



2025:KER:13054

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE C.S.DIAS

MONDAY, THE 17TH DAY OF FEBRUARY 2025 / 28TH MAGHA, 1946

WP(C) NO. 13081 OF 2024

PETITIONER:

UNNI PACHAT
AGED 58 YEARS
S/O UNNIKUTTY, KALYAN, EDAPARAMBATHU,
MANNUR POST. KOZHIKODE, PIN - 673328

BY ADVS.
R.ROHITH
M.T.SAMEER
HARISHMA P. THAMPI

RESPONDENTS:

- 1 STATE OF KERALA
REP. BY THE CHIEF SECRETARY TO THE GOVERNMENT,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001
- 2 THE PRINCIPAL SECRETARY TO THE GOVERNMENT,
DEPARTMENT OF TOURISM,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001
- 3 THE DIRECTOR
DEPARTMENT OF TOURISM,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001
- 4 MANAGING DIRECTOR
INKEL LIMITED AJIYAL COMPLEX,
POST OFFICE ROAD KAKKANAD,
KOCHIN, PIN - 682030



2025:KER:13054

5 GENERAL MANAGER
 INKEL LIMITED, AJIYAL COMPLEX,
 POST OFFICE ROAD KAKKANAD,
 KOCHIN, PIN - 682030

BY ADVS.
SAJI VARGHESE T. G
MARIAM MATHAI(M-92)

OTHER PRESENT:

GOVERNMENT PLEADER- SRI B S SYAMANTHAK

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
17.02.2025, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

**JUDGMENT****Dated this the 17th day of February, 2025**

The writ petition is filed, inter alia, to direct the second respondent to consider and dispose of Ext. P8 representation, expeditiously.

2. The Department of Tourism, Government of Kerala, had entrusted the reconstruction of St. Sebastian Parsonage, Gothurath, as a part of the Muzris project to the fourth respondent. The petitioner was engaged by the fourth respondent to do the above work. The petitioner had spent Rs. 1,03,53,580/- for the work. But the petitioner has only paid Rs. 59,97,964/-. The balance amount is still pending payment. The fourth respondent has not sanctioned the bill so far. Due to the inaction on the part of the fourth respondent, the petitioner had submitted Ext. P8 before the second respondent on 18.02.2024; the same is also not considered till date. Hence, the writ petition.

3. Heard; the learned counsel appearing for the petitioner, the learned Government Pleader and the



2025:KER:13054

learned counsel for the respondents 4 and 5.

4. On a consideration of the facts and the materials on record, especially that Ext. P8 representation is pending consideration before the second respondent since 18.02.2024, without expressing anything on the merits of the representation, I deem it appropriate to direct the second respondent to dispose of Ext. P8 representation, expeditiously.

In the result, the writ petition is disposed of, directing the second respondent to consider and dispose of Ext. P8 representation, in accordance with the law, and as expeditiously as possible, at any rate, within 60 days from the date of the production of a copy of this judgment, after affording the petitioner an opportunity of being heard.

The writ petition is ordered accordingly.

Sd/-

mtk/17.02.25

C.S.DIAS, JUDGE



2025:KER:13054

APPENDIX OF WP(C) 13081/2024

PETITIONER EXHIBITS

- | | |
|-------------------|---|
| EXHIBIT P1 | A TRUE COPY OF THE LETTER OF ACCEPTANCE
DATED 01.07.2019 ISSUED BY THE 5TH
RESPONDENT |
| EXHIBIT P2 | A TRUE COPY OF THE AGREEMENT DATED
15.07.2019 BETWEEN THE PETITIONER AND THE
4TH RESPONDENT |
| EXHIBIT P3 | A TRUE COPY OF THE LETTER DATED
12.10.2020 SENT BY THE PETITIONER TO THE
4TH RESPONDENT |
| EXHIBIT P4 | TRUE COPY OF THE LETTER DATED 09.09.2021
SENT BY THE PETITIONER TO THE 4TH
RESPONDENT |
| EXHIBIT P5 | A TRUE COPY OF THE DECISIONS TAKEN IN THE
CONSTRUCTION MONITORING COMMIT DATED
02.11.2021 |
| EXHIBIT P6 | A TRUE COPY OF THE LETTER DATED
06.04.2023 PREFERRED BY THE PETITIONER
BEFORE THE 4TH RESPONDENT |
| EXHIBIT P7 | A TRUE COPY OF THE LETTER DATED
17.04.2023 SENT BY THE PETITIONER TO THE
PROJECT DIRECTOR, INKEL LIMITED |
| EXHIBIT P8 | A TRUE COPY OF THE REPRESENTATION DATED
18.02.2024 SUBMITTED BY THE PETITIONER TO
THE 2ND RESPONDENT |

RESPONDENT EXHIBITS

- | | |
|----------------------|---|
| EXHIBIT R4(A) | TRUE COPY OF THE MEMORANDUM OF
ASSOCIATION OF THE 4TH RESPONDENT COMPANY |
| EXHIBIT R4(B) | TRUE COPY OF THE ARTICLES OF ASSOCIATION
OF THE 4TH RESPONDENT COMPANY |