

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 19TH DAY OF FEBRUARY 2015/30TH MAGHA, 1936

WP(C).No. 4922 of 2015 (M)

PETITIONER:

**BABU C.GEORGE,
MANAGING PARTNER, BCG GOLDEN ORCHID, 5TH FLOOR
BCG ESTATES, N.H.BYEPASS, PALARIVATTOM**

**BY ADVS.SRI.P.P.THAJUDEEN
SMT.C.SEENA**

RESPONDENTS:

- 1. KERALA STATE ELECTRICITY BOARD LIMITED
REPRESENTED BY ITS SECRETARY, VAIDYUTHI BHAVAN, PATTOM
THIRUVANANTHAPURAM PIN - 695 004.**
- 2. ASSISTANT ENGINEER, ELECTRICAL SECTION
KERALA STATE ELECTRICITY BOARD LIMITED, KALOOR
ERNAKULAM - 682 017.**
- 3. ASSISTANT EXECUTIVE ENGINEER, KERALA STATE ELECTRICITY
BOARD LTD,
ELECTRICAL SUB DIVISION, PALARIVATTOM
ERNAKULAM - 682 025.**
- 4. EXECUTIVE ENGINEER,
KERALA STATE ELECTRICITY BOARD LTD
ELECTRICAL DIVISION, ERNAKULAM, PIN - 682 035.**
- 5. DEPUTY CHIEF ENGINEER,
KERALA STATE ELECTRICITY BOARD LIMITED
ELECTRICAL CIRCLE, ERNAKULAM, PIN - 682 035.**

BY SRLJAICE JACOB, SC, KERALA STATE ELECTRICITY BOARD

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
19-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- P1- THE TRUE PHOTOCOPY OF THE POWER REQUIREMENT APPLICATION DATED 2.7.14 SUBMITTED BY THE PETITIONER TO THE 2ND RESPONDENT**
- P2- THE TRUE PHOTOCOPY OF THE RECEIPT DATED 10/7/14 ISSUED BY THE 2ND RESPONDENT**
- P3- THE TRUE PHOTOCOPY OF THE ESTIMATE REPORT PREPARED BY THE 2ND RESPONDENT**
- P4- THE TRUE PHOTOCOPY OF THE PROVISIONAL INVOICE DATED 31.7.14**
- P4(a)- TRUE PHOTOCOPY OF THE PROVISIONAL BILL DATED 31.07.2014**
- P5- THE TRUE PHOTOCOPY OF THE JUDGMENT DATED 9.10.14 OF THIS HONOURABLE COURT IN WPC NO. 25513/14**
- P6- THE TRUE PHOTOCOPY OF THE FINAL ORDER PASSED BY THE SECOND RESPONDENT DATED 8.1.15**
- P7- THE TRUE PHOTOCOPY OF THE RECEIPT ISSUED AT THE TIME OF REMITTANCE OF RS. 5 LAKH**
- P8- THE TRUE PHOTOCOPY OF THE JUDGMENT OF THIS HONOURABLE COURT IN WPC NO.2279/2015**

RESPONDENT(S)' EXHIBITS:-NIL

/TRUE COPY/

P.A. TO JUDGE

V. CHITAMBARESH, J

W.P.(C). NO. 4922 OF 2015

Dated this the 19th day of February, 2015

JUDGMENT

There is no obligation at present to settle the demand made under Exts. P4, P4(a) or Ext P6 orders. This is because the same stands set aside in Ext. P8 judgment which however directed the petitioner to pay a sum of Rs. 5,00,000/-. It is now conceded that sum of Rs. 5,00,000/- has been deposited by the petitioner within the time stipulated. Therefore nothing stands in the way of Ext. P1 power requirement application being dealt with in accordance with law.

2. The respondents are directed to consider Ext. P1 power requirement application put in by the petitioner without insisting on the payment demanded under Exts. P4, P4(a) or Ext P6 orders. The needful shall be done within a period of one month from the date of receipt of a copy of this judgment.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS