

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

THURSDAY, THE 29TH DAY OF OCTOBER 2015/7TH KARTHIKA, 1937

WP(C).No. 5288 of 2012 (I)

PETITIONER(S) :

BHARAT ENGINEERING COMPANY,
31/1523, T.B.ROAD, T.B.COMPLEX, PALAKKAD-678 014,
REPRESENTED BY ITS MANAGING PARTNER, N.J.ROY,
AGED 45 YEARS, S/O.N.V.JOSEPH (LATE),
“NELLISSERY HOUSE”, VAKKALA, ELAVAPPAM P.O.,
KIZHAKKANCHERY VILLAGE, ALATHUR TALUK,
PALAKKAD-695 573.

BY ADV. SRI.T.K.SANDEEP

RESPONDENT(S) :

1. ASSISTANT EXECUTIVE ENGINEER (AGRL),
MALAMPUZHA, PALAKKAD-678 651.
2. DISTRICT PANCHAYAT,
REPRESENTED BY ITS SECRETARY,
DISTRICT PANCHAYATH OFFICE, PALAKKAD-678 001.
3. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF AGRICULTURE, SECRETARIAT,
TRIVANDRUM-695 001.

* ADDITIONAL R4 IMPEADED

4. RAIDCO KERALA LIMITED,
KANJIKODE WEST, NEAR HCRI, PALAKAD - 678 823.

* ADDITIONAL R4 IS IMPEADED AS PER ORDER DATED 29/05/2012 IN
I.A.NO.6745 OF 2012.

R1 & R3 BY SR. GOVERNMENT PLEADER SRI.R.PADMARAJ
R2 BY ADVS. SRI.P.K.NIJOY
SMT.C.PRABITHA
R4 BY ADV. SRI.M.SASINDRAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 29-10-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

Msd.

A.M. SHAFFIQUE, J.

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W.P. (C) No.5288 of 2012

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Dated this, the 29th day of October, 2015

J U D G M E N T

The issue raised in the writ petition is regarding illegal fixation of tender to unqualified persons. This writ petition is filed in 2012 challenging the award of work in favour of the 4th respondent.

Under such circumstances, I do not think that any directions can be issued in this writ petition as the subject matter has become infructuous. Accordingly, the writ petition is dismissed as infructuous.

Sd/-

A.M. SHAFFIQUE, JUDGE

Rp

29/10/2015

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PS to Judge