

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

MONDAY, THE 9TH DAY OF NOVEMBER 2015/18TH KARTHIKA, 1937

WP(C).No. 12061 of 2014 (G)

PETITIONER:

**GOPI P.N.
S/O.NARAYANAN EZHUTHACHAN,
PARAPPURATH HOUSE
MADAKKATHARA P.O,
THRISSUR 680 651**

**BY ADVS.SRI.G.SREEKUMAR (CHELUR)
SRI.K.R.ARUN KRISHNAN**

RESPONDENTS:

**1. THE STATE OF KERALA
REP BY THE SECRETARY TO THE GOVT.
LOCAL SELF GOVT DEPARTMENT
GOVT.SECRETARIAT,
THIRUVANANTHAPURAM 695 001**

**2. THRISSUR CORPORATION
REP BY IT'S SECRETARY,
THRISSUR 680 001**

**R1 BY SR. GOVERNMENT PLEADER SMT. ANITHA RAVINDRAN
R2 BY ADVS. SRI.K.P.VIJAYAN, SC,THRISSUR CORPORATION
SRI.V.N.HARIDAS**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
09-11-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1 A TRUE COPY OF THE SELECTION MEMO OF PW2 29923 OF 2008
ASSIGNED BY THE SECOND RESPONDENT TO THE PETITIONER
DATED 17-02-2008**
- EXHIBIT P2 A TRUE COPY OF THE REPRESENTATION MADE BY THE PETITIONER
TO THE SECOND RESPONDENT DATED 29-11-2013**
- EXHIBIT P3 A TRUE COPY OF THE WORK ORDER NO PW1 28235 OF 2010 BY THE
SECOND RESPONDENT TO THE PETITIONER DATED 01-03-2011**
- EXHIBIT P4 A TRUE COPY OF THE REPRESENTATION MADE BY THE PETITIONER
TO THE SECOND RESPONDENT DATED 29-11-2013**
- EXHIBIT P5 A TRUE COPY OF THE MEMO OF NEGOTIATION OF PW1 11006 OF 2008
DATED 07-01-2008**
- EXHIBIT P6 A TRUE COPY OF THE REPRESENTATION MADE BY THE PETITIONER
TO THE SECOND RESPONDENT DATED 29-11-2013**
- EXHIBIT P7 A TRUE COPY OF NEGOTIATION NOTICE OF WORK NO PW1 5044 OF
2006 DATED 02/03/2010**
- EXHIBIT P8 A TRUE COPY OF THE REPRESENTATION MADE BY THE PETITIONER
TO THE SECOND RESPONDENT DATED 29-11-2013**
- EXHIBIT P9 A TRUE COPY OF THE NOTICE OF DEMAND ISSUED BY THE KERALA
STATE CO OPERATIVE BANK LIMITED THRISSUR BRANCH TO THE
PETITIONER DATED 11-03-2014**
- EXHIBIT P10 A TRUE COPY OF THE ORDER PASSED BY THIS HONOURABLE COURT
IN WPC NO 14642 OF 2012 DATED 08-08-2012**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 12061 OF 2014

Dated this the 09th day of November, 2015

JUDGMENT

The security deposit in respect of the two works completed by the petitioner shall be released. This is because the guarantee period after the completion of the work is also over. Any application put in by the petitioner for release of the security deposit as regards these two works shall be considered favourably. Steps shall be taken to refund the security deposit to the petitioner without delay.

2. The guarantee period in respect of the third work completed is not yet over. The petitioner has to wait till the guarantee period is over. The petitioner is free to prefer an application for release of the security deposit after the guarantee period is over.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**