



2025:KER:13888

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE GOPINATH P.

WEDNESDAY, THE 19TH DAY OF FEBRUARY 2025 / 30TH MAGHA, 1946

WP(C) NO. 26071 OF 2017

PETITIONER:

LAISAMMA GEORGE,
AGED 58 YEARS
W/O. LATE GEORGE, PUTHENPURAYIL HOUSE,
THALAYOLAPARAMBU, KOTTAYAM DISTRICT.

BY ADVS.
PRAVEEN K. JOY
JOMON P.VARGHESE

RESPONDENTS:

- 1 DISTRICT COLLECTOR
AND DISTRICT MAGISTRATE, KOTTAYAM-686001.
- 2 ADDITIONAL DISTRICT MAGSTRATE AND DEPUTY COLLECTOR
(GENERAL), KOTTAYAM-686001.
- 3 ASSISTANT EXECUTIVE ENGINEER,
KURAVILAGADU ELECTRICAL SUB DIVISION, KURAVILAGADU,
KOTTAYAM-686633.
- 4 ASSISTANT EXECUTIVE ENGINEER,
THALAYOLAPPARAMBU ELECTRICAL SUB DIVISION,
THALAYOLAPARAMBU, KOTTAYAM-686605.
- 5 EXECUTIVE ENGINEER,
KURAVILAGADU ELECTRICAL SUB DIVISION, KURAVILAGADU,
KOTTAYAM, PIN-686633.



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- 6 **DEPUTY CHIEF ENGINEER,
KERALA STATE ELECTRICITY BOARD,
KOTTAYAM-686001.**

- 7 **ANANDAKSHAN,
AGED ABOUT 48, JISHNU NIVAS,
THALAYOLAPARAMBU, KOTTAYAM-686605.**

- 8 **THOMAS,
AGED 50, PARAPURAYIL HOUSE, THALAYOLAPARAMBU,
KOTTAYAM-686605.**

- 9 **MARIKUTTY THOMAS,
AGED ABOUT 48, W/O. THOMAS, PARAPURAYIL
HOUSE, THALAYOLAPARAMBU, KOTTAYAM-686605.**

**BY ADV.SREEJITH V.S, GP
ADV.RIJI RAJENDRAN, SC, KSEB**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY
HEARD ON 19.02.2025, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**



JUDGMENT

The petitioner had approached this Court challenging Ext.P2 order issued by the Additional District Magistrate, Kottayam. According to the petitioner, the electric line to the residence of the petitioner had been drawn through several electric posts, which had been put up at the cost of the petitioner and now at the instance of the party respondents those lines are sought to be shifted, to the prejudice of the petitioner.

2. The learned Standing Counsel appearing for the State Electricity Board submits that in terms of the order passed by the Additional District Magistrate, the party respondents should have remitted amounts required for shifting of the electric lines to the public road and till today, no amount has been paid by them and therefore, no action has been taken by the Board pursuant to the directions issued by the Additional District Magistrate in Ext.P2 order.

3. Heard the learned Government Pleader also.

4. Having heard the learned counsel for the petitioner, the learned Standing Counsel appearing for the State Electricity Board and the learned Government Pleader and having regard to the submissions made by the learned Standing Counsel



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for the State Electricity Board, I am of the view that since the party respondents have not remitted any amount pursuant to Ext.P2 order it is not necessary to now consider the challenge raised to Ext.P2 order. This writ petition will therefore stand disposed of directing that if the party respondents or anybody claiming under them remit any amount for shifting the electric line as contemplated in Ext.P2 order, the same shall be done only with notice to the petitioner. All contentions taken by the petitioner are left open.

Sd/-

**GOPINATH P.
JUDGE**

DK



APPENDIX OF WP(C) 26071/2017

PETITIONER EXHIBITS

**EXHIBIT P1: THE TRUE PHOTOCOPY OF THE OBJECTION
DATED 27.02.2017**

**EXHIBIT P2: THE TRUE PHOTOCOPY OF THE ORDER DATED
28.7.2017 OF THE 2ND RESPONDENT**