

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

THURSDAY, THE 12TH DAY OF FEBRUARY 2015/23RD MAGHA, 1936

WP(C).No. 4510 of 2015 (K)

PETITIONER :

**SOUTHERN DREDGING COMPANY PRIVATE LIMITED,
FLAT 905, PIONEER TOWERS, MARINE DRIVE,
ERNAKULAM, KOCHI-682 031,
REPRESENTED BY MANAGING DIRECTOR.**

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

RESPONDENT(S):

- 1. THE DIRECTOR, INLAND NAVIGATION DIRECTORATE,
KALLADA HOUSE, ASHRAMAM P.O., KOLLAM-692 002.**
- 2. THE EXECUTIVE ENGINEER,
INLAND NAVIGATION DIVISION, KOLLAM-692 002.**
- 3. THE ASSISTANT EXECUTIVE ENGINEER,
INLAND NAVIGATION DIVISION, KOLLAM-682 002.**
- 4. THE ASSISTANT ENGINEER,
INLAND NAVIGATION, CHAVARA DIVISION, KOLLAM-691 583.**

BY GOVERNMENT PLEADER SRI.M.MOHAMMED SHAFI

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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WP(C).No. 4510 of 2015 (K)

APPENDIX

PETITIONER(S)' EXHIBITS

EXT P1 : TRUE COPY OF THE CLOSURE AGREEMENT DT. 15-05-2014.
EXT P2 : TRUE COPY OF THE COUNTER IN WPC.NO.14200/2014.
EXT P3 : TRUE COPY OF THE REQUEST DT. 24-10-2014.
EXT P4 : TRUE COPY OF THE JUDGMENT IN WPC.NO.14200/2014 DT. 02-09-2014
EXT P5 : TRUE COPY OF THE JUDGMENT IN WPC.NO.29951/2014 DT. 12-11-2014
EXT P6 : TRUE COPY OF THE MINUTES DT. 05-01-2015
EXT P7 : TRUE COPY OF THE REQUEST DT. 02-02-2015.

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO.JUDGE

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P.R. RAMACHANDRA MENON, J.

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W.P.(C). No. 4510 of 2015

Dated this the 12th day of February, 2015

JUDGMENT

The petitioner has approached this Court with the following prayer:

“ Issue a writ of mandamus or such other writ, order or direction directing the respondents to consider Ext.P7 request submitted by the petitioner to permit petitioner to take the aid of an expert at the time of taking a measurement and pass appropriate order before taking the measurement as per Ext.P6 proceedings.”

The learned counsel for the petitioner submits that, the grievance of the petitioner has also been projected by way of Ext.P7 request and that the petitioner will be satisfied, if a direction is given to the 1st respondent to have it considered and finalized within a reasonable time.

2. Heard the learned Government Pleader as well.

3. After hearing both the sides, this Court does not find it necessary to go into the merits of the case. The writ petition is disposed of, directing the 1st respondent to consider and pass appropriate orders on Ext.P7 request in accordance with law,

after giving an opportunity of hearing to the petitioner and other interested parties, if any, at the earliest, at any rate, within 'one month' from the date of receipt of a copy of this judgment.

The petitioner shall produce a copy of the judgment along with a copy of the writ petition before the 1st respondent for further steps.

**P.R. RAMACHANDRA MENON,
JUDGE.**

kp/-