

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 5TH DAY OF OCTOBER 2015/13TH ASWINA, 1937

WP(C).No. 11991 of 2006 (C)

PETITIONER(S):

**P.HUSSAIN, S/O.HASSANKUTTY,
HELPER GRADE I, MAVELI STORE, KARUVANTHURUTHY,
FEROKE, KOZHIKODE DISTRICT.**

**BY ADVS.SRI.T.SETHUMADHAVAN
SRI.K.JAYESH MOHANKUMAR**

RESPONDENT(S):

- 1. THE REGIONAL MANAGER,
KERALA STATE CIVIL SUPPLIES CORPORATION LTD.,
REGIONAL OFFICE, INDIRA GANDHI ROAD, KOZHIKODE.**
- 2. THE CHAIRMAN & MANAGING DIRECTOR,
KERALA STATE CIVIL SUPPLIES CORPORATION LTD.
P.B.NO.2030, MAVELI BHAVAN, GANDHI NAGAR,
KOCHI - 682 020.**
- 3. THE SECRETARY,
MINISTRY OF PETROLEUM & NATURAL GAS
GOVERNMENT OF INDIA, NEW DELHI.**

**R1 BY ADV. SRI.R.LAKSHMI NARAYAN
R BY ADV. SRI.PUSHPARAJAN KODOTH
R3 BY ADV. SRI.FRANCIS JOSEPH KURISINKAL, ADDL.CGS
R1,R2 BY ADV. SHRI N.D.PREMACHANDRAN,SC,SUPPLYCO
R1,R2 BY ADV. SRI.MILLU DANDAPANI
R BY SRI.JOHN VARGHESE, ASSISTANT SG
R3 BY GOVERNMENT PLEADER SRI.T.R.RAJESH**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05-10-2015,
ALONG WITH WP(C) NO.3394/2006, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:**

AD

WP(C).No. 11991 of 2006 (C)

APPENDIX

**EXHIBIT P1: TRUE COPY OF THE ORDER DATED 28.12.1998 BEARING NO.GSR 772 (E)
ISSUED BY THE 3RD RESPONDENT.**

**EXHIBIT P2: TRUE COPY OF THE MEMO OF CHARGES DATED 20.1.2001 WITH THE
STATEMENT OF ALLEGATION ISSUED BY THE 1ST RESPONDENT**

**EXHIBIT P3: TRUE COPY OF THE EXPLANATION DATED 13.7.2001 SUBMITTED BY THE
PETITIONER TO THE R1**

**EXHIBIT P4: TRUE COPY OF THE ORDER OF THE 1ST RESPONDENT DATED
29.03.2004**

**EXHIBIT P5: TRUE COPY OF APPEAL MEMORANDUM SUBMITTED BY PETITIONER
BEFORE 2ND RESPONDENT**

**EXHIBIT P6: TRUE COPY OF THE AGENDA NOTE NO.19/302 AND BOARD RESOLUTION
DATED 7.12.2004**

**EXHIBIT P7: TRUE COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT DATED
4.1.2006**

**EXHIBIT P8: TRUE COPY OF THE ORDER PASSED BY THE 1ST RESPONDENT
DT.4.1.2006**

**EXHIBIT P9: TRUE COPY OF THE INTERIM ORDER DT.29.8.2005 PASSED IN W.P.(C)
NO.25355/2005 ON THE FILE OF THIS HON'BLE COURT.**

RESPONDENT'S EXHIBITS

NIL

//TRUE COPY//

P.A. TO JUDGE

AD

K.VINOD CHANDRAN, J.

W.P.(C).No.11991 & 3394 of 2006

Dated this the 5th day of October, 2015

JUDGMENT

The petitioners in all the writ petitions challenge the action of the Civil Supplies Corporation in initiating proceedings for recovery of loss caused to the Corporation due to the shortage in petroleum detected in the petrol bunks operated by the Corporation. The learned Counsel appearing for the petitioner submits that similar writ petitions filed were allowed by a learned Single Judge; but however the judgment reversed in Writ Appeal No. 1200/2011. In such circumstances, nothing survives in the writ petitions. Following the afore cited judgment the aforesaid writ petitions also would stand dismissed.

Sd/-
K.VINOD CHANDRAN
JUDGE

AD