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W.P.No.5109 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.09.2025

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.5109 of 2023

And

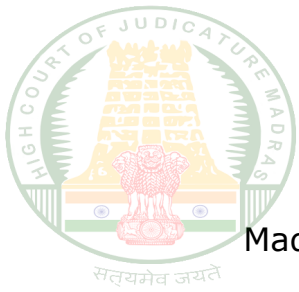
W.M.P.No.5162 of 2023

M/s.Seahorse Marine Engineering Pvt. Ltd.,
Rep. by its Managing Director,
Mr.John Pondiyan

... Petitioner

Vs.

- 1.Additional Principal Secretary
Government of Tamil Nadu,
P.W.D.Department, (5th Floor)
Namakkal Kavignar Maligai
Fort St.George,
Chennai – 600 009.
- 2.The Engineer in Chief,
Water Resources Department,
P.W.D. Head Quarters,
Chepauk,
Chennai – 600 005.
- 3.The Chief Engineer,
P.W.D., Periyar Vaigai Division,
P.W.D. Complex,
Thallakulam,
Madurai – 625 001.
- 4.The Superintending Engineer,
WRO/ PWD
P.W.D., Periyar/Vaigai Division,
P.W.D. Office (Near Meenaksh Amman Temple)



W.P.No.5109 of 2023

Madurai 625 001.

5. The Executive Engineer,
Periyar Dam Division,
P.W.D., Kambam,
Theni District – 625 516.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus thereby calling for the entire records pertaining to Lr. No.37M/DB/AET/F.43(Boat)/2022, dated 11.03.2022 passed by the fifth respondent and quash the same as illegal ultra virus and thereby directing the respondent to release the withheld amount together with commercial rates of interest in terms of the agreement dated 28.09.2012 between petitioner and the fifth respondent and in terms of Letter No.8151/ISW/2015-12, dated 10.12.2018 issued by the first respondent in a time bound period.

For Petitioner : M/s.K.Mohanamurali
For Respondents : Mrs.S.Anitha
Special Government Pleader

ORDER

This writ petition has been filed seeking issuance of Writ of Certiorarified Mandamus thereby calling for the entire records pertaining to Lr. No.37M/DB/AET/F.43(Boat)/2022, dated 11.03.2022 passed by the fifth respondent and quash the same as illegal ultra virus and thereby directing the respondent to release the withheld



W.P.No.5109 of 2023

amount together with commercial rates of interest in terms of the agreement dated 28.09.2012 between petitioner and the fifth respondent and in terms of Letter No.8151/ISW/2015-12, dated 10.12.2018 issued by the first respondent in a time bound period.

2.The learned counsel appearing for the petitioner submitted that the petitioner entered into agreement with the respondents for manufacture and supply of two new boats, one FRP Boat and another Steel Boat to Mullai Periyar Dam for the use of Tamil Nadu Water Resources Department on 28.09.2012 and as per the agreement, the petitioner has to deliver the boats within a period of four months, however, the petitioner was not able to deliver the boats within the said period. Hence, this Court may, without going into the merits of the case, grant liberty to the petitioner to work out the remedy before the appropriate forum in the manner known to law.

3.Though the petitioner has sought for a larger relief, considering the limited request now made by the learned counsel appearing for the petitioner, this Court without expressing any opinion on the merits of the case and without interfering with the orders impugned in this writ petition, grants liberty to the petitioner to work



W.P.No.5109 of 2023

out the remedy in the manner known to law.

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4.The writ petition is dismissed with the above liberty. No costs.

Consequently, connected miscellaneous petition is closed.

18.09.2025

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Index: Yes/ No

Speaking Order: Yes/ No

NCC: Yes/ No

To

1.Additional Principal Secretary
Government of Tamil Nadu,
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Namakkal Kavignar Maligai
Fort St.George,
Chennai – 600 009.

2.The Engineer in Chief,
Water Resources Department,
P.W.D. Head Quarters,
Chepauk,
Chennai – 600 005.

3.The Chief Engineer,
P.W.D., Periyar Vaigai Division,
P.W.D. Complex,
Thallakulam,
Madurai – 625 001.

4.The Superintending Engineer,
WRO/ PWD
P.W.D., Periyar/Vaigai Division,
P.W.D. Office (Near Meenaksh Amman Temple)
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5.The Executive Engineer,

4/5



W.P.No.5109 of 2023

Periyar Dam Division,
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WEB COPY

M.DHANDAPANI,J.
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