

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE BASANT BALAJI

WEDNESDAY, THE 25TH DAY OF OCTOBER 2023 / 3RD KARTHIKA, 1945

WP(C) NO. 26294 OF 2023

PETITIONER/S:

SRI. EIDHOSE. P.E
AGED 45 YEARS
S/O ETHAPPIRI, MANAGING PARTNER OF M/S. PULIKKAKUDY
STEEL AND CEMENTS, VEMBILLY .P.O., PARACODE, PIN 683
565, ERNAKULAM DIST, RESIDING AT PULIKKAKUDY HOUSE,
VILANGU. P.O., EDATHALA VIA, ERNAKULAM DIST, PIN -
683561

BY ADVS.
M.M.FATHIMA JALEENA
K.A.HAZAN
V.J.JAMES
K.P.WILSON
RAMESH KUMAR K.
M.M.ABBAS ALI

RESPONDENT/S:

- 1 THE STATION HOUSE OFFICER & CIRCLE INSPECTOR OF POLICE
KUNNATHUNADU POLICE STATION, PATTIMATTAM . P.O.
ERANAKULAM DIST., PIN - 683562
- 2 THE SUB INSPECTOR OF POLICE,
KUNNATHUNADU POLICE STATION, PATTIMATTAM. P.O,
ERNAKULAM DISTRICT,, PIN - 683562
- 3 THE DISTRICT POLICE CHIEF
ALUVA RURAL, ALUVA, ERNAKULAM DIST., PIN - 683101
- 4 THE CHAIRMAN,
KERALA HEAD LOAD WORKERS WELFARE BOARD, SUB COMMITTEE
OFFICE, PUTHENCREEZ P.O., ERNAKULAM DIST., PIN - 682308
- 5 THE SECRETARY
ERNAKULAM JILLA HEAD LOAD AND GENERAL WORKERS UNION
[CITU], PAZHAMTHOTTAM, P.O. ERNAKULAM DISTRICT, PIN -
683565
- 6 THE SECRETARY
, HEAD LOAD AND GENERAL WORKERS UNION, (INTUC)
PAZHAMTHOTTAM, P.O. ERNAKULAM DISTRICT, PIN - 683565
- 7 THE POOL LEADER
POOL NO. 61 UNDER KHLW W BOARD SUB COMMITTEE,
PUTHENCREEZ, PAZHAMTHOTTAM, P.O. ERNAKULAM DISTRICT,
PIN - 683565
- 8 THE ASSISTANT LABOUR OFFICER,

9 PERUMBAVOOR , ERNAKULAM DIST, PIN - 683542
THE SECRETARY TO GOVERNMENT
HOME DEPARTMENT, SECRETARIAT, THIRUVANATHAPURAM, PIN -
695001
BY ADV K.S.ARUN KUMAR

OTHER PRESENT:

GP SREEJITH V.S

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
25.10.2023, ALONG WITH WP(C).1076/2022, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE BASANT BALAJI

WEDNESDAY, THE 25TH DAY OF OCTOBER 2023 / 3RD KARTHIKA, 1945

WP(C) NO. 1076 OF 2022

PETITIONER/S:

SRI. ELDHOSE P E.,
AGED 44 YEARS
S/O. ITHAPPIRI, MANAGING PARTNER OF M/S. PULIKKKAUDY
STEEL AND CEMENTS, VEMBILLY P.O. PARACODE 683 565.
ERNAKULAM DISTRICT, RESIDING AT PULIKKAKUDY HOUSE,
VILANGU P.O., EDATHALA VIA, ERNAKULAM DISTRICT 683 561.
BY ADVS.
M.M.FATHIMA JALEENA
K.A.HAZAN
V.J.JAMES
ARUN PAUL (KAPRASSERY)
K.P.WILSON

RESPONDENT/S:

- 1 THE STATION HOUSE OFFICER AND CIRCLE INSPECTOR OF
POLICE,
KUNNATHUNADU POLICE STATION, PATTIMATTAM P.O.,
ERNAKULAM DISTRICT 683 562.
- 2 THE SUB INSPECTOR OF POLICE,
KUNNATHUNADU POLICE STATION, PATTIMATTAM, P.O.
ERNAKULAM DISTRICT 683 562.
- 3 THE DISTRICT POLICE CHIEF,
ALUVA RURAL, ALUVA, ERNAKULAM DISTRICT 683 101.
- 4 THE CHAIRMAN,
KERALA HEAD LOAD WORKERS WELFARE BOARD, SUB COMMITTEE
OFFICE, PUTHENCROUZ P.O., ERNAKULAM DISTRICT 682 308.
- 5 THE SECRETARY,
ERNAKULAM JILLA HEAD LOAD AND GENERAL WORKERS UNION
(CITU), PAZHAMTHOTTAM P.O., ERNAKULAM DISTRICT 683 565.
- 6 THE SECRETARY,
HEAD LOAD AND GENERAL WORKER UNION (INTUC),
PAZHAMTHOTTAM P.O., ERNAKULAM DISTRICT 683 565.
- 7 THE POOL LEADER,
POOL NO. 61 UNDER KHLW W BOARD SUB COMMITTEE,

PUTHENCRIEZ, PAZHAMTHOTTAM, P.O. ERNAKULAM DISTRICT 683
565.

