

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

THURSDAY, THE 12TH DAY OF MARCH 2015/21ST PHALGUNA, 1936

WP(C).No. 4519 of 2015 (L)

PETITIONER:

ABDUL KAREEM, S/O. MOHAMMED,
THAVALENGAL HOUSE, PUZHAKKATTIRI,
P.O. PERINTHALMANNA, THROUGH P.A. HOLDER
SRI.ABOOBACKER HAJI, S/O.LATE BAVA, AGED 64 YEARS,
RESIDING AT NOCILAKATH HOUSE,
PERINTHALMANNA, MALAPPURAM DT.

BY ADVS.SRI.K.R.AVINASH (KUNNATH)
SRI.ABDUL RAOOF PALLIPATH

RESPONDENTS:

1. V. SHAMSUDEEN MOULAVI, S/O.BEERANKUTTY HAJI,
VADAKKETHIL VEEDU, KAKKOTH P.O.,
PERINTHALMANNA, MALAPPURAM - 679 322.
2. THE EXECUTIVE ENGINEER, ELECTRICAL DIVISION,
KERALA STATE ELECTRICITY BOARD,
PERINTHALMANNA - 679 322, MALAPPURAM DT.
3. THE KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY
PATTOM, TRIVANDRUM - 670 001

BY SRI.SAJEEVKUMAR K.GOPAL,SC,KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12-03-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 4519 of 2015 (L)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1 - TRUE COPY OF THE AWARD IN O.P.NO.45/2014 PASSED BY THE
PERMANENT LOK ADALATH DATED 23.12.14

RESPONDENT(S)' EXHIBITS : NIL

/TRUE COPY/

P.A. TO JUDGE.

V. CHITAMBARESH, J

WP(C) NO. 4519 OF 2015

Dated this the 12th day of March, 2015

JUDGMENT

The petitioner is evidently not a party to Ext.P1 award passed by the permanent Lok Adalath, Kozhikode. It is therefore declared that the petitioner is not bound by Ext.P1 award. Hence there is no necessity to quash Ext.P1 award at the instance of the petitioner. The drawing of electricity line is governed by the Indian Telegraph Act only. The permission has to be accorded when motion is made under Section 16 thereof.

2. Suffice it to say that the permanent Lok Adalath is not entitled to exercise the powers under the Indian Telegraph Act. The electricity line shall not be drawn across the property of the petitioner if there is objection.

The Writ Petition is disposed of.

**V. CHITAMBARESH
JUDGE**

ncd