

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE**

FRIDAY, THE 11TH DAY OF DECEMBER 2015/20TH AGRAHAYANA, 1937

SCLP.No.1 of 2015 ()

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(ARISING OUT OF JUDGMENT DATED 30.11.2015 IN W.A. NO.2399 OF 2015.)**

PETITIONER(S)/APPELLANT:

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S.ABDUL SHUKOOR, AGED 40 YEARS,
S/O.TKP POOKOYA, SARABIYODA HOUSE, AGATTI ISLAND,
UT OF LAKSHADWEEP-682553
UNLOADING/STEVEDORING CONTRACTOR, AGATTI.**

BY ADV. SRI.M.P.KRISHNAN NAIR

RESPONDENT(S)/RESPONDENTS:

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- 1. THE ADMINISTRATOR, UT OF LAKSHADWEEP, KAVARATTI-682555.**
 - 2. THE DIRECTOR, DIRECTORATE OF PORT,
SHIPPING AND AVIATION, UT OF LAKSHADWEEP, KAVARATTI-682555.**
 - 3. THE DEPUTY COLLECTOR,
AGATTI ISLAND, UT OF LAKSHADWEEP-682553.**
 - 4. SHRI.NOUSHAD C., S/O.KUNHIKOYA B.,
CHEMMATHODA HOUSE, AGATTI ISLAND-682553, UT OF LAKSHADWEEP.**
 - 5. SHRI.SHARAFUDEEN D.L., DARIVINODA HOUSE,
AGATTI ISLAND-682553, UT OF LAKSHADWEEP.**
 - 6. SHRI.DAVOOD C.K.,
CHERIYANKKADE HOUSE, AGATTI ISLAND-682553,
UT OF LAKSHADWEEP.**

R1 TO R3 BY ADV. SRI.S.RADHAKRISHNAN, SC, LAKSHADWEEP ADMN.

**THIS SUPREME COURT LEAVE PETITION HAVING BEEN FINALLY HEARD ON 11-12-2015
ALONG WITH SCLP.2 OF 2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

KRJ

**ASHOK BHUSHAN, C.J &
A.M.SHAFFIQUE, J.**

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SCLP No.1/2015 & I.A No.3261/2015
and
SCLP No.2/2015 & I.A No.3260/2015
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Dated this the 11th day of December, 2015

ORDER

Shaffique, J

These applications had been filed seeking leave to prefer appeals before the Supreme Court and also to stay the judgments of this Court for a period of thirty days.

2 Having heard the learned counsel for the petitioners and having gone through the averments made in the applications, we do not think that the said cases are fit cases where leave can be granted. All the contentions raised by the petitioners were considered and rejected by this Court.

3. The writ petitions relate to challenge to tender conditions by which, certain provisions in the earlier tender were deleted by the Lakshadweep Administration. We have already held that such

SCLP.1/15&IA.3261/15 and
SCLP.2/15&IA.3260/15

-:2:-

deletions have been made to open up more competition in the field.

There is no reason why leave should be granted in such instances.

Accordingly, the applications for stay as well as the applications for leave to prefer appeals are dismissed.

Sd/-

**ASHOK BHUSHAN
CHIEF JUSTICE**

Sd/-

**A.M.SHAFFIQUE
JUDGE**

krj.11/12/15