8 THE ASSISTANT LABOUR OFFICER,
PERUMBAVOOR, ERNAKULAM DISTRICT 683 542.

9 THE SECRETARY TO GOVERNMENT,
HOME DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695
001.

BY ADVS.

SRI.S.KRISHNA MOORTHY, SC, KHWWB

K.S.ARUN KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
25.10.2023, ALONG WITH WP(C).26294/2023, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

J U D G M E N T

(Dated this the 25th day of October, 2023)

When this writ petition came up for consideration, the learned counsel appearing for the petitioner submitted that the matter has become infructuous.

Therefore, this writ petition is dismissed as infructuous.

Sd/-

**BASANT BALAJI,
JUDGE**

SM

APPENDIX OF WP(C) 1076/2022

PETITIONER EXHIBITS

- Exhibit P1 TRUE COPY OF THE LICENSE NO. A7-3124/2021 DATED 06.07.2021 OF THE SECRETARY, KUNNATHUNADU GRAMA PANCHAYATH.
- Exhibit P2 TRUE COPY OF THE ORDER NO. HLW 260/8/2021 DATED 08.09.2021 OF THE ASST. LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P3 TRUE COPY OF THE ORDER NO. HLW 541/11/2021 DATED 30.12.2021 OF THE ASST. LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P4 TRUE COPY OF THE IDENTITY CARD NO. 07/07/254/2021 DATED 08.09.2021 ISSUED TO SRI. BASIL.M. BABY BY THE ASST. LABOUR OFFICER PERUMBAVOOR.
- Exhibit P5 TRUE COPY OF THE IDENTITY CARD N. 07/07/255/2021 DATED 08.09.2021 ISSUED TO SRI. EBI. M JOY BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P6 TRUE COPY OF THE IDENTITY CARD N. 07/07/256/2021 DATED 08.09.2021 ISSUED TO SRI. ALEX P.A. BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P7 TRUE COPY OF THE IDENTITY CARD N. 07/07/257/2021 DATED 08.09.2021 ISSUED TO SRI. BINU JOHN BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P8 TRUE COPY OF THE IDENTITY CARD N. 07/07/258/2021 DATED 08.09.2021 ISSUED TO SRI. ALIYAR M.A. BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P9 TRUE COPY OF THE IDENTITY CARD N. 07/07/259/2021 DATED 08.09.2021 ISSUED TO SRI. JOSE P.A., BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P10 TRUE COPY OF THE IDENTITY CARD N. 07/07/476/2021 DATED 29.12.2021 ISSUED TO SRI. JAHIDUL ISLAM BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P11 TRUE COPY OF THE IDENTITY CARD N. 07/07/477/2021 DATED 29.12.2021 ISSUED TO SRI. DILDAR HUSSAIN BY THE ASSIST LABOUR OFFICER, PERUMBAVOOR.
- Exhibit P12 TRUE COPY OF THE IDENTITY CARD N. 07/07/478/2021 DATED 29.12.2021 ISSUED TO

KHAIRUL ISLAM BY THE ASSIST LABOUR OFFICER,
PERUMBAVOOR.

Exhibit P13 TRUE COPY OF THE IDENTITY CARD N.
07/07/479/2021 DATED 29.12.2021 ISSUED TO
SRI. SADDAM HUSSAIN BY THE ASSIST LABOUR
OFFICER, PERUMBAVOOR.

Exhibit P14 TRUE COPY OF THE CERTIFICATE NO.
SH07081020921 DATED 05.08.2021 ISEUD TO THE
ESTABLISHMENT BY THE ASST. LABOUR OFFICER,
PERUMBAVOOR.

Exhibit P15 TRUE COPY OF THE REGISTER OF EMPLOYMENT AND
WAGES FOR THE WEEK ENDED ON 11.12.2021.

Exhibit P16 TRUE COPY OF WAGES SLIP ISSUED TO SRI.
KHAIRUL ISLAM FOR THE WEEK ENDED ON
11.12.2021.

