

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 7TH DAY OF JULY 2015/16TH ASHADHA, 1937

WP(C).No. 8852 of 2015 (F)  
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PETITIONER:  
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P. SETHUNATHAN, S/O.PONNAN,  
SECRETARY, PUTHENKOVI BHAGAVATHY TEMPLE,  
PETTAH, THIRUVANANTHAPURAM.

BY ADVS.SRI.M.R.ANANDAKUTTAN  
SMT.M.A.ZOHRA  
SRI.MAHESH ANANDAKUTTAN  
SMT.S.SOUMYA ISSAC

RESPONDENTS:  
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1. THE DISTRICT COLLECTOR,  
COLLECTORATE,  
THIRUVANANTHAPURAM - 695 005.
2. THE SECRETARY  
TRIDA (TRIVANRUM DEVELOPMENT AUTHORITY  
THIRUVANANTHAPURAM ) - 695 003.

R2 BY ADV. SRI.K.A.JALEEL, SC., TRIDA  
R1 BY SENIOR GOVERNMENT PLEADER SRI. THOMAS JOHN AMBOOKEN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07-07-2015, THE  
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**APPENDIX**

**PETITIONER(S)' EXHIBITS**

- EXT.P1 : TRUE COPY OF THE JUDGMENT AND DECREE IN LAA NO. 535/2010  
DATED 15/12/2010.
- EXT.P2 : TRUE COPY OF THE EP NO. 64 OF 2011 BEFORE THE 1ST  
ADDITIONAL SUB COURT, THIRUVANANTHAPURAM DATED  
26/02/2011.
- EXT.P3 : TRUE COPY OF THE STATEMENT IS FILED BY THE PETITIONER  
DATED 05/01/2014.

**RESPONDENT(S)' EXHIBITS**

- EXHIBIT R1(a) : A TRUE COPY OF THE CALCULATION STATEMENT.

/TRUE COPY/

P.A. TO JUDGE.

**V. CHITAMBARESH, J**

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**WP(C) NO. 8852 OF 2015**  
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Dated this the 7<sup>th</sup> day of July, 2015

**JUDGMENT**

The parties are at variance as regards the balance amount to be deposited in E.P. No. 64/2011 in LAR No. 174/2005 on the file of the court of the I Additional Subordinate Judge of Thiruvananthapuram. The first respondent however concedes that a further sum of ₹1,42,898/- is due to the petitioner as on 04.05.2015 and that requisition has been made to make available the fund.

2. The respondents are directed to discharge the admitted liability by depositing the sum of ₹1,42,898/- within two months in E.P. No. 64/2011 in LAR No. 174/2005. The execution court shall deliberate on the issue as regards the exact amount due to the petitioner before recording full satisfaction of the decree in E.P. No. 64/2011 in LAR No. 174/2005.

3. The parties shall file separate statement showing the amount given and the court below shall take the proceedings to a logical end. Every endeavour should be made to terminate the

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execution proceedings after recording full satisfaction within a period of six months from the date of receipt of a copy of this judgment.

The Writ Petition is disposed of.

**V. CHITAMBARESH  
JUDGE**

ncd