

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE SMT. JUSTICE P.V.ASHA

WEDNESDAY, THE 25TH DAY OF FEBRUARY 2015/6TH PHALGUNA, 1936

WP(C).No. 22228 of 2010 (C)

PETITIONER:

CALICUT CONSTRUCTION LABOUR CONTRACT
CO-OPERATIVE SOCIETY LTD.NO.D 2286, PAVAMANI ROAD
KOZHIKODE-1.REPRESENTED BY ITS PRESIDENT.

BY ADV. SRI.M.SASINDRAN

RESPONDENT(S) :

1. THE EXECUTIVE ENGINEER,PWD (ROADS)
DIVISION, MANJERI.

2. THE SUPERINTENDING ENGINEER,PWD(ROADS
AND BRIDGES), NORTH CIRCLE, KOZHIKODE.

3. THE CHIEF ENGINEER,
PWD(ROADS AND BRIDGES
THIRUVANANTHAPURAM.

4. THE SECRETARY TO GOVERNMENT,PUBLIC
WORKS (H)DEPARTMENT, THIRUVANANTHAPURAM.

R BY ADV. GOVERNMENT PLEADER
R BY GOVERNMENT PLEADER SMT.ROSE MICHAEL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 25-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

A P P E N D I X

PETITIONER's EXHIBITS

EXT.P1: A TRUE COPY OF THE INTIMATION ISSUED BY THE EXECUTIVE ENGINEER, PWD (ROADS) DIVISION, MANJERI DT.29.04.2005.

EXT.P2: TRUE COPY OF THE LETTER DT.26.11.2007 ISSUED BY THE EXECUTIVE ENGINEER, PWD (ROADS) DIVISION, MANJERI.

EXT.P3: TRUE COPY OF THE WORK SLIP EVIDENCING EXCESS WORK DONE BY THE PETITIONER AS PER AGREEMENT NO.EE(M)06/05-06 DT.29.04.2005.

EXT.P4: TRUE COPY OF THE LETTER ISSUED BY THE SUPERINTENDING ENGINEER, PWD (ROADS AND BRIDGES) NORTH CIRCLE, KOZHIKODE TO THE CHIEF ENGINEER, PWD (ROADS AND BRIDGES), THIRUVANANTHAPURAM DT.17.12.2007.

EXT.P5: TRUE COPY OF THE WORK SLIP EVIDENCING EXCESS WORK DONE BY THE PETITIONER.

EXT.P6: TRUE COPY OF THE JUDGMENT DT.28.8.09 IN WPC.NO.35779/2008.

/TRUE COPY/

P.S TO JUDGE

P.V.ASHA, J.

W.P(c) No.22228 of 2010-C

Dated this the 25th day of February, 2015

JUDGMENT

The prayer in the Writ Petition is for a direction to the respondents to disburse the balance amount due to the petitioner towards the work executed by the petitioner Society.

2. It is stated in paragraphs 4, 6 and 7 of the counter affidavit filed by the 4th respondent that the balance amount due to the petitioner was already paid on 31.03.2011.

Recording the above statement, the Writ Petition is closed.

Sd/-
(P.V.ASHA, JUDGE)

rtr/