



2025:KER:15285

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE C.S.DIAS

FRIDAY, THE 21ST DAY OF FEBRUARY 2025 / 2ND PHALGUNA, 1946

WP(C) NO. 26718 OF 2024

PETITIONER:

**SUDARSANAM TRADING LINK
SP 3/741, NH ROAD, SREEKARYAM,
THIRUVANANTHAPURAM,
REPRESENTED BY ITS PROPRIETRIX SUCHITHRA R BABU,
VIPANCHIKA, F-4 STREET, ALTHARA,
VELLAYAMBALAM,
THIRUVANANTHAPURAM, PIN - 695010**

BY ADV MANOJ P.KUNJACHAN

RESPONDENTS:

- 1 STATE OF KERALA
REPRESENTED BY CHIEF SECRETARY,
GOVERNMENT OF KERALA, SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001**
- 2 SECRETARY
LOCAL SELF GOVERNMENT INSTITUTIONS,
GOVERNMENT OF KERALA, SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695001**
- 3 SECRETARY
INDUSTRIES , GOVERNMENT OF KERALA,
SECRETARIAT, THIRUVANANTHAPURAM, PIN - 695001**
- 4 GENERAL MANAGER
SIDCO, MARKETING DIVISION,
KADAVANTHRA, KOCHI, PIN - 683020**
- 5 SPECIAL OFFICER
SIDCO MARKETING CENTRE,**



2025:KER:15285

WP(C) NO. 26718 of 2024

2

INDUSTRIAL ESTATE, MANJERY,
MALAPPURAM, PIN - 676121

- 6 MALAPPURAM DISTRICT PANCHAYATH
REP. BY ITS SECRETARY, MALAPPURAM DISTRICT
PANCHAYATH BHAVAN, CIVIL STATION P.O,
MALAPPURAM, PIN - 676505
- 7 SECRETARY
MALAPPURAM DISTRICT PANCHAYATH,
MALAPPURAM DISTRICT PANCHAYATH BHAVAN,
CIVIL STATION P.O, MALAPPURAM, PIN - 676505

BY ADV MUHAMMED SHAFI .M

OTHER PRESENT:

GOVERNMENT PLEADER- SRI B S SYAMANTHAK
P.U.SHAILAJAN(K/1061/1993)- STANDING COUNSEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 21.02.2025, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

**JUDGMENT****Dated this the 21st day of February, 2025**

The writ petition is filed, inter alia, to direct the respondents 4 and 5 to pay the amount mentioned in Ext. P5 with interest at the rate of 24% per annum.

2. When the writ petition came up for consideration on 09.08.2024, this Court directed the competent authority to take a decision on the petitioner's application within three weeks.

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

4. The learned counsel for the petitioner submitted that, the competent authority of the respondents has only paid a portion of the amount due to the petitioner.

5. On the contrary, the learned Government Pleader submitted that, the admitted amount has been paid.



6. The learned counsel for the petitioner submitted that the writ petition may be dismissed as withdrawn, by reserving the right of the petitioner to seek for the recovery of the balance amount due to the petitioner with interest and costs, in accordance with law.

In the light of the above submission, the writ petition is dismissed as withdrawn, reserving the right of the petitioner to work out his remedies for recovery of money allegedly due from the respondents, in accordance with the law.

Sd/-

mtk/21.02.25

C.S.DIAS, JUDGE



2025:KER:15285

WP(C) NO. 26718 of 2024

5

APPENDIX OF WP(C) 26718/2024

PETITIONER EXHIBITS

- EXHIBIT P1** A TRUE COPY OF THE AGREEMENT ENTERED BETWEEN SIDCO AND MALAPPURAM DISTRICT PANCHAYATH IN RESPECT OF KUNNANIKULAM DRINKING SUPPLY SCHEME DATED 31.03.2004
- EXHIBIT P2** TRUE COPY OF THE LETTER DATED 23.02.2005 SEND BY THE STANDING COMMITTEE CHAIRMAN (PUBLIC WORKS), DISTRICT PANCHAYATH MALAPPURAM TO THE 7TH RESPONDENT
- EXHIBIT P3** TRUE COPY OF THE LETTER DATED 21.02.2005 ISSUED BY THE DISTRICT PANCHAYATH MEMBER, MELATTOOR DIVISION, MALAPPURAM DISTRICT PANCHAYATH TO THE 7TH RESPONDENT
- EXHIBIT P4** A TRUE COPY OF COMMON JUDGMENT IN WP(C) NO. 22196/2012 AND 22197/2012 DATED 16.12.2021
- EXHIBIT P5** A TRUE COPY OF THE COMMUNICATION NO. S.M.C/MANJERY/051/2022-23 ISSUED BY THE 5TH RESPONDENT TO THE 7TH RESPONDENT DATED 12.08.2022
- EXHIBIT P6** A TRUE COPY OF THE COMMUNICATION NO. SIDCO/MDS/GENERAL/CM0/205/20-21 DATED 29.06.2020
- EXHIBIT P7** TRUE COPY OF THE ORDER BEARING ORDER BEARING NO. P1-3654/2021 DATED 28.12.2022 ISSUED BY THE 7TH RESPONDENT
- EXHIBIT P8** A TRUE COPY OF THE RESOLUTION NO. 5(11) DATED 13.03.2024 OF THE 6TH RESPONDENT
- EXHIBIT P9** TRUE COPY OF THE COMMUNICATION ISSUED BY THE 7TH RESPONDENT TO THE 2ND RESPONDENT BEARING NO. LSGD/DP/106/2024-P1 DATED 15.03.2024
- EXHIBIT P10** A TRUE COPY OF THE JUDGMENT DATED 05.04.2024 IN CONT. CASE (C) NO. 1918/2022

RESPONDENT ANNEXURES

- ANNEXURE R2(A)** A TRUE COPY OF THE LETTER NO.181/D.C.1/2024/LSGD DATED 23.08.2024 FROM GOVERNMENT, LSG(DC) DEPARTMENT TO THE PRINCIPAL DIRECTOR OF LSGD