

Lovin George, vs State of Kerala,

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Court : Kerala

Decided On : Aug-02-2024

Judge : Honourable Mr.Justice Mohammed Nias C.P.

Appeal No. : WP(C)/24370/2024

Appellant : Lovin George,

Respondent : State of Kerala,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE MOHAMMED NIAS C.P.
FRIDAY, THE 2ND DAY OF AUGUST 2024 / 11TH SRAVANA, 1946
WP(C) NO. 24370 OF 2024 PETITIONERS: 1 LOVIN GEORGE, AGED
30 YEARS S/O. LATE K.J. GEORGE, KAIMATHURUTHI HOUSE, 2
ANNIE KUNJU, AGED 64 YEARS W/O. LATE K.J GEORGE,
KAIMATHURUTHI HOUSE, BY ADVS. DINESH MATHEW J.MURICKEN
VINOD S. PILLAI MOHAMMED THAYIB N.M. NAYANA VARGHESE
RIA VARGHESE JERRY PETER AHAMMAD SACHIN K. SEBA
SHAJAHAN RESPONDENTS:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY/
AGRICULTURAL PRODUCTION COMMISSIONER, AGRICULTURE
AND FARMERS WELFARE DEPARTMENT ROOM NO.202, II ND
FLOOR, ANNEXE - II, SECRETARIAT, THIRUVANANTHAPURAM
CENTRAL.P.O, THIRUVANANTHAPURAM DISTRICT, PIN - 2
REVENUE DIVISIONAL OFFICER, REVENUE DIVISIONAL OFFICE,
FIRST FLOOR, KB JACOB ROAD, FORT KOCHI, ERNAKULAM
DISTRICT, PIN - 682001 3 THE AGRICULTURAL OFFICER,
KRISHIBHAVAN, PUTHENVELIKKARA P.O., ERNAKULAM
DISTRICT, PIN - 683594 SMT.DEVI SHRI R., GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 02.08.2024, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING: ..2.. MOHAMMED NIAS C.P., J
..... Dated this the
2nd day of August, 2024

JUDGMENT

The petitioners, stated to be the owners of the property having an extent of 8.9 Ares of land comprised in Survey No.442/1, situated in Paravur Taluk, in Puthenvelikkara Village in Ernakulam District, have preferred Ext.P3 application under Form 5 of the Kerala Conservation of Paddy Land and Wetland Act and Rules, 2008, (for short, the Act and the Rules) seeking deletion of the property from the databank.

2. The learned counsel for the petitioners submits that no

orders have been passed on the statutory application so far. Under such circumstances, there will be a direction to the 3rd respondent Agricultural Officer to provide sufficient inputs required under the Act and the Rules to the 2nd 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 2nd ..3.. respondent Revenue Divisional Officer/authorised officer will consider Ext.P3 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 ACR ..4.. APPENDIX OF WP(C) 24370/2024 PETITIONER
EXHIBITS Exhibit P1 TRUE COPY OF THE GIFT DEED NO. 2131/2000 OF SRO
CHENDAMANGALAM DATED 13.11.2000 Exhibit P2 TRUE COPY OF THE
BASIC TAX RECEIPT NO. KL07030904230/2024 DATED 30.04.2024 ISSUED
FROM THE PUTHENVELIKKARA VILLAGE OFFICE Exhibit P3 TRUE COPY OF
THE FORM 5 APPLICATION SUBMITTED BY THE PETITIONERS BEFORE THE
APPROPRIATE AUTHORITY THROUGH ONLINE DATED 29.04.2024

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