

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 9TH DAY OF APRIL 2015/19TH CHAITHRA, 1937

WP(C).No. 1817 of 2014 (B)

PETITIONER:

**REMESHAN, AGED 43 YEARS
S/O.BAVAN, THEKKECHERUVIL HOUSE, AZHEEKAL.P.O.
VYPEEN, REPRESENTED BY POWER OF ATTORNEY SABITHA
AGED 39, THEKKECHERUVIL, AZHEEKAL.P.O.
VYPEEN, ERNAKULAM DISTRICT.**

**BY ADVS.SRI.I.DINESH MENON
SRI.L.RAJESH NARAYAN**

RESPONDENTS:

**1. KERALA STATE ELECTRICITY BOARD
REP.BY ASSISTANT ENGINEER
MALIPURAM ELECTRICAL SECTION, MALIPURAM-682 511.**

**2. VILLAGE OFFICER
PUTHUVYPE, ERNAKULAM-682 508.**

*** ADDL. R3 IMPEADED**

**3. THE TAHSILDAR
KOCHI, TALUK**

*** ADDL.R3 IS SUO MOTU IMPEADED AS PER ORDER DATED 06.03.2013**

**** ADDL. R4 IMPEADED**

**4. BEATRICE, AGED 62 YEARS
W/O. JOSEPH, LANTHAPARAMBIL HOUSE
AZHEEKKAL VILLAGE
KOCHI TALUK - 682 001**

**** ADDL. R4 IS IMPEADED AS PER ORDER DATED 22.07.2014 IN I.A. NO.
9285/2014**

**R1 BY SRI.SAJEEVKUMAR K.GOPAL,SC,KSEB
R3 BY ADV.GOVERNMENT PLEADER SRI. GIKKU JACOB
R4 BY ADVS. SRI.A.X.VARGHESE
SRI.A.VJOJO**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
09-04-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

WP(C).No. 1817 of 2014 (B)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1- TRUE COPY OF THE SAID COMMUNICATION ISSUED BY THE 2ND RESPONDENT DATED 18.4.2012.**
- P2- TRUE COPY OF THE JUDGMENT DATED 24.6.2013 IN WP[C]NO.13820 OF 2013.**
- P3- TRUE COPY OF THE APPLICATION ALONG WITH THE RELEVANT DOCUMENTS.**
- P4- TRUE COPY OF THE REPRESENTATION DATED 7.10.2013.**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 1817 OF 2014

Dated this the 9th day of April, 2015

JUDGMENT

O.S. No. 38/2013 on the file of the Court of the Subordinate Judge of Kochi has been filed by the additional fourth respondent against the petitioner for recovery of possession on title. O.S. No. 43/2013 on the file of the Court of the Munsiff of Kochi has been filed by the petitioner against the additional fourth respondent and others for injunction and other reliefs. Both the suits are in relation to the same residential property and the parties are at liberty to move for transfer and consolidation of the suits.

2. There is no reason to delay the grant of electricity connection to the premises owing to the pendency of the civil suits referred to above. The first respondent is directed to provide electricity connection to the premises admittedly occupied by the petitioner within a period of one month from today. It is made clear that the grant of electricity connection shall not affect the contentions of either parties in the suits

pending. The successful party in the suits would continue to get the benefit of the electrical connection now provided to the premises.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS