

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

THURSDAY, THE 23RD DAY OF JULY 2015/1ST SRAVANA, 1937

WP(C).No. 36487 of 2005 (R)

PETITIONER:

K.K. ALIKUNJU, S/O. K.E. KASSIM,
PROPRIETOR, AYSHA PLASTICS,
KANDANTHARA, ALLAPPA P.O.,
PERUMBAVOOR.

RESPONDENTS:

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1. THE KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY,
VAIDYUTHI BHAVAN, PATTAM,
THIRUVANANTHAPURAM.
 2. THE SUB ENGINEER, ELECTRICAL SECTION,
VENGOLA, VENGOLA P.O., PERUMBAVOOR.
 3. PRASAD MATHEW,
ASSISTANT EXECUTIVE ENGINEER,
APTS, KSEB, PALAKKAD.
 4. RAMAPRAKASH K.V.,
ASSISTANT ENGINEER,
APTS, KSEB, PALAKKAD.

R, R1 & 2 BY ADV. SRI. JOSE J. MATHEIKEL, SC, KSEB
R, R1 & 2 BY ADV. SRI. P.P. THAJUDEEN, SC, K.S.E.B
R, R1, 2 BY ADV. SRI. C.K. KARUNAKARAN, SC FOR KSEB
R BY ADV. SRI. P. SANTHALINGAM (SR.)
R BY ADV. SRI. S. SHARAN, SC, K.S.E. BOARD
R1 & 2 BY ADV. SRI. RAJU JOSEPH (SR.)
R1 & 2 BY ADV. SRI. K.T. PAULOSE, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) EXHIBITS

- EXHIBIT P1 : COPY OF THE SITE MAHAZAR PREPARED BY THE 4TH
RESPONDENT DT. 17.12.2005.
- EXHIBIT P2 : COPY OF THE NOTICE DT. 19.12.2005.
- EXHIBIT P3 : COPY OF THE PENAL ASSESSMENT BILL DT. 19.12.2005.
- EXHIBIT P4 : COPY OF THE GOVERNMENT NOTIFICATION DT. 02.03.2005.
- EXHIBIT P5 : COPY OF THE JUDGMENT IN WP(C) NO. 8395/05 DATED 14.03.2005.

RESPONDENT(S) EXHIBITS : NIL

/TRUE COPY/

P.A. TO JUDGE.

V. CHITAMBARESH, J

WP(C) NO. 36487 OF 2005

Dated this the 23rd day of July, 2015

JUDGMENT

Ext.P3 provisional assessment bill is impugned. The petitioner is free to file an objection to the same. Any objection filed within three weeks from today shall be dealt with within one month therefrom.

2. Final assessment bill can ofcourse be challenged in appeal. An appeal lies under Section 127 of the Electricity Act, 2003. The interim order in this writ petition will continue till the final assessment bill is served.

The Writ Petition is disposed of.

**V. CHITAMBARESH
JUDGE**

ncd