

IN THE LAND ACQUISITION, REHABILITATION AND RESETTLEMENT
AUTHORITY, THALASSERY
(ADDITIONAL DISTRICT COURT-II, THALASSERY)

Present: Titty George, The Land Acquisition, Rehabilitation and
Resettlement Authority, Thalassery (Additional District Judge-II)
Tuesday, the 31st day of March, 2026, 10th Chaithra, 1948

L A R R No. 265/2025

(LAC.No.1276/2024 of Award No. 01/2024 dated 20-05-2025)

C1 Soumini, Pattathari, Keettakandi Pattathari Kuzhumbalode. Anjarakandy P.O.] Claimants]
C2 K.P. Prabhakaran, Keettakandi House, Kuzhimbalodemetta, Anjarakandy P.O.]]
C3 Mahija Pattathari, Pulayankandi House, Kuzhimbalode, Mamba P.O.]]
C4 Kalliyani Valiyavalappil, Manonjam, Alakkal, Anjarakandy P.O.]]
C5 Manognan Valiyavalappil,, Manonjam, Alukkal, Anjarakkandy P.O.]]
Vs.	
1. The Government of Kerala represented by the District Collector, Kannur.] Respondents]
2. MD, KINFRA, Trivandrum.]]
3. The Special Tahsildar, LA KINFRA, Mattannur.]]

This reference coming on 25th day of March, 2026 for final hearing before me in the presence of Sri. Sujith Mohan K., Advocate for the claimants; of Smt. Jayasree V.S., Addl. Govt. Pleader for the respondent Nos.1 and 3; and of Sri. P.U. Shailajan, Advocate for the 2nd respondent; and having stood over for consideration to this day, the court passed the following:-

A W A R D

This is a reference made by the Land Acquisition Officer and Special Tahsildar (LA) KINFRA, Mattannur u/s.77 of the Right to Fair Compensation and

Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (hereinafter referred to as the RFCTLARR Act).

2. The reference relates to the acquisition of 0.1702 H of land in Resurvey 28/7 of Muringeri desom in Anjarakandy Village, Kannur Taluk, Kannur District which was acquired for the formation of Industrial park at Mattannur. Enquiry notice u/s.21 of the RFCTLARR Act was issued to the claimants. Compensation for the acquisition of land as per Award 01/2024 in LAC 1276/2024 is **₹97,33,207/- (Rupees Ninety seven lakh thirty three thousand two hundred and seven only)**. In the enquiry conducted by the Land Acquisition Officer, the land owners appeared for hearing but documents produced are not sufficient to prove the title over the property. Therefore, the compensation was deposited before this Authority u/s.77 of the Act.

3. The claimants No.1 to 3 jointly filed claim statement stating that at the time of Award enquiry, the claimants in the above reference produced their title deeds, purchase certificates, and revenue receipts. However, as certain additional relevant documents could not be produced at that time, the Special Tahsildar (LA), KINFRA, Mattannur referred the matter to this Court for adjudication and apportionment. The portion of the acquired property along with larger extent measuring 12.14 Ares originally belonged on kuzhikanam right to late Keshikkaran Raghavan as per Assignment Deed No.2113/1960 of SRO Anjarakkandy dated 10.11.1960. Later Keshikkaran Raghavan died on 08.05.1966. Thereafter legal heirs of above said Raghavan; Soumini (C1), Prabhakaran (C2), Mahija (C3), Kalliyani (C4) and Manognan (C5) are obtained jenmam right over the property measuring 12.14 Ares of land from the Land Tribunal, Kuthuparamba as per the purchase Certificate No.IN1022022/2023 dated 24.01.2023. Another portion of the acquired property along with larger extent was originally belonged to late Keshikkaran Raghavan and others. Upon Keshikkaran Raghavan's demise, his rights devolved upon his legal heirs. Subsequently, the legal heirs and other co-owners partitioned the larger extent of property as per Partition Deed No.836/2015

