

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

TUESDAY, THE 6TH DAY OF OCTOBER 2015/14TH ASWINA, 1937

WP(C).No. 29669 of 2015 (G)

PETITIONER:

**D.PRABHAKARAN, AGED 73 YEARS,
S/O.P DIVAKARAN, PRABHA VILASOM,
(VARUVILAKATHU)T C NO 79/2506-25, VENPALAVATTM
KADAKAMPALLI VILAGE, THIRUVANANTHAPURAM.**

BY ADV. SMT.M.HEMALATHA

RESPONDENTS:

**THE DISTRICT COLLECTOR,
COLLECTORATE, KUDAPPANAKUNNU,
THIRUVANANTHAPURAM, PIN 695005.**

BY GOVERNMENT PLEADER SRI.RENJITH

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 06-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

PJ

WP(C).No. 29669 of 2015 (G)

APPENDIX

PETITIONER(S)' EXHIBITS

**P1:- TRUE COPY OF ATTACHMENT ORDER DTD 5/6/2013 IN LAR NO 316 OF 2009 OF
THE 2ND ADDITIONAL SUB COURT, THIRUVANANTHAPURAM**

P2:- TRUE COPY OF THE LETTER DTD 4/12/2013

P3:- TRUE COPY OF THE REVIEW PETITION 90 OF 2014 (EA.90/14) DTD 24/1/2014

P4:- TRUE COPY OF THE STATEMENT OF ACCOUNTS

RESPONDENT(S)' EXHIBITS

NIL.

/ TRUE COPY /

P.S. TO JUDGE

PJ

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C). No. 29669 of 2015

Dated this the 6th day of October, 2015

JUDGMENT

The petitioner, who is a claimant in LAR No.316 of 2009 before the IInd Additional Sub Court, Thiruvananthapuram, is aggrieved by the inaction on the part of the respondent in not making the payment of compensation amount, pursuant to the modified award dated 25.11.2011. It is the case of the petitioner in the writ petition that, although he has filed an execution petition before the Court below, the respondents have not paid any amounts towards compensation based on the modified award, before that Court, even after a lapse of five years.

2. I have heard the learned counsel appearing for the petitioner as also the learned Government Pleader appearing for the respondents.

The learned Government Pleader would submit, on instructions, that the award amount would be deposited before the Court below, within a period of one month. Taking note of the said submission, the writ petition is disposed directing the respondents to ensure that the compensation amount due to the petitioner, pursuant to the modified award and in terms of Ext.P4 statement, is

W.P.(C). No. 29669 of 2015

deposited before the Court below, within a period of one month from the date of receipt of a copy of this judgment.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE

das 07.10.2015