

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

IA 2 in CIVIL APPEAL NO. 4994 OF 2004

K. BALAKRISHNAN NAMBIAR

Appellant (s)

VERSUS

STATE OF KARNATAKA & ORS.

Respondent(s)

WITH

I.A.NO.2 IN C.A.NO.4995/04

AND WITH

I.A.No.2 in C.A.NO.4996/04

(With appln(s) for directions and office report )

Date: 07/05/2007 These Applns. were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

HON'BLE MR. JUSTICE H.S. BEDI

For Appellant(s)

Mr.K.K.Venugopal, Sr.Adv.

Mr. K.R. Nambiar,Adv.

Mr.K.V.Viswanathan, Adv.

For Respondent(s)

Mr. Sanjay R. Hegde,Adv.

UPON hearing counsel the Court made the following

O R D E R

The Asst.Conservator of Forests passed an order on 7.3.2007 proposing to take over the leasehold lands held by the appellant in

C.A.NO.4994/04. The appellant has filed an appeal before the Appellate Authority and the same is pending consideration. Meanwhile, the main matter SLP(C)No.18478/06 filed by the appellant has been admitted and leave has been granted. The appellant apprehends that pursuant to the order passed by the Asst.Conservator of Forests, the land is likely to be taken over by the Forest authorities. Under the above circumstances, we make it clear that in case the forest authorities take over the land, the possession of the same shall be entrusted to the appellant as Receiver pending final orders to be passed in these appeals. The appellant on taking possession of the property as receiver from the forest authorities shall furnish accounts for the profit received from it to the Asst.Conservator of Forests, Sub-Division, Sullia.

I.A.s are disposed of accordingly.

(G.V.Ramana)

Court Master

(Veera Verma)

Court Master