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Abdurahiman vs the Tahsildar

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SooperKanoon Citation : sooperkanoon.com/1530167

Court : Kerala

Decided On : Feb-28-2022

Judge : Honourable Mr. Justice Amit Rawal

Appeal No. : WP(C)/12038/2017

Appellant : Abdurahiman

Respondent : The Tahsildar

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE AMIT RAWAL MONDAY, THE 28TH DAY OF FEBRUARY 2022 / 9TH PHALGUNA, 1943 WP(C) NO. 12038 OF 2017

PETITIONER: ABDURAHIMAN S/O MOHAMMED HAJI, MANNARCHOLA HOUSE, CHEEKODE,ERNAD TALUK, MALAPPURAM DISTRICT. BY ADV SRI.U.K.DEVIDAS RESPONDENTS: 1 THE TAHSILDAR TALUK OFFICE, KONDOTTY, MALAPPURAM DISYTRICTPIN:673638. 2 THE REVENUE DIVISIONAL OFFICER TIRUR, MALAPPURAM DISTRICT-676101. 3 STATE OF KERALA REPRESENTED BY LAND REVENUE COMMISSIONER,THIRUVANANTHAPURAM-696001. BY ADV

SMT.RESMITHA RAMACHANDRAN, SR.GOVERNMENT PLEADER THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28.02.2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: WP(C) No.12038/2017 2

JUDGMENT

Ext.P2 order dated 1.12.2014 was assailed in appeal under the Kerala Building Tax Act, 1975 which was dismissed vide Ext.P4 dated 29.2.2016. The aforementioned order is revisable under Section 13 of the Act. Faced with the situation, learned counsel for the petitioner seeks liberty of this Court for availing the aforementioned remedy subject to the condition that objection of limitation may not be forced. Liberty is granted. The period spent in this Court is ordered to be condoned and will be excluded in case the petitioner files the revision petition within a period of one month from the date of receipt of a certified copy of this judgment. Sd/- AMIT RAWAL JUDGE csl WP(C) No.12038/2017 3 APPENDIX OF WP(C) 12038/2017 PETITIONER EXHIBITS EXHIBIT P1: TRUE COPY OF THE CERTIFICATE DATED 20.3.2017 ISSUED BY THE CHEEKODE GRAMA PANCHAAYTH. EXHIBIT P2: TRUE COPY OF ORDER DATED 1.12.2014 ISSUED BY THE FIRST RESPONDENT. EXHIBIT P3: TRUE COPY OF THE MEMORANDUM OF APPEAL DATED 13.2.2015 WITHOUT ANNEXURE. EXHIBIT P4: TRUE COPY OF THE ORDER DATED 29.2.2016 PASSED BY THE SECOND RESPONDENT.

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