

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 7TH DAY OF OCTOBER 2015/15TH ASWINA, 1937

WP(C) .No. 19074 of 2015 (H)

PETITIONER(S) :

V.C.RAJU AGED 60 YEARS
S/O.LATE N.K.CHACKO, VALEMANNIL
THENGUMKAVU P.O PATHANAMTHITTA DISTRICT.

BY ADVS.SRI.V.PHILIP MATHEW
SRI.GIBI.C.GEORGE

RESPONDENT(S) :

1. STATE OF KERALA
REPRESENTED BY SECRETARY
DEPARTMENT OF LOCAL SELF GOVERNMENT
KERALA GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM - 695 001.
2. PRAMADOM GRAMA PANCHAYATH
PANCHAYATH OFFICE, PRAMADOM
PATHANAMTHITTA DISTRICT - 689 691 REPRESENTED
BY ITS SECRETARY.
3. THE SECRETARY
PRAMADOM GRAMA PANCHAYATH, PANCHAYATH OFFICE, PRAMADOM
PATHANAMTHITTA DISTRICT - 689 691.
4. THE PRESIDENT
PRAMADOM GRAMA PANCHAYATH, PANCHAYATH OFFICE
PRAMADOMPATHANAMTHITTA DISTRICT - 689 691.
5. THE ASSISTANT ENGINEER
PRAMADOM GRAMA PANCHAYATH, PANCHAYATH OFFICE, PRAMADOM
PATHANAMTHITTA DISTRICT - 689 691.
6. THE ASSISTANT EXECUTIVE ENGINEER
L.S.G.D. SUB DIVISION
RANNY BLOCK PANCHAYATH ELAKOLLOOR
PATHANAMTHITTA DISTRICT - 689 703.

R2 TO 5 BY ADV. SRI.JACOB P.ALEX
R2 TO 5 ADV.JOSEPH P.ALEX
R1 BY ADV.K.A.SANJEETHA, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07-
10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 19074 of 2015 (H)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P-1: COPY OF THE RELEVANT PAGES OF THE PETTY CONTRACT BILL.
EXT.P-2: COPY OF DEMAND DRAFT NO.270294 DATED 19.10.2012 FOR AN
RS.4,84,347.

RESPONDENT(S) ' EXHIBITS

NIL

TRUE COPY

SKS

P.A. TO JUDGE

V.CHITAMBARESH, J.

W.P (C) No.19074 of 2015

Dated this the 7th day of October, 2015

J U D G M E N T

The writ petition has been filed seeking immediate disbursement of ₹1,65,000/- due to the petitioner with interest thereon. The amount is claimed by the petitioner as due for the construction of a foot-ball ground.

2. The 2nd respondent has filed a counter affidavit to the writ petition. It is stated therein that a sum of ₹5,10,000/- has been paid to the petitioner after deducting tax therefrom. Further amounts can be given to the petitioner on the release of the amount by the Kerala State Sports Council.

3. The counter affidavit also states that an amount of ₹1,75,000/- has been set apart for the disbursal of the amount due to the petitioner. Further sanction has also been obtained from the District Planning Committee as Project No.296 of 2015 for disbursal. In the interest of justice, there will be a direction to the 2nd respondent to pay a sum of ₹1,65,000/- remaining as balance to the petitioner.

WP(C) NO.19074/2015

4. The liability to pay interest thereon is however left open. The principal amount of ₹1,65,000/- shall be paid within one month from today. The second respondent is at liberty to seek for allocation of the amount by the Kerala State Sports Council .

The Writ Petition is disposed of as above.

**V.CHITAMBARESH,
Judge.**

sks