

**Anoop vs the District Collector**

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**SooperKanoon Citation :** [sooperkanoon.com/1286113](https://sooperkanoon.com/1286113)

**Court :** Kerala

**Decided On :** Feb-29-2024

**Judge :** Honourable Mr.Justice Murali Purushothaman

**Appeal No. :** WP(C)/1577/2024

**Appellant :** ANOOP

**Respondent :** The District Collector

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE MURALI PURUSHOTHAMAN THURSDAY, THE 29TH DAY OF FEBRUARY 2024 / 10TH PHALGUNA, 1945 PETITIONER: ANOOP AGED 43 YEARS S/O. THEYYAN, MANAMMAL, KAKKADAM PURAM, A R NAGAR P.O., MALAPPURAM, PIN - 676 305 . BY ADVS. AMJATHA D.A. MUHASIN K.M. FARHANA K.H. RESPONDENTS:

1 THE DISTRICT COLLECTOR COLLECTRATE ROAD, UP HILL, MALAPPURAM, PIN - 676 505. 2 THE REVENUE DIVISIONAL OFFICER TIRUR REVENUE DIVISIONAL OFFICE, TIRUR-THRIKANDIYOOR ROAD, TIRUR, MALAPURAM, PIN - 676 101. 3 THE

TAHSILDAR TIRURANGADI TALUK OFFICE, TIRURANGADI, MALAPPURAM, PIN - 676 306. 4 THE AGRICULTURAL OFFICER A R NAGAR KRISHI BHAVAN, ABDUL RAHIMAN NAGAR, MALAPPURAM, PIN - 676 305. 5 THE DIRECTOR KERALA STATE REMOTE SENSING AND ENVIRONMENT CENTRE, VIKAS BHAVAN, THIRUVANANTHAPURAM, PIN - 695 033.

\*6 ADDL.R6 THE VILLAGE OFFICER, A R NAGAR VILLAGE OFFICE, ABDUL RAHIM NAGAR, MALAPPURAM, PIN - 676 305. (ADDL.R6 IS IMPEADED AS PER ORDER DATED 29.02.2024 IN I.A.NO. 1 OF 2024 IN W.P.(C) NO.1577 OF 2024) BY ADV. SMT.K.AMMINIKUTTY SR.GOVERNMENT PLEADER THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29.02.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

## **JUDGMENT**

The petitioner is the owner in possession of an extent of 30.48 Ares of land comprised in Sy.No.414/7- 11 of A R Nagar Village, Thirurangadi Taluk in Malappuram District.

2. The petitioner has approached this Court

seeking a direction to the 2nd respondent, RDO to consider and dispose of Ext.P3 application in Form 5 filed under Rule 4(d) of the Kerala Conservation of Paddy land and Wetland Rules, 2008 (hereinafter referred to as the Rules).

3. Ext.P3 being a statutory application under the Rules, the competent authorities have a bounden duty to consider the same in accordance with law within a reasonable time. Having heard the learned counsel for the

petitioner, the learned Government Pleader and the learned Standing Counsel for the 5th respondent, this writ petition is disposed of directing the additional 6th respondent, Village Officer to submit a report as contemplated under Rule 4(e) of the Rules to the RDO within two months from the date of receipt of a copy of this judgment. The RDO shall dispose of Ext.P3 application, as expeditiously as

possible, at any rate, within a period of two months from the date of

receipt of the report from the Village Officer, additional 6th respondent. The timelines as above shall be strictly complied with by the respective officers. In case the report has already been submitted by the Village Officer, the RDO shall dispose of Ext.P3 within the time limit specified earlier. The petitioner shall produce a copy of this judgment along with a copy of the writ petition before the Village Officer for due compliance.

Sd/- MURALI PURUSHOTHAMAN JUDGE SRJ APPENDIX OF WP(C) 1577/2024  
PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE TAX RECEIPT DATED  
24.02.2022 Exhibit P2 TRUE COPY OF THE RELEVANT PAGES OF  
PUBLISHED DATA BANK OF ABDURAHIMAN NAGAR GRAMA PANCHAYAT  
DATED 14.03.2022 Exhibit P3 TRUE COPY OF THE FORM 5 APPLICATION  
DATED 16.11.2023 SUBMITTED BY THE PETITIONER BEFORE THE 2ND  
RESPONDENT Exhibit P4 TRUE COPY OF THE RECEIPT DATED 17.11.2023  
EVIDENCING THE PAYMENT OF FEE FOR FORM 5 APPLICATION

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