

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 20TH DAY OF OCTOBER 2015/28TH ASWINA, 1937

WP(C).No. 28286 of 2015 (I)

PETITIONER(S):

**SOMASEKHARAN NAIR, AGED 58 YEARS
S/O.K.SANKARA PILLAI, NAYANAM, NALUMUKKU
PETTAH P.O, THIRUVANANTHAPURAM.**

**BY ADVS.SRI.K.K.VIJAYAN
SMT.MINI GANGADHARAN**

RESPONDENT(S):

- 1. THE MANAGING DIRECTOR
KERALA WATER AUTHORITY, JALA BHAVAN
THIRUVANANTHAPURAM 695 033.**
- 2. THE CHIEF ENGINEER
KERALA WATER AUTHORITY, JALA BHAVAN
THIRUVANANTHAPURAM 695 033.**
- 3. THE ACCOUNTS OFFICER (ESTABLISHMENT),
FINANCE WING, JALA BHAVAN, THIRUVANANTHAPURAM 695 033.**
- 4. THE ACCOUNTANT GENERAL
AG'S OFFICE, STATUE, THIRUVANANTHAPURAM 695 001.**

**R BY GOVERNMENT PLEADER SMT. M.J. RAJASREE
R BY SRI.JOSEPH JOHN, SC, KERALA WATER AUTHORITY**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: TRUE COPY OF PROCEEDINGS NO: KWA/JB/E.9/11000/2009 DATED THIRUVANANTHAPURAM 11/10/2013**
- EXTP2: TRUE PHOTOCOPY OF PROCEEDINGS NO: KWA/JNNURM/PIU/E1/185/2010, THIRUVANANTHAPURAM DATED 30/11/2013 OF THE PROJECT CO-ORDINATOR, JNNURM PIU**
- EXTP3: TRUE PHOTOCOPY OF REPORT OF PENSIONARY CLAIMS OF THE PETITIONER 24/1/2014 ISSUED BY THE 3RD RESPONDENT**
- EXTP4: TRUE COPY OF ENQUIRY TO INFORM OBJECTIONS, IF ANY, IN ISSUING ABSOLUTE NLC ISSUED BY THE 2ND RESPONDENT TO THE 1ST RESPONDENT**
- EXTP5: TRUE COPY OF REPRESENTATION DATED 24/7/2015**
- EXTP6: TRUE COPY OF THE POSTAL RECEIPT DATED 24/7/2015**
- EXTP7: TRUE COPY OF ACKNOWLEDGMENT SIGNED BY THE 1ST RESPONDENT**
- EXTP8: TRUE COPY OF COMPLAINT NO: 964/2014 OF THE KERALA LOKAYUKTA, THIRUVANANTHAPURAM**
- EXTP9: TRUE COPY OF ORDER DATED 9/1/2015 ISSUED BY THE LOKAYUKTA IN COMPLAINT NO: 964/2014**
- EXTP10: TRUE COPY OF NOTICE ON IMPEADING PETITION CMP NO:802/2015 IN COMPLAINT NO.964/2014 OF THE KERALA LOKAYUKTA**
- EXTP11: TRUE COPY OF STAY ORDER OF THE HON'BLE HIGHCOURT OF KRALA IN WPC NO.19038/2015**

RESPONDENT(S)' EXHIBITS: NIL

// TRUE COPY //

PA TO JUDGE.

SB

K. VINOD CHANDRAN, J.

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W.P.(C) No.28286 of 2015 - I

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Dated this the 20th day of October, 2015

J U D G M E N T

The petitioner is aggrieved with the non-consideration of Ext.P5 representation filed before the 1st respondent. The representation is filed on 24.07.2015.

2. In such circumstance, the 1st respondent definitely will have to look at the representation filed before it and consider the same in accordance with law, after affording an opportunity of hearing, at any rate within a period of three months from the date of hearing. It is made clear that this Court has not made any observations on merits, which the 1st respondent will consider, in accordance with law.

The writ petition is disposed of.

**Sd/-
K. VINOD CHANDRAN,
JUDGE**

SB/ 20/ 10 /2015

// true copy //
P.Ato Judge.