



2024:KER:93625

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE ZIYAD RAHMAN A.A.

WEDNESDAY, THE 11TH DAY OF DECEMBER 2024 / 20TH AGRAHAYANA,

1946

WP(C) NO. 43517 OF 2024

PETITIONER/S:

MUHAMMED FAISAL P.M.
AGED 46 YEARS
S/O. CHERIYA MUHAMMED, BISMI HOUSE, PONNANI,
EZHUVATHIRUTHY, MALAPPURAM DISTRICT, PIN - 679577

BY ADVS.
BABU S. NAIR
SMITHA BABU

RESPONDENT/S:

- 1 THE REVENUE DIVISIONAL OFFICER
REVENUE DIVISIONAL OFFICE, TIRUR, MALAPPURAM
DISTRICT, PIN - 676101
- 2 THE VILLAGE OFFICER
EZHUVATHURUTHY VILLAGE MALAPPURAM DISTRICT, PIN -
679586

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 11.12.2024, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:



JUDGMENT

The petitioner is the owner of the property having an extent of 19.831 Ares comprised in Sy.No. 93/1-74 in Block No.10 of Ezhuvathuruthy Village in Malappuram District. The grievance of the petitioner is that, the said property was wrongly described as paddy land in the revenue records even though the same is not included in the Data Bank. Therefore, an application in Form 6 which is produced as Ext.P3, has been submitted by the petitioner for classifying the same as dry land, before the 1st respondent, and it is now pending consideration since 21.11.2024. The limited prayer sought by the petitioner is to direct the 1st respondent to pass orders thereon within a time frame.

After hearing the learned counsel for the petitioner and the learned Government Pleader, I am inclined to dispose of this writ petition. Accordingly it is ordered that, the 2nd respondent shall forward a report as to the nature of the property of the petitioner, to the 1st respondent or the authorized officer under



Section 2(xvA) of the Kerala Conservation of Paddy Land and Wetland Act, 2008, within a period of two months from the date of receipt of a copy of this judgment and thereupon, the 1st respondent or the authorized officer as referred to above, shall take up Ext.P3 application and appropriate orders thereon shall be passed in accordance with law, within a period of six months from the date of receipt of such report.

Sd/-

ZIYAD RAHMAN A.A.
JUDGE

rpk



APPENDIX OF WP(C) 43517/2024

PETITIONER EXHIBITS

- | | |
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| Exhibit P1 | A TRUE COPY OF THE POSSESSION
CERTIFICATE IN RESPECT OF THE
PROPERTIES OF THE PETITIONER ISSUED BY
THE 2ND RESPONDENT DATED 16-1-2024 |
| Exhibit P2 | A TRUE COPY OF THE ORDER REMOVING THE
PETITIONER'S PROPERTY FROM THE DATA
BANK ISSUED BY THE SUB-COLLECTOR, TIRUR
DATED 12-7-2023 |
| Exhibit P3 | A TRUE COPY OF THE FORM 6 APPLICATION
DATED, 21-11-2024 SUBMITTED BY THE
PETITIONER BEFORE THE FIRST RESPONDENT |
| Exhibit P4 | A TRUE COPY OF THE RECEIPT FOR THE
PAYMENT OF THE REQUISITE FEE |