

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE DR. JUSTICE KAUSER EDAPPAGATH

TUESDAY, THE 30TH DAY OF APRIL 2024 / 10TH VAISAKHA, 1946

WP(C) NO. 16285 OF 2024

PETITIONER:

SHAMSUDHEEN K.K,
AGED 35 YEARS
S/O HAMZA, RESIDING AT KUNHAM KUZHIYIL,
NADAKKUTHAZHA VILLAGE, NADAKKUTHAZHA POST,
VATAKARA TALUK, KOZHIKODE DISTRICT,
PIN - 673112

BY ADVS. LAL K.JOSEPH
P.MURALEEDHARAN (THURAVOOR)
T.A.LUXY
SURESH SUKUMAR
ANZIL SALIM
SANJAY SELLEN
SONIA SHIBU

RESPONDENTS:

- 1 EXECUTIVE ENGINEER,
ELECTRICAL DIVISION,
KERALA STATE ELECTRICITY BOARD LIMITED,
VATAKARA, VATAKARA POST,
VATAKARA TALUK, KOZHIKODE DISTRICT,
PIN - 673101
- 2 THE KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR,
VYDYUTHI BHAVAN, PATTOM,
THIRUVANANTHAPURAM, PIN - 695004

OTHER PRESENT:

SC SRI. B PREMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30.04.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Dated this the 30th day of April, 2024

J U D G M E N T

Heard the learned counsel for the petitioner as well as the learned Standing Counsel for the respondents.

2. The learned counsel for the petitioner submits that the total arrears of pole rent due would come to Rs.2,50,000/- approximately. The learned counsel further submits that the petitioner is prepared to pay the arrears in 15 monthly instalments.

Having heard both sides, this writ petition is disposed of as follows:

- (i) The petitioner shall pay a sum of Rs.50,000/- (Rupees fifty thousand only) towards the arrears of rent within one week from today.
- (ii) The balance amount shall be paid by the petitioner in five equal monthly instalments

W.P.(C) No.16285/2024

-:3:-

commencing from 01.07.2024.

Sd/-

DR. KAUSER EDAPPAGATH
JUDGE

DST/02.05.24

//True copy//

P.A.To Judge

APPENDIX

PETITIONER EXHIBITS

- EXHIBIT P1 TRUE COPY OF THE REGISTRATION CERTIFICATE BEARING NO. 251/2018 DATED 18/10/2023 ISSUED BY DEPARTMENT OF POSTS, GOVERNMENT OF INDIA
- EXHIBIT P2 TRUE COPY OF THE AGREEMENT NO. 87/CTV/19-20 DATED 05.12.2019 BETWEEN THE PETITIONER AND THE 1ST RESPONDENT WHO IS REPRESENTING THE 2ND RESPONDENT
- EXHIBIT P3 TRUE COPY OF THE AGREEMENT NO. 135/CTV/22-23 DATED 27.02.2023 BETWEEN THE PETITIONER AND THE 1ST RESPONDENT WHO IS REPRESENTING THE 2ND RESPONDENT
- EXHIBIT P4 THE TRUE COPY OF OS 38/2024 DATED 29/2/2024 PENDING BEFORE VATAKARA MUNSIF COURT FILED BY THE PETITIONER
- EXHIBIT P5 THE TRUE COPY OF IA 2/2024 DATED 29/2/2024 IN OS 38/2024 FOR TEMPORARY INJUNCTION FILED BEFORE VATAKARA MUNSIF COURT FILED BY THE PETITIONER
- EXHIBIT P6 PHOTOGRAPHS (4 NOS.) EVIDENCING THE RECENTLY DISMANTLED CABLES OF THE APPLICANT/PETITIONER

RESPONDENT'S EXHIBITS : NIL