

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 20TH DAY OF NOVEMBER 2015/29TH KARTHIKA, 1937

RP.No. 1068 of 2015 (H)

JUDGMENT DATED 12-10-2015 IN WP(C) 24874/2015
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REVIEW PETITIONER(S)/PETITIONER:

**AJAYAKUMAR S., AGED 51 YEARS,
S/O.R.SREEDHARANA,
EXECUTIVE PARTNER M/S.JOSCO BUILDERS VILANGADAN ESTATE,
MAMANGALAM CHURCH ROAD, KOCHI-25, RESIDING AT KUNNATH,
CHEPRA P.O., KOTTARAKARA, KOLAM DISTRICT.**

BY ADV. SRI.P.K.BABU

RESPONDENT(S)/RESPONDENTS:

- 1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF AGRICULTURE,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM - 695 001.**
- 2. THE KERALA LAND DEVELOPMENT CORPORATION LTD.,
REPRESENTED BY ITS MANAGING DIRECTOR BAINS COMPOUND,
MUSEUM P.O., THIRUVANANTHAPURAM - 695 001.**
- 3. PROJECT ENGINEER,
THE KERALA LAND DEVELOPMENT CORPORATION LTD., SREEPADMAM
BUILDING OPP. GOVERNMENT H.S.S KAYAMKULAM - 690 502.**
- 4. M/S.JOSCO BUILDERS, VILANGADAN ESTATE,
MAMANGALAM CHURCH ROAD, PALARIVATTOM,
KOCHI -25, REPRESENTED BY ITS MANAGING
PARTNER, JOSEPH VILANGADAN,
S/O.ULAHANNAN, AGED 80 YEARS, VILANGATTIL HOUSE,
PALARIVATTOM, KOCHI -682 025.**
- 5. JOSEPH VILANGADAN,
S/O.ULAHANNAN, AGED 80 YEARS, VILANGATTIL HOUSE,
PALARIVATTOM, KOCHI - 25.**

**R1 BY GOVERNMENT PLEADER SMT.C.K.SHERIN
R4 & R5 BY ADV. SRI.PRAVEEN K. JOY, SC**

**THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON
20-11-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

msv/

RP No. 1068 of 2015 (H)

APPENDIX

PETITIONER(S)' ANNEXURES:

**ANNEXURE A1: CERTIFIED COPY OF THE JUDGMENT DTD.12.10.2015 IN
WP(C) 24874/2015 ON THE FILE OF THIS HON'BLE COURT.**

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

A.MUHAMED MUSTAQUE, J.

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R.P No. 1068 of 2015

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Dated this the 20th day of November, 2015

O R D E R

The petitioner has come up with a review petition. The writ petition pertains to release of the final amount based on the bill in connection with the work of RIDF XIV – Drainage and Flood Protection Works of Thazhavayalela at Thazhava Panchayat in Kollam District. It appears that there was a dispute between the petitioner and the 5th respondent. The petitioner prayed that the amount shall not be released to the 5th respondent. This Court relegated the petitioner to approach civil court to raise any dispute.

2. The petitioner submits that he had made a representation before the 2nd and 3rd respondent. Therefore representation may be directed to be considered. In that view of the limited prayer in this review petition, this Court is of the view that before disbursing the amount, representation made by the

petitioner shall be considered by the 3rd respondent after hearing the petitioner as well as the 5th respondent. Judgment is reviewed to the above extent. The decision shall be taken within two weeks from the date of receipt of the copy of this judgment and till the decision is taken the amount shall not be released.

sab

A.MUHAMED MUSTAQUE, JUDGE