Exhibit P17 TRUE COPY OF THE SERVICE RECORD IN FORM BB IN
RESPECT OF SRI. KHAIRULLSLAM CERTIFIED BY 8TH
RESPONDENT.

Exhibit P18 TRUE COPY OF THE COMPLAINT DATED 11.01.2022
FILED BY THE PETITIONER BEFORE THE STATION
HOUSE OFFICER, THE 1ST RESPONDENT.

Exhibit P19 TRUE COPY OF THE RECEIPT ISSUED FROM THE
KUNNATHUNADU POLICE STATION FOR THE RECEIPT
OF THE COMPLAINT DATED 11.01.2022.

RESPONDENTS' EXHIBITS:NIL

P.A.TO JUDGE

TRUE COPY

APPENDIX OF WP(C) 26294/2023

PETITIONER EXHIBITS

- Exhibit P1 A TRUE COPY OF THE LICENCE NO. 400634/RPTL 20/GPO/2023/1295 DATED 13-03-2023 ISSUED BY THE SECRETARY, KUNNATHUNADU GRAMA PANCHAYATH
- Exhibit P2 A TRUE COPY OF THE CERTIFICATE OF REGISTRATION NO. SH070810020921 DATED 05. 08. 2021
- Exhibit P3 A TRUE COPY OF THE CERTIFICATE OF REGISTRATION NO. 32ABAFP6605KIZC DATED 26-08-21
- Exhibit P4 A TRUE COPY OF THE INTERIM ORDER IN W.P.(C) 1076/2022 DATED 13-01 -2022 OF THIS HON'BLE COURT.
- Exhibit P5 TRUE COPY OF THE RESIGNATION LETTERS DATED 15-07-2023 SUBMITTED BY SRI. BASIL. M. BABY.
- Exhibit P6 TRUE COPY OF THE RESIGNATION LETTERS DATED 15-07-2023 SUBMITTED BY SRI. EBY M. JOY.
- Exhibit P7 TRUE COPY OF THE RESIGNATION LETTERS DATED 15-07-2023 SUBMITTED BY SRI. BINU JOHN.
- Exhibit P8 TRUE COPY OF THE APPOINTMENT LETTER DATED 28-07-2023 ISSUED TO RUSTUM ALI.
- Exhibit P9 TRUE COPY OF THE APPOINTMENT LETTER DATED 28-07-2023 ISSUED TO (1) RAJIBUL ISLAM.
- Exhibit P10 TRUE COPY OF THE APPOINTMENT LETTER DATED 28-07-2023 ISSUED TO (1) MAJHARUL ISLAM.
- Exhibit P11 A TRUE COPY OF THE LETTER DATED 29-07-2023 SUBMITTED BEFORE THE 8TH RESPONDENT [WITHOUT ENCLOSURES].
- Exhibit P12 TRUE COPY OF THE APPLICATION DATED 28-07-2023 SUBMITTED BY MR. RUSTUM ALI FOR REGISTRATION BEFORE THE 8TH RESPONDENT
- Exhibit P13 TRUE COPY OF THE APPLICATION DATED 28-07-2023 SUBMITTED BY MR. RAJIBUL ISLAM FOR REGISTRATION BEFORE THE 8TH RESPONDENT.
- Exhibit P14 TRUE COPY OF THE APPLICATION DATED 28-07-2023 SUBMITTED BY MR. MAJHARUL ISLAM BEFORE THE 8TH RESPONDENT .
- Exhibit P15 TRUE COPY OF THE FORM NO. VI EMPLOYMENT OUM WAGES REGISTER FOR THE WEEK ENDING ON 29-07-23.
- Exhibit P16 A TRUE COPY OF THE ORDER NO. HLW 246/7/2023 TO 248/7/2023 DATED 6-10-2023.GRANTING RULE 26 A REGISTRATION TO THE PERSONS REFERRED TO

IN EXT. P-12 TO EXT. P-14.

Exhibit P17 A TRUE COPY OF IDENTITY CARD NO.
07/07/94/2023 DATED 12-10-2023 ISSUED AS PER
RULE 26 A TO MR. RUSTUM ALI

Exhibit P18 A TRUE COPY OF IDENTITY CARD NO.
07/07/92/2023 DATED 12-10-2023 ISSUED AS PER
RULE 26 A TO MR. RAJIBUL ISLAM ALI

Exhibit P19 A TRUE COPY OF IDENTITY CARD 07/07/93/2023
DATED 12-10-2023 ISSUED AS PER RULE 26 A TO
MR. MAJHRUL ISLAM

RESPONDENTS' EXHIBITS:NIL

P.A.TO JUDGE

TRUE COPY