

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 30TH JUNE 2008 / 9TH ASHADHA 1930

WP(C).No. 19578 of 2008(E)  
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PETITIONER:  
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JAYAN.M.V, MATTIL HOUSE, PUTHOOR P.O,  
THRISSUR.

BY ADV. SRI.K.I.SAGEER

RESPONDENTS:  
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1. KERALA STATE ELECTRICITY BOARD,  
REPRESENTED BY ITS SECRETARY, VAIDHUTHI BHAVAN,  
THIRUVANANTHAPURAM.

2. ASSISTANT EXECUTIVE ENGINEER,  
K.S.E.B.THRISSUR.

BY ADV.SRI.P.P.THAJUDEEN, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 30/06/2008, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**K.M. JOSEPH, J.**

.....  
W.P.(C) No. 19578 OF 2008 E  
.....

Dated this the 30<sup>th</sup> day of June, 2008

**J U D G M E N T**

Petitioner seeks direction to grant 20 instalments to pay the amount claimed as per Exts.P1, P2 and P5. Case of the petitioner in short is as follows. The petitioner is operating a mine. Certain bills have been issued by the respondent Board. The petitioner does not dispute the bills. But, he is unable to pay the amount in lump sum because of his financial condition. He had approached this Court earlier by filing WPC.No.6225/08 which culminated in Ext.P4 judgment wherein this Court observed that the petitioner can move the competent authority. According to the petitioner, he has approached the 2<sup>nd</sup> respondent with Ext.P4 judgment but he was not granted any instalment facility.

2. I heard learned counsel for the petitioner and learned standing counsel. The learned standing counsel pointed out that the electric connection has been

disconnected and is about to be dismantled. Having regard to the facts, writ petition is disposed of as follows.

3. The petitioner is permitted to pay the amount demanded in five instalments. The first instalment which amounts to Rs.50,000/- shall be paid within one week from today. The balance amount shall be paid in four equal monthly instalments commencing from 7.8.2008. Remaining instalments shall be paid on or before 7<sup>th</sup> of every succeeding months. The petitioner is also liable to pay surcharge as per law. If the petitioner continues to pay the amount as per this judgment, the electric connection to the petitioner will not be dismantled. The reconnection will be made upon the petitioner remits the entire dues and the reconnection fee and also complies with the other statutory formalities.

Sd/-  
**(K.M.JOSEPH, JUDGE)**

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**P.A.TO JUDGE**