

**Javed Mohammad vs Principal Chief Conservator of Forests**

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**SooperKanoon Citation :** [sooperkanoon.com/1818636](http://sooperkanoon.com/1818636)

**Court :** Kerala Orders

**Decided On :** Mar-20-2020

**Judge :** Honourable Mrs. Justice Anu Sivaraman

**Appeal No. :** WP(C)/14044/2015

**Appellant :** Javed Mohammad

**Respondent :** Principal Chief Conservator of Forests

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MRS. JUSTICE ANU SIVARAMAN  
FRIDAY, THE 20TH DAY OF MARCH 2020 / 30TH PHALGUNA, 1941  
WP(C).No.14044 OF 2015(E) PETITIONER: JAVED MOHAMMAD  
AGED 25 YEARS S/O ABDUL SAMAD, BEEBIS, M.M. ROAD,  
THALASSERY, KANNUR DISTRICT-670101. BY ADVS. SRI.K.M.FIROZ  
SRI.S.KANNAN SMT.M.SHAJNA RESPONDENTS: 1 PRINCIPAL  
CHIEF CONSERVATOR OF FORESTS KERALA, THE CUSTODIAN  
(ECOLOGICALLY FRAGILE LANDS) CUSTODIAN OFFICE, FOREST  
HEAD QUARTERS, VAZHUTHAKKAD, THIRUVANANTHAPURAM-  
695014. 2 THE DIVISIONAL FOREST OFFICER D.F.O. SOUTH  
WAYANAD DIVISION, PINANGOD ROAD, DIVISIONAL FOREST

OFFICE, KALPETTA-673121. 3 THE CHIEF CONSERVATOR OF FORESTS NORTHERN CIRCLE, KANNUR-670012.

4 THE ECOLOGICALLY FRAGILE LAND CLAIM DISPUTE REDRESSAL COMMITTEE OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS, KERALA VAZHUTHAKKAD, THIRUVANANTHAPURAM, REPRESENTED BY THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS. 5 THE RANGE FOREST OFFICER MAPADI, WAYANAD DISTRICT. 6 THE STATE OF KERALA REPRESENTED BY ITS SECRETARY, DEPARTMENT OF FOREST, SECRETARIAT, THIRUVANANTHAPURAM-695001.

R1 BY ADV. SRI.SANDESH RAJA.K. SPL. G.P. FOREST THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 7.02.2020 THE COURT ON 20.03.2020 DELIVERED THE FOLLOWING: W.P.(C).No.14044/15 2

**ANU SIVARAMAN,J.**

===== W.P.(C).No.14044 of 2015 =====  
Dated this the 20th day of March, 2020

## **JUDGMENT**

Learned counsel appearing for the petitioner seeks permission to withdraw the writ petition. Permission is granted. Accordingly, this writ petition is dismissed as withdrawn. Sd/- Anu Sivaraman, Judge sj W.P.(C).No.14044/15 3 APPENDIX OF WP(C) 14044/2015 PETITIONER'S EXHIBITS: EXHIBIT P1 EXHIBIT P1: TRUE COPY OF THE NOTICE NO.B

RESPONDENT TO THE PETITIONER IN FORM NO.1 UNDER SECTION 3(2) OF THE KERALA FOREST (VESTING AND MANAGEMENT OF ECOLOGICALLY FRAGILE LANDS) ACT, 2003. EXHIBIT P2 EXHIBIT P2: TRUE COPY OF THE STATUTORY APPLICATION DATED 9.1.2015 SUBMITTED THE PETITIONER BEFORE THE 1ST RESPONDENT UNDER SECTION 10A OF THE KERALA FOREST (VESTING AND MANAGEMENT OF ECOLOGICALLY FRAGILE

LANDS) ACT, 2003 ALONG WITH GROUNDS.

EXHIBIT P3 EXHIBIT P3: TRUE COPY OF THE COMMUNICATION NO.EFL-13-1368/15 DATED 18.2.2015 ISSUED BY THE CUSTODIAN (DFL) TO THE PETITIONER. EXHIBIT P4 EXHIBIT P4: TRUE COPY OF THE RELEVANT PORTION OF THE SALE DEED NO.1545/2009 OF VYTHIRI SUB REGISTRAR OFFICE DATED 1.12.2009. EXHIBIT P5 EXHIBIT P5: TRUE COPY OF THE POSSESSION

CERTIFICATE DATED 7.2.2015 ISSUED BY THE VILLAGE OFFICER, CHUNDALE IN RESPECT OF THE PROPERTY OF THE PETITIONER IN RS.NO.411/1PT OF CHUNDALE VILLAGE.

**EXHIBIT P6 EXHIBIT P6: TRUE COPY OF THE INTERIM ORDER**

DATED 30.3.2015 IN WPC NO.9366/2015 PASSED BY THE HON'BLE HIGH COURT OF KERALA. True copy PS to Judge W.P.(C).No.14044/15 4

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