of SRO, Anjarakkandy. As per the said partition deed, Claimants No.1, 2, and 3 and 5 were jointly allotted G-Schedule property measuring 6.07 Ares of land. In this partition Deed, Kalliyani (Second wife of late Keshikkarar Raghavan) is not made as an executant. Thereafter legal heirs of above said Raghavan; C1 to C3 and C5 obtained jenmam right over the property measuring 0.0607 hectars of land from the Land Tribunal, Kuthuparamba as per the purchase Certificate No.191/2022 dated 02.12.2021. Out of the total extent (12.14Ares+6.07 Ares of land) owned and possessed by the above legal heirs, 17.02 Ares has been acquired by the Special Tahsildar (LA), KINFRA. Claimants No.1 to 3 are the first wife and children of late Keshikkarar Raghavan. Claimant No.4 is the second wife of late Keshikkarar Raghavan and she has no right, title, interest or share over the acquired property or the compensation amount deposited before this Court. Claimant No.5 is the only son born to Keshikkarar Raghavan with his second wife; Kalliyani (C4). Claimants No.1 to 3 submitted that they, along with Claimant No.5, are the lawful legal heirs of late Keshikkarar Raghavan and are consequently entitled to their respective lawful shares in the compensation amount awarded in the above matter. There is no dispute among the claimants regarding apportionment. Claimant No.4 has voluntarily relinquished her claim over the compensation amount. There is no rival claim in this reference. The acquired property was in the absolute ownership and possession of Claimants No.1 to 3 and 5 at the time of acquisition. Therefore, Claimants No.1 to 3 and Claimant No.5 alone are entitled to receive the entire award amount deposited before this Court. Hence, Claimants No.1 to 3 & 5 are entitled to one equal share in the compensation amount deposited before this Court.

4. The claimant No.4 Kalliyani and No.5 Manognan filed separate claim statements stating the same facts as given in the claim statement of claimants No.1 to 3.

5. The 1st and 3rd respondents filed memo of appearance. The second respondent filed vakalath, but did not file any counter. The 3rd respondent filed counter statement reiterating the facts in the reference.

6. On the side of the claimants, Exts.A1 to A10 were marked. The respondents did not adduce any evidence, either oral or documentary.

7. Heard both sides.

8. Following points arise for determination:-

(i) *Whether the claimants No.1 to3 and 5 are entitled to get the compensation amount in deposit in the reference?*

(ii) *What is the proper order to be passed?*

9. **Point No.(i):-** The only question to be decided is whether the claimants No.1 to 3 and 5 have absolute title and possession over 0.1702 H comprised in ReSy.28/7 of Muringeri desom in Anjarakandy Village which was acquired by the Land Acquisition Authority. Ext.A1 is the Partition Deed bearing No.836/2015 of SRO, Anjarakandy executed by Keshikkaran Krishnan and others wherein G Schedule property an extent of 6.07 Ares in RS 28/7 of Anjarakandi village is allotted to claimants 1 to 3 and 5 as the legal heirs of deceased Keshikkaran Raghavan. Ext.A2 is the Assignment Deed bearing No.2113/1960 of SRO, Anjarakandy executed by Karatha Kunhambu in favour of Keshikkaran Raghavan in respect of property in RS 29/3. Ext.A3 is the Purchase Certificate bearing No.191/2022 of Land Tribunal, Kuthuparamba in the names of C1 to C3 and C5 dated 02.12.2021 for 6.07 Ares in RS 28/7 of Anjarakandi village. Ext.A4 is the Purchase Certificate No.IN1022022 issued by the Land Tribunal, Kuthuparamba dated 24.01.2023 in the name of claimants 1 to 5 for 12.14 Ares in RS 28/7 of Anjarakandi village. Exts.A5 and A6 are the tax receipt and possession and non-attachment certificate in the names of claimants issued by the Village officer, Anjarakandy in respect of 0.1214 H in ReSy.Nos.28/105. Ext.A6(a) is the possession and non-attachment certificate in the names of claimants issued by the Village officer, Anjarakandy in respect of 0.0607 H in ReSy.Nos.28/110. Ext.A7 is the legal heirship certificate in respect of Kesikkaran Raghavan which shows that

claimants No.1 to 5 are his legal heirs. As per Exts.A8 and A8(a) there is no encumbrance over the property during the period from 01.01.1994 to 20.11.1994. From Exts.A9 and A9(a) Thandaper accounts in the name of claimants it can be seen that 0.0607 H and 0.1214 H in RS Nos.28/110 and 28/105 were last transacted from RS 28/7. Ext.A10 is the certificate issued by the Village Officer, Anjarakandy dated 14.08.2018 certifying that in the Doc. No.2113/1960 of SRO, Anjarakandy the resurvey number of 12.14 Ares is wrongly written as RS 29/3 and as per site inspection, the correct ReSurvey number is 28/7.

