

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

Civil Appeal No(s). 10198/2010

STATE OF KERALA . & ANR.

Appellant(s)

VERSUS

P.KRISHNA PILLAI . & ORS.

Respondent(s)

IA No. 5666/2022 - APPLICATION FOR PERMISSION

IA No. 40258/2022 - EXEMPTION FROM FILING AFFIDAVIT

Date : 24-07-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

For Appellant(s) : Mr. Jaideep Gupta, Sr. Adv.
Mr. C. K. Sasi, AOR
Ms. Meena K Poullose, Adv.
Mr. Riddhi Bose, Adv.
Ms. Racheeta Chawla, Adv.
Ms. Rishi Agarwal, Adv.
Ms. Sampriiti Bakshi, Adv.
Mr. Siddharth Banerjee, Adv.

For Respondent(s) : Mr. A.Hariprasad, Sr. Adv.
Ms. Usha Nandini V., AOR
Mr. Biju P Raman, Adv.
Mr. John Thomas Arakal, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Mr. Jaideep Gupta, learned senior counsel assisted by Mr. C.K. Sasi, standing counsel for the State of Kerala has brought to our notice a document stated to be Notification No. 471 dated 30.10.1900 said to have been issued under Sections 33 and 26 of the Madras Forest Act to submit that the Madras Forest Act applies to the land in question and as such it is a private forest and will therefore vest in the State.

2. This document was not before the High Court, it was not shown to this Court from 2008 when the Special Leave Petition was filed in this Court.

3. We direct the State to file an affidavit indicating the circumstances in which the said document could not be traced earlier and also how, when and from which record the said document is discovered. The affidavit shall be filed by a Senior Officer of the concerned Department. Let the affidavit be filed within four weeks from today.

4. List immediately thereafter.

(KAPIL TANDON)
COURT MASTER (SH)

(NIDHI WASON)
COURT MASTER (NSH)