

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE SMT. JUSTICE P.V.ASHA

TUESDAY, THE 2ND DAY OF JUNE 2015/12TH JYAISHTA, 1937

WP(C).No. 1151 of 2015 (T)

PETITIONER(S)/PETITIONERS:-

1. **AKSHAYA E-CENTER**
PERUMBAVOOR MUNICIPALITY (OUSHADI JUNCTION)
REPRESENTED BY THE ENTREPRENEUR, ABDUL JALEEL
S/O.JABBAR.
2. **AKSHAYA E-CENTRE,**
EZHIKARA PANAHCYATH, REPRESENTED BY THE ENTREPRENEUR
SALJITH P.R., AGED 45 YEARS, S/O.RAMACHANDRAN.
3. **AKSHAYA E-CENTRE,**
ELANKUNNAPUZHA PANCHAYATH
REPRESENTED BY THE ENTREPRENEUR, MARTIN, S/O.GEORGE, AGED 44
YEARS.
4. **AKSHAYA E-CENTRE,**
KUNATHUNAD PANCHAYATH
REPRESENTED BY THE ENTREPRENEUR, K.P.KURIAKOSE, AGED 46 YEARS
S/O.POULOSE.
5. **AKSHAYA E-CENTRE,**
VENGOLA PANCHAYATH, REPRESENTED BY THE ENTREPRENEUR
JOJI, AGED 35 YEARS, S/O.K.C.YACOB.
6. **AKSHAYA E-CENTRE,**
MANJALLOOR PANCHAYATH, REPRESENTED BY THE ENTREPRENEUR
AMBILY PRABHA, AGED 39 YEARS, W/O.AJITH.
7. **AKSHAYA E-CENTRE,**
AYAVANA PANCHAYATH, REPRESENTED BY THE ENTREPRENEUR
CINU P.MANI, AGED 30 YEARS, W/O.SIJU.

BY ADVS.SRI.C.A.NAVAS
SRI.T.K.SASIKUMAR
SRI.P.A.SHAJI SAMAD
SRI.C.J.SOLOMAN
SMT.E.G.AMBILY

RESPONDENT(S)/RESPONDENTS:-

1. **THE STATE OF KERALA**
REPRESENTED BY THE SECRETARY TO GOVERNMENT
CIVIL SUPPLIES DEPARTMENT, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM - 698 001.

WP(C).No. 1151 of 2015

- 2. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO GOVERNMENT
INFORMATION AND TECHNOLOGY DEPARTMENT
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 698 001.**
- 3. THE DIRECTOR,
KERALA STATE I.T MISSION, GOVERNMENT OF KERALA
VELLAYAMBALAM, THIRUVANANTHAPURAM - 698 001.**
- 4. THE REGISTRAR,
C-DIT, CHITRANJALI HILLS, THIRUVALLAM
THIRUVANANTHAPURAM, PIN - 695 027.**
- 5. THE DISTRICT COLLECTOR,
COLLECTORATE, KAKKANAD, ERNAKULAM - 682 030.**
- 6. THE DIRECTOR,
STATE AKSHAYA PROJECT, MANJALIKULAM ROAD, THAMBANOOR
THIRUVANANTHAPURAM - 698 001.**
- 7. THE DISTRICT CO-ORDINATOR,
STATE AKSHAYA PROJECT, DISTRICT OFFICE, KAKKANAD
ERNAKULAM- 682 030.**

**R4 BY SRI.C.S.AJITH PRAKASH, SC, C-DIT
R1,R2,R3,R5,R6,R7 BY GOVERNMENT PLEADER SRI.REFEEK**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02-06-2015,
ALONG WITH WP(C).NO. 1734/2015, WP(C).NO. 2562/2015, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:**

WP(C).No. 1151 of 2015 (T)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. PHOTOSTAT COPY OF THE GOVERNMENT ORDER NO.G.O(MS) NO.25/2009/ITD DATED 06.10.2009.

EXHIBIT P2. PHOTOSTAT COPY OF THE SPECIMEN APPLICATION FORM.

EXHIBIT P3. THE PHOTOSTAT OF THE PAPER PUBLICATION REPORTED IN MATHRUBHUMI DAILY DATED 05.01.2015.

EXHIBIT P4. THE PHOTOSTAT OF THE PAPER PUBLICATION REPORTED IN MATHRUBHUMI DAILY DATED 08.01.2015.

EXHIBIT P5. THE PHOTOCOPY OF THE PAPER PUBLICATION REPORTED IN MATHRUBHUMI DAILY DATED 09.01.2015.

EXHIBIT P6. THE PHOTOSTAT COPY OF THE GOVERNMENT ORDER NO.G.O(MS) NO.70/2012/LABOUR DATED 16.06.2012.

RESPONDENT(S)' EXHIBITS

EXHIBIT.R4(A):COPY OF THE G.O.(MS) NO.3/2000/ITD DATED 22/2/2000 OF THE IT DEPARTMENT.

EXHIBIT R4(B):COPY OF THE G.O.(MS) NO.13/2000/ITD DATED 28/7/2000 OF THE IT DEPARTMENT.

EXHIBIT R4(C):COPY OF THE GO(RT) NO.292/14/F&CSD DATED 27.9.2014 APPOINTING C-DIT AS THE TSP TO THE RRCP PROJECT.

EXHIBIT R4(D):COPY OF THE G.O.(MS)NO.253/09/F&CSD DATED 11.8.2009 ISSUED BY THE FOOD AND CIVIL SUPPLIES (B) DEPARTMENT.

/TRUE COPY/

P.A. TO JUDGE

SKV

P.V.ASHA, J.

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W.P.(C). Nos.1151,1734 & 2562 OF 2015,

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Dated this the 2nd day of June, 2015

JUDGMENT

The petitioners in all these cases are running Akshaya E-Centres in various Districts. When the renewal work of ration card was allotted to the C-DIT, they approached this court for a declaration that the allotment to the 4th respondent is illegal and that the petitioners and other similar Akshaya E-Centre entrepreneurs are the most eligible Governmental agency for doing the renewal of ration card work proposed by the Government.

2. Learned Standing Counsel for the 4th respondent – C-DIT submitted that a portion of the Data Entry work has already been given to them by the Government in accordance with the G.O.No.(Ord)No.90/15FCSD dated 17.3.2015.

3. It is also pointed out that in case the petitioners are furnishing any grievances in the matter they are free to approach the Government/District Collector which is the

competent authority to consider the same.

4. In the said circumstances this writ petition is closed relegating the petitioners to approach the District Collector with necessary application in respect of this matter within a period of 3 weeks. The 5th respondent shall thereupon consider the same and pass appropriate orders, after affording an opportunity of hearing to the petitioners, within a further period of 2 months from the date of receipt of a copy of the judgment.

Petitioners shall produce a copy of the judgment along with their representation. The contentions raised in the petition is left open.

Accordingly, this writ petition is disposed of.

Sd/ –
P.V.ASHA, JUDGE

SKV