IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE AMIT RAWAL

WEDNESDAY, THE 16TH DAY OF NOVEMBER 2022 / 25TH KARTHIKA, 1944

WP(C) NO. 25898 OF 2015

PETITIONER/S:

THE ASSISTANT ENGINEER, O/O the ASSISTANT ENGINEER,
ELECTRICAL SECTION, K.S.E.B.
PALARIVATTOM.

BY ADVS.
P.SANTHALINGAM (SR.)
SRI.S.SHARANSCK.S.E.BOARD
SHRI.P.A.AHAMED, SC, KERALA STATE ELECTRICITY BOARD LIMITED
G.KEERTHIVAS

RESPONDENT/S:

M/S.POOJA MILK FOOD PRIVATE LTD.
PONOTH TEMPLE ROAD, KADAVANTHARA, KOCHI-20, HAVING ITS REGISTERED OFFICE AT 33/283 D1, AMBEDKAR ROAD, VENNALA P.O., KOCHI-28, REPRESENTED BY ITS MANAGING DIRECTOR, MOHAN JOSEPH VARGHESE, S/O. LATE T.O.VARGHESE, PRASANTHI NAGAR, EDAPPALLY, KOCHI-24.

BY ADVS.
SRI.A.BALAGOPALAN
SRI.A.RAJAGOPALAN
SMT.P.SEENA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16.11.2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Concededly, the order of the CGRF is appealable before the Appellate Authority.

The writ petition is disposed of with a liberty to avail the remedy of appeal by seeking condonation of delay in respect of the period spend in this writ petition pursuing the wrong remedy.

Sd/-

sab **AMIT RAWAL**

JUDGE

APPENDIX OF WP(C) 25898/2015

PETITIONER EXHIBITS

P1 : A COPY OF THE SITE MAHAZAR DTD.25.9.2008 PREPARED BY THE SUB ENGINEER, KSEB, ELECTRICAL SECTION, PALARIVATTOM.

P2(A): A COPY OF THE NOTICE DTD.27.9.2008 ISSUED BY THE PETITIONER TO THE RESPONDENT.

P2(B): A COPY OF THE SHORT ASSESSMENT BILL DTD.27.9.2008 ISSUED BY THE PETITIONER TO THE RESPONDENT.

P3 : A COPY OF THE CIRCULAR NO.KSEB/TRAC/COMP(R)/23/05 DTD.26.7.2010 OF THE KSE BOARD.

P4 : A COPY OF THE JUDGMENT DTD.2.2.2015 IN WPC NO.27130/2009 OF THE HON'BLE HIGH COURT OF KERALA.

P5 : A COPY OF THE ORDER DTD.12.5.2015 OF THE CONSUMER GRIEVANCE REDRESSAL FORUM (CGRF), ERNAKULAM.