



2025:KER:30773

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MOHAMMED NIAS C.P.

MONDAY, THE 7TH DAY OF APRIL 2025 / 17TH CHAITHRA, 1947WP(C) NO. 28666 OF 2019PETITIONER:

SHAMSUDEEN
AGED 51 YEARS
S/O.MUSTHAFA, RESIDING AT DARUL ISLAM,
MANKOTTUKONAM, THOLICODE.P.O., NEDUMANGAD TALUK,
THIRUVANANTHAPURAM DISTRICT-695541.

BY ADVS.
THIRUMALA P.K.MANI
SRI.NAVEEN RADHAKRISHNAN

RESPONDENTS:

- 1 THE NEW INDIA ASSURANCE LIMITED,
REPRESENTED BY ITS MANAGER, PORTAL OFFICE
(761406), NMC 28/884, OPP GOVT. TALUK HOSPITAL,
NEDUMANGAD, THIRUVANANTHAPURAM-695541.
- 2 HUB-IN-CHARGE,
THE NEW INDIA ASSURANCE COMPANY LIMITED MOTOR
NON-SUIT CLAIM HUB, CHANDRASHEKARAN NAIR STADIUM
COMPLEX, PALAYAM, THIRUVANANTHAPURAM-695033.

BY ADV SRI.LAL K.JOSEPH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 07.04.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:



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MOHAMMED NIAS C.P.,J

.....

WP(C)NO.28666 of 2019

.....

Dated this the 07th day of April, 2025**JUDGMENT**

There was no appearance for the petitioner on 01.04.2025 despite the notice sent by this Court as ordered on 17.03.2025. Today also there is no representation for the petitioner.

In view of the above, the writ petition is dismissed for default.

Anu

Sd/-
MOHAMMED NIAS C.P.
JUDGE



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APPENDIX OF WP(C) 28666/2019

PETITIONER EXHIBITS

- EXHIBIT P1 TRUE COPY OF THE FORM NO.8B OF THE KERALA VALUE ADDED TAX RULES 2005 WITH RESPECT TOT HE TATA HITACHI EX 70 SUPER HYDRAULIC EXCAVATOR BEARING MACHINE SERIAL.
- EXHIBIT P2 TRUE COPY OF THE CONTRACTOR'S PLANT AND MACHINERY INSURANCE POLICE CERTIFICATE DATED 9.10.2018 FOR THE PERIOD FROM 9.10.2018 TO 8.10.2019 ISSUED BY THE FIRST RESPONDENT.
- EXHIBIT P3 TRUE PHOTOCOPY OF THE FIR IN CRIME NO.801/2018 DATED 28.10.2018.
- EXHIBIT P4 TRUE PHOTOCOPY OF THE INVOICE DATED 30.4.2019 ISSUED BY THE PSN CONSTRUCTION EQUIPMENT PRIVATE LIMITED.
- EXHIBIT P5 TRUE PHOTOCOPY OF THE TAX INVOICE DATED 16.5.2019 ISSUED FROM THE SHOP SPARE TECH, TVS JUNCTION, OPP. EVM HONDA, NEERAMANKARA, KARAMANA, THIRUVANANTHAPURAM.
- EXHIBIT P6 TRUE PHOTOCOPY OF THE CLAIM REJECTION NOTICE DATED 28.6.2019 ISSUED BY THE 1ST RESPONDENT.