

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 14TH DAY OF OCTOBER 2015/22ND ASWINA, 1937

W.P(C).No. 28219 of 2015(B)

PETITIONER:

RATHEESH RAJAN, AGED 33 YEARS,
S/O.LATE RAJAN, THACHAPPUZHA HOUSE, PACHALAM.P.O.,
KOCHI-12.

BY ADVS.SRI.T.A.UNNIKRISHNAN
SRI.K.K.AKHIL

RESPONDENTS:

1. THE GOVERNMENT OF KERALA,
REPRESENTED BY ITS SECRETARY TO FISHERIES DEPARTMENT,
THIRUVANANTHAPURAM, PIN-695 001.
2. THE DIRECTOR OF FISHERIES,
THIRUVANANTHAPURAM, PIN-695 001.
3. THE DEPUTY DIRECTOR OF FISHERIES, (ZONAL)
OFFICE OF THE DEPUTY DIRECTOR,
ERNAKULAM, PIN-682 018.

BY GOVT. PLEADER, SMT.C.K. SHERIN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 14.10.2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

[P.T.O]

W.P(C) .No.28219/2015 (B)

APPENDIX

PETITIONER'S EXHIBITS:

P1- TRUE COPY OF THE CERTIFICATE OF ADMINISTRATION ISSUED BY
THE ADMINISTRATOR GENERAL DATED 23.4.2015.

P2- TRUE COPY OF THE NOTICE DATED 2.1.2014 ISSUED BY THE THIRD
RESPONDENT.

P3- TRUE COPY OF THE CERTIFICATE DATED 23.3.2015 ISSUED BY THE
3RD RESPONDENT.

RESPONDENTS' EXHIBITS: NIL

// TRUE COPY //

PA TO JUDGE

PtK/

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.28219 of 2015

Dated this the 14th day of October, 2015

JUDGMENT

The petitioner has approached this Court on account of non-payment of compensation after removing the stake nets by the respondents.

2. The learned Government Pleader, on instructions, submits that the petitioner is entitled for the amount. However, paucity of fund, the respondents could not effect payment. It is further submitted that the amount being released based on the seniority first come first basis. It is to be noted that the fund has been allotted by the Central Government.

Therefore, this Court is of the view that the petitioner's compensation shall be paid within two months from the date of receipt of a copy of this judgment.

This writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

In