10. The claimant No.4 Kalliyani also filed an affidavit stating that she is not claiming any right over the deposited amount and the compensation amount can be released to other claimants. The evidence adduced by the claimants No.1 to 3 and 5 prove that they have absolute title and possession over the acquired property and it remains unrebutted. There is no rival claim to the property acquired or to the amount deposited in court. Therefore, it is found that these claimants are entitled to get the compensation of **₹97,33,207/- (Rupees Ninety seven lakh thirty three thousand two hundred and seven only)** deposited by the 3rd respondent as per the award of the District Collector in Award No.01/2024 in LAC 1276/2024. So, Point No.(i) is answered accordingly.

11. **Point No.(ii):-** In the result, the reference is answered as follows:-

i) The claimants No.1 to 3 are entitled to get the amount of **₹24,33,302/- (Rupees Twenty four lakh thirty three thousand three hundred and two only)** each out of ₹97,33,207/- awarded by the District Collector in Award 01/2024 in LAC 1276/2024 towards compensation for acquisition of land 0.1702 H of land in Resurvey No.28/7 in Anjarakandy Village, in Kannur Taluk and the interest accrued thereon from fixed deposit.

ii) The claimant No.5 is entitled to get the amount of **₹24,33,301/- (Rupees Twenty four lakh thirty three thousand three hundred and one only)** each out of ₹97,33,207/- awarded by the District Collector in Award 01/2024 in LAC

1276/2024 towards compensation for acquisition of land 0.1702 H of land in Resurvey No.28/7 in Anjarakandy Village, in Kannur Taluk and the interest accrued thereon from fixed deposit.

iv) Issue cheques accordingly.

(Dictated to the Confdl. Asst. and typed by her, corrected, and pronounced by me in open Court, on this the 31st day of March, 2026).

THE LAND ACQUISITION, REHABILITATION
AND RESETTLEMENT AUTHORITY
(ADDITIONAL DISTRICT JUDGE- II)

Claimant's Exhibits:-

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| A1 | 19-03-2015 | Partition deed No. 836/2015 of SRO Ancharakkandy. |
| A2 | 10-11-1960 | Assignment deed No. 2113/1960 of SRO, Ancharakkandy. |
| A3 | 22-02-1970 | Purchase certificate bearing No. 191/2022 of Land Tribunal, Kuthuparamba. |
| A4 | 24-01-2023 | Purchase certificate bearing No. IN1022022/2023 of Land Tribunal, Kuthuparamba. |
| A5 | 05-04-2024 | Land Tax receipt issued by Village officer, Anjarakkandy. |
| A6 | 30-11-2024 | Possession and non attachment certificate issued by Village officer, Anjarakkandy. |
| A6(a) | 30-11-2024 | Possession and non attachment certificate issued by Village officer, Anjarakkandy. |
| A7 | 02-10-2022 | Legal Heirship certificate. |
| A8 | 29-11-2024 | Encumbrance certificate on property during the period from 01-01-1994 to 20-11-1994. |
| A8(a) | 26-11-2024 | Encumbrance certificate on property during the period from 01-01-1994 to 20-11-1994. |
| A9 | 22-11-2024 | Thandapper account. |
| A9(a) | 22-11-2024 | Thandapper account. |
| A10 | 14-08-2018 | Certificate issued by the Village officer, Anjarakkandy. |

Claimant's witness :- Nil.

Respondent's Exhibits & Witness:- Nil

THE LAND ACQUISITION, REHABILITATION AND
RESETTLEMENT AUTHORITY
(ADDITIONAL DISTRICT JUDGE- II)

bkm/

Fair/Copy of Order in
LARR No. 265/2025
Dated: 31-03-2026.