

FAX MESSAGE/E-Mail

From

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To

The Secretary to Government
Local Self Government Department
Government Secretariat
Thiruvananthapuram.

- Repeat to: 1. The Convener
State Decentralisation Co-ordination Committee
Planning Board, Government Secretariat
Thiruvananthapuram .
2. The Chief Engineer
Local Self Government Department
Revenue Complex, Public Office Building
Thiruvananthapuram .

W.P.(C) No.22070/2015 & connected cases

Dated: 22.7.2015

*Sub: W.P. (C) No.22070/15 filed by R. Faridas Edathitta & 3 others
and W.P.(C) Nos.15444/15, 15635/15 and 20172/15.*

Writ Petition No. 22070/15 was filed for a declaration that the panchayats have absolute discretion for implementation of development works and public works through beneficiary committees, and that the Government Order No.2137/2015 dated 15.7.2015 stipulating that works above Rs.5 lakhs to be done by B-tender, is not binding on such works.

When the matter came up for further consideration before His Lordship Justice A.V.Ramakrishna Pillai today, the Court was pleased to pass an interim order which reads as follows:

*I have heard the learned Senior counsel for the petitioner
and the learned Senior Counsel for the respondent.*

It is hereby made clear that the interim orders already passed shall not stand in the way of the Chief Engineer and the District Planning Committee in approving the proposals already submitted by the panchayats through proper channel. However, it is made clear that though it is open to the aforesaid committee to approve the proposal, no further action pursuant to the same shall be taken without any further orders from this Court. The permission for approval is granted only to avoid the exigency of getting the proposals lapsed on account of delay and this will not confer any special right on any of the parties.

In view of the above, there is no impediment in approval of the proposals submitted by the panchayats. However, actual implementation of the same and awarding of works shall be done only on getting further orders from the Court.



Tom K. Thomas

Special Government Pleader to A.G.