

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE**

**MONDAY, THE 26TH DAY OF OCTOBER 2015/4TH KARTHIKA, 1937**

**WP(C).No. 31634 of 2015 (D)**  
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**PETITIONER(S):**  
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**K.YOOSUFALI,  
PWD CONTRACTOR, KARIMBIL HOUSE,  
POOLAMANNA P.O., MALAPPURAM DISTRICT.**

**BY ADVS.SRI.JOMY GEORGE  
SRI.SEBASTIAN THOMAS  
SMT.K.B.SONY  
SRI.DEEPAK MOHAN  
SMT.A.MINI JOSEPH  
KUM.M .ANJU THOMAS**

**RESPONDENT(S):**  
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- 1. STATE OF KERALA,  
REPRESENTED BY ITS CHIEF SECRETARY,  
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001.**
- 2. THE SUPERINTENDING ENGINEER,  
ROAD AND BRIDGES NORTH CIRCLE, PWD COMPLEX, MANACHIRA,  
KOZHIKODE - 673 001.**
- 3. THE EXECUTIVE ENGINEER,  
P.W.D ROADS DIVISION, MANJERI,  
MALAPPURAM DISTRICT - 676 121.**

**BY SENIOR GOVERNMENT PLEADER SMT.C.K.SHERIN**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
26-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**msv/**

WP(C).No. 31634 of 2015 (D)  
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**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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**EXHIBIT P1. TRUE COPY OF THE SELECTION NOTICE NO D7/5027/2015  
DATED 16-09-2015 FOR THE WORK OF STRIPPED BT TO  
ARIKKANDAMPAK- NENMINI- KAMANAM ROAD, BETWEEN KM 0/000 TO  
5/800 IN KIZHATTUR PANCHAYATH ISSUED BY THE 3RD RESPONDENT.**

**EXHIBIT P2 TRUE COPY OF THE SELECTION NOTICE NO D6/4853/2015  
DATED 30-09-2015 FOR THE WORK OF IMPROVEMENTS TO ERIYAD-  
KUZHIKKATTUPARAMBU ROAD AT KM 0/000 TO 1/150 IN PANDIKKAD  
GRAMA PANCHAYATH ISSUED BY THE 3RD RESPONDENT.**

**EXHIBIT P3 TRUE COPY OF THE REPRESENTATION DATED 09-10-2015 SUBMITTED  
BY THE PETITIONER BEFORE THE 3RD RESPONDENT.**

**EXHIBIT P4 TRUE COPY OF THE CERTIFICATE DATED 09-10-2015 SUBMITTED BY THE  
PETITIONER BEFORE THE 3RD RESPONDENT.**

**EXHIBIT P4 TRUE COPY OF THE CERTIFICATE DATED 09-10-2015 ISSUED FROM THE  
OFFICE OF 3RD RESPONDENT.**

**EXHIBIT P5 TRUE COPY OF THE JUDGMENT DATED 16-09-2015 IN WRIT PETITION  
NO. 28035/2015 PASSED BY THIS HON'BLE COURT**

**RESPONDENT(S)' EXHIBITS:**  
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**NIL**

**//TRUE COPY//**

**P.S.TO JUDGE**

**Msv/**

A.MUHAMED MUSTAQUE, J.

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W.P.(C).No. 31634 of 2015

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Dated this the 26<sup>th</sup> day of October, 2015

J U D G M E N T

The petitioner has been selected for award of work as per Exts.P1 and P2. The petitioner has been directed to furnish security deposit and performance guarantee in relation to work.

2. Admittedly certain amount is due to the petitioner as per the work under taken from the same department. Ext.P4 is the certificate.

3. Considering the facts and circumstances the amount payable by the petitioner as per Ext.P1 and P2 shall be adjusted from the amount due to the petitioner as per Ext.P4.

The writ petition is disposed of, as above.

sd/-

sab

A.MUHAMED MUSTAQUE, JUDGE