

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 26TH DAY OF FEBRUARY 2015/7TH PHALGUNA, 1936

WP(C).No. 6193 of 2015 (Y)

PETITIONERS:

1. **C. RAJAN, AGED 45 YEARS
S/O. RAVUNNYKUTTY NAIR
PERUMUDIYUR CABLE NETWORK
PERUMUDIYUR, PATTAMBI, PALAKKAD DISTRICT**
2. **R. SURALATHA, W/O. NARAYANANKUTTY
53 YEARS, PCV PARAKKAD
KOZHIKKOTTIRI, PATTAMBI, PALAKKAD DISTRICT**
3. **S.N. JEEVAN, S/O. NARAYANANKUTTY
35 YEARS, STAR CABLE NETWORK VII 236
KOPPAM PANCHAYATH
VYNAMPADI, NADUVATTOM**
4. **SARALA K.
W/O. VASUNNI NAIR, 63 YEARS
RAMACHANDRA CABLE VISION
PERINGODE, PALAKKAD DISTRICT**
5. **PRADEESH C.K.
S/O. SIVASANKARAN
37 YEARS, C.K. VISION NETWORK
CHATHANNUR P.O., PALAKKAD DISTRICT**
6. **P. BALAKRISHNAN, S/O. VELU EZHUTHASSAN
76 YEARS, GOPIKA VISION NETWORK
PERINGODE, PALAKKAD DISTRICT**
7. **SUNDARAN T.
S/O. AYYAPPAN
52 YEARS, SIGNAL CABLE TV.NETWORK
KARINGANAD, VILAYUR, PALAKKAD DISTRICT**
8. **ALI AKBAR
S/O. ASHAF ALI
25 YEARS
SUVARNA CABLE NETWORK
VATTATHARA COMPLEX
KARUKAPUTHUR, PERINGODE, PALAKKAD DISTRICT**

**BY ADVS.SRI.RENJITH THAMPAN (SR.)
SMT.P.R.REENA**

DCS

WP(C).No. 6193 of 2015 (Y)

RESPONDENTS:

- 1. KERALA STATE ELECTRICITY BOARD LIMITED
REP. BY ITS SECRETARY, VAIDYUTHI BHAVAN
THIRUVANANTHAPURAM, PIN - 695 004**
- 2. THE EXECUTIVE ENGINEER
ELECTRICAL DIVISION OFFICE
KSEB, SHORNUR, PALAKKAD DISTRICT, PIN - 680 001**
- 3. CHIEF ENGINEER, ELECTRICAL CIRCLE OFFICE
KSEB, KOZHIKODE, PIN - 673 020**

BY SRIJAICE JACOB, SC, KERALA STATE ELECTRICITY BOARD

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 26-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

**EXT.P1 - TRUE COPY OF THE AGREEMENT EXECUTED BY THE 1ST
PETITIONER WITH THE ELECTRICITY BOARD DATED 11.10.2011**

**EXT.P2 - TRUE COPY OF THE ORDER OF THE KERALA STATE
ELECTRICITY BOARD DATED 31.12.2014**

**EXT.P3 - TRUE COPY OF THE ORDER OF THE KERALA STATE
ELECTRICITY BOARD DATED 25.02.2012**

**EXT.P4 - TRUE COPY OF THE REPRESENTATION FILED BY THE
PETITIONERS BEFORE THE 3RD RESPONDENT DATED 14.02.2015**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 6193 OF 2015

Dated this the 26th day of February, 2015

JUDGMENT

The petitioners challenge the retrospective hike in pole rental. The dispute has to be resolved by the third respondent as per Ext. P1 agreement. The petitioners have in this regard submitted Ext. P4 representation with the third respondent.

2. I direct the third respondent to consider Ext. P4 representation with notice to the petitioners. The needful shall be done within a period of two months from the date of receipt of a copy of this judgment.

3. The television cables drawn by the petitioners shall not be dismantled in the meanwhile. This is however subject to the condition that pre-revised rental for the poles is paid up to date.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS