

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 22ND DAY OF DECEMBER 2015/1ST POUSHA, 1937

WP(C).No. 38911 of 2015 (L)

PETITIONER :

**ROY MATHEW, AGED 52 YEARS,
GOVERNMENT CONTRACTOR, PAMPLANIYIL HOUSE,
BHARANANGANAM P.O., PALA VIA, KOTTAYAM DISTRICT.**

**BY ADVS.SRI.BABU JOSEPH KURUVATHAZHA
SRI.P.T.ABHILASH**

RESPONDENTS :

- 1. GOVERNMENT OF KERALA
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF RURAL DEVELOPMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001.**
- 2. KERALA STATE RURAL ROADS DEVELOPMENT AGENCY
LOCAL SELF GOVERNMENT (RD) DEPARTMENT
GOVERNMENT OF KERALA, 3RD FLOOR, CSI BUILDING,
PULIMOOD JUNCTION, THIRUVANANTHAPURAM-695001
REPRESENTED BY ITS MEMBER SECRETARY.**
- 3. SUPERINTENDING ENGINEER
KERALA STATE RURAL ROADS DEVELOPMENT AGENCY,
LOCAL SELF GOVERNMENT (RD) DEPARTMENT,
GOVERNMENT OF KERALA, 3RD FLOOR, CSI BUILDING,
PULIMOOD JUNCTION, THIRUVANANTHAPURAM-695001.**
- 4. EXECUTIVE ENGINEER
PROGRAM IMPLEMENTATION UNIT, LSGD, PALAKKAD-678001.**
- 5. ASSISTANT EXECUTIVE ENGINEER,
PROGRAM IMPLEMENTATION UNIT, PALAKKAD-678001.**
- 6. ACCREDITED ENGINEER
OTTAPPALAM BLOCK, PROGRAM IMPLEMENTATION UNIT
PALAKKAD-679101.**

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7. GOVERNMENT OF INDIA
REPRESENTED BY ITS SECRETARY
MINISTRY OF RURAL DEVELOPMENT,
CENTRAL SECRETARIAT, NEW DELHI-110001.

R1 TO R3 BY GOVERNMENT PLEADER SMT. C.K. SHERIN
R7 BY ADV. SMT.KEERTHI SOLOMON, CGC
BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 22-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

bp

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT-P1: TRUE COPY OF THE AGREEMENT NO.103/SE-KSRRDA/2013-2014
DATED 4.3.2014 EXECUTED BETWEEN THE PETITIONER AND THE 3RD
RESPONDENT.**

**EXHIBIT-P2: TRUE COPY OF THE REPRESENTATION DATED 19.9.2015 SUBMITTED
BY THE PETITIONER BEFORE THE 4TH RESPONDENT.**

**EXHIBIT-P3: TRUE COPY OF THE PROCEEDING NO.DB-469/2014 DATED 20.7.2015
OF THE 4TH RESPONDENT FORWARDED TO THE 2ND RESPONDENT.**

**EXHIBIT-P4: TRUE COPY OF THE REQUEST MOOTED BY THE 4TH RESPONDENT
TO THE 2ND RESPONDENT.**

**EXHIBIT-P5: TRUE COPY OF THE REPRESENTATION DATED 7.7.2015 SUBMITTED
BY THE PETITIONER BEFORE THE RESPONDENTS 3 TO 6.**

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.38911 of 2015

Dated this the 22nd day of December, 2015

JUDGMENT

The petitioner has approached this Court alleging delay on the part of respondents 3 to 6 in recording the measurement of the work covered by Ext.P1 agreement.

Considering the facts and circumstances, there shall be a direction to the respondents 3 to 6 to complete the measurement of the work executed by the petitioner as per Ext.P1 within a period of one month from the date of receipt of a copy of this judgment. Thereafter, they shall take necessary steps for release of the bill amount in accordance with the agreement within a further period of one month, if otherwise the petitioner is entitled.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE