

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 4TH DAY OF SEPTEMBER 2015/13RD BHADRA, 1937

WP(C).No. 26775 of 2015 (V)

PETITIONER(S) :

**ABDUL NASAR.P,
PWD CONTRACTOR, PALLIYALIL HOUSE, VELLILA P.O.,
MANKADA, MALAPPURAM DISTRICT.**

**BY ADVS.SRI.K.M.SATHYANATHA MENON
SMT.KAVERY S THAMPI**

RESPONDENT(S) :

- 1. THE SUPERINTENDING ENGINEER,
PUBLIC WORKS DEPARTMENT, OFFICER OF
THE SUPERINTENDING ENGINEER, ROAD & BRIDGES NORTH
CIRCLE, PWD COMPLEX, MANANCHIRA, KOZHIKODE, PIN- 673 001.**
- 2. THE EXECUTIVE ENGINEER,
PWD ROADS DIVISION, MANJERI, MALAPPURAM, PIN- 676 121.**

BY GOVERNMENT PLEADER SMT.C.K.SHERIN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 04-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Msd.

WP(C).No. 26775 of 2015 (V)

APPENDIX

PETITIONER(S)' EXHIBITS :

**EXHIBIT P1: TRUE COPY OF THE COMMUNICATION ISSUED BY
THE 1ST RESPONDENT DATED 17.08.2015.**

**EXHIBIT P2: TRUE COPY OF THE REQUEST LETTER SUBMITTED BY
THE PETITIONER DATED 01.09.2015 BEFORE THE 1ST
RESPONDENT.**

**EXHIBIT P3: TRUE COPY OF THE CERTIFICATE DATED 31.08.2015 ISSUED BY
THE 2ND RESPONDENT.**

EXHIBIT P4: TRUE COPY OF THE JUDGMENT IN W.P(C).NO.17137 OF 2015.

EXHIBIT P5: TRUE COPY OF THE INTERIM ORDER IN W.P(C).NO.32896 OF 2015.

RESPONDENT(S)' EXHIBITS :

NIL

//TRUE COPY//

PA.TO JUDGE.

Msd.

A.MUHAMED MUSTAQUE, J.

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**W.P.(C).No.26775/2015**  
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Dated this the 4th Day of September, 2015

J U D G M E N T

The petitioner for the award of work covered by Ext.P1 was directed to furnish security deposit and performance guarantee. The petitioner submits that as per Ext.P3 bill with respect to another work, he is entitled to receive more amount than the amount now ordered as security deposit.

2. In the light of pendency of Ext.P3, there shall be a direction to the respondents to deduct the amount covered by Ext.P3 towards security deposit and performance guarantee in Ext.P1. The time to execute agreement is extended by 10 days from today.

The writ petition is disposed of as above. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

ms