENDIX PETITIONER(S)' EXHIBITS ----- EXHIBIT P1: A TRUE COPY OF THE PLAINT IN O.S.NO.553/2009 OF THE MUNSIFF'S COURT, CHERTHALA. EXHIBIT P2: A TRUE COPY OF THE

ORDER

IN O.S.553/2009 DATED 24.11.2011 OF THE PRINCIPAL MUNSIF'S COURT, CHERTHALA. EXHIBIT P3: A TRUE COPY OF THE LETTER OF THE ADDITIONAL TAHSILDAR DATED 16.1.2012. EXHIBIT P4: A TRUE COPY OF THE CERTIFIED COPY OF THE FILED SKETCH IN SY.NO.227/1 ISSUED BY THE DISTRICT SURVEY SUPERINTENDENT, ALAPPUZHA DATED 13.2.2012. EXHIBIT P5: A TRUE COPY OF THE LETTER OF THE ASSISTANT DIRECTOR, SURVEY, (RANGE) THRISSUR DATED 20.3.2012. EXHIBIT P6: A TRUE COPY OF THE LETTER OF THE ARCHIVIST DATED 6.6.2012. EXHIBIT P7: A TRUE COPY OF THE LETTER DATED 11.6.2012 OF THE SUPERINTENDENT, CENTRAL ARCHIVES. EXHIBIT P8: A TRUE COPY OF THE REPRESENTATION OF THE PETITIONER SUBMITTED BEFORE THE 3rd RESPONDENT DATED 22.7.2013. EXHIBIT P9: A TRUE COPY OF THE A.D.CARD DATED 23.7.2013. EXHIBIT P10: A TRUE COPY OF THE

JUDGMENT

IN W.P.(C) NO.18233/2011 DATED 6.7.2011. RESPONDENT(S)' EXHIBITS: NIL /TRUE COPY/ P.A.TO.JUDGE sts P.R.RAMACHANDRA MENON, J.

----- W.P.(c) No.23375 OF 2013-----
----- Dated this the 1st day of October, 2013

JUDGMENT

The petitioner has approached this Court with the following prayers : " i. issue a writ in the nature of mandamus directing the 3rd respondent to dispose of Ext.P8 application and prepare the plan within a time schedule to be fixed by this Hon'ble Court. ii. Grant such other further reliefs which this Hon'ble Court deems fit to grant under the circumstances of the case." 2. The learned counsel for the petitioner submits that, the only relief sought for is to cause Ext.P8 representation preferred by the petitioner to be considered and disposed of within a reasonable time.

3. Heard the learned Government Pleader as well.

4. Considering the limited extent of relief sought for, this Court does not find it necessary to adjudicate the issue on merits. The writ petition is disposed of, directing the 3rd respondent to consider Ext.P8 and pass appropriate orders, in

accordance with law, after giving W.P.(C)No.23375/2013 2 an opportunity of hearing to the petitioner, at the earliest, at any rate within 'three months' from the date of receipt of a copy of this judgment. The petitioner shall produce a copy of this judgment along with a copy of the writ petition before the third respondent for further steps. P.R.RAMACHANDRA MENON JUDGE sv. W.P.(C)No.23375/2013
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