

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE**

**WEDNESDAY, THE 30TH DAY OF SEPTEMBER 2015/8TH ASWINA, 1937**

**WP(C).No. 21189 of 2015 (W)**  
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**PETITIONER:**  
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**LALAS CONSTRUCTION COMPANY,  
A PARTNERSHIP FIRM,  
REPRESENTED BY ITS MANAGING PARTNER,  
VINOD LAL, "LALAS", THATTAMALA POST,  
KOLLAM - 691 020.**

**BY ADVS.SRI.K.L.NARASIMHAN  
SRI.A.MOHAMMED FAIZAL  
SRI.N.KRISHNA PRASAD**

**RESPONDENT(S):**  
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- 1. KERALA WATER AUTHORITY,  
REPRESENTED BY ITS MANAGING DIRECTOR,  
JALA BHAVAN, VELLAYAMBALAM,  
THIRUVANANTHAPURAM - 695 010.**
- 2. THE MANAGING DIRECTOR,  
KERALA WATER AUTHORITY,  
JALA BHAVAN, VELLAYAMBALAM,  
THIRUVANANTHAPURAM - 695 010.**
- 3. THE SUPERINTENDING ENGINEER,  
PH CIRCLE, KERALA WATER AUTHORITY,  
JALA BHAVAN, VELLAYAMBALAM,  
THIRUVANANTHAPURAM - 695 010.**
- 4. THE EXECUTIVE ENGINEER,  
PH CIRCLE, KERALA WATER AUTHORITY,  
ARUVIKKARA DIVISION,  
THIRUVANANTHAPURAM - 695 564.**

**BY SRI.GEORGE MATHEW, SC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 30-09-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**mbr/**

**APPENDIX**

**PETITIONER(S)' EXHIBITS :**

- EXT.P1 : TRUE COPY OF THE PROCEEDINGS OF THE SECOND RESPONDENT DATED 26-11-2007.
- EXT.P2 : TRUE COPY OF THE OBJECTION DATED 16-04-2015 FILED BY THE PETITIONER.
- EXT.P3 : TRUE COPY OF THE COMMUNICATION DATED 03-08-2010 FILED BY THE PETITIONER.
- EXT.P4 : TRUE COPY OF THE COMMUNICATION DATED 03-08-2010 ISSUED BY THE ADDITIONAL CHIEF SECRETARY TO GOVERNMENT TO THE SECOND RESPONDENT.
- EXT.P5 : TRUE COPY OF THE CERTIFICATE OF RECOVERY DATED 28-10-2014.
- EXT.P6 : TRUE COPY OF THE OBJECTION DATED 10.11.2014.

**RESPONDENTS' EXHIBITS:** NIL.

//TRUE COPY//

P.S. TO JUDGE

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**A.MUHAMED MUSTAQUE, J.**

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**W.P.(C) No.21189 of 2015**

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**Dated this the 30<sup>th</sup> day of September, 2015**

**JUDGMENT**

The petitioner is a company. They have undertaken contractual work on behalf of the Water Authority. The work was completed in the year 1997. The petitioner was not paid the entire bill amount. It is admitted that it is on account of the Vigilance Enquiry, the amount was not paid.

2. The petitioner now relies on Ext.P5 and submits that based on the Vigilance Enquiry, the amount has been recovered from them. Therefore, the petitioner submits that after recovery, the amount due to them shall be released.

In view of the above, there shall be a direction to the third respondent to release the balance amount to the petitioner within two months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

Sd/-

**A.MUHAMED MUSTAQUE, JUDGE**

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