

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A.M.BADAR

FRIDAY, THE 15TH DAY OF JANUARY 2021 / 25TH POUSHA, 1942

WP(C).No.1146 OF 2021(P)

PETITIONER:

MALAPPURAM MUNICIPALITY
REPRESENTED BY ITS SECRETARY, MALAPPURAM P.O., PIN-
676508.

BY ADV. SHRI.ESM.KABEER

RESPONDENTS :

- 1 EMPLOYEE STATE INSURANCE CORPORATION
 KOZHIKODE, REPRESENTED BY ITS REGIONAL DIRECTOR, SUB
 REGIONAL OFFICE, KOZHIKODE, 3RD FLOOR, HOUSE FED
 COMPLEX, ERANHIPALAM, KOZHIKODE-673006.
- 2 THE RECOVERY OFFICER,
 EMPLOYEES STATE INSURANCE CORPORATION, SUB REGIONAL
 OFFICE, KOZHIKODE, 3RD FLOOR, HOUSE FED COMPLEX,
 ERANHIPALAM, KOZHIKODE-673006.

R1-2 BY ADV. SRI.T.V.AJAYAKUMAR

R1-2 BY ADV. KUM.P.H.RIMJU

SC-SRI.T.V.AJAYAKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
15.01.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Dated this the 15th day of January 2021

Heard both sides. After completing the hearing of the case and when this Court was going to dismiss the petition for want of alternative remedy, the learned counsel for the petitioner sought permission to withdraw the petition for filing statutory appeal.

The petition is accordingly dismissed as withdrawn. Stay of attachment is refused.

SD/-

A . M . BADAR

JUDGE

Nsd
//TRUE COPY//
PA TO JUDGE

APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	TRUE COPY OF THE OBJECTION DATED 31.5.2013.
EXHIBIT P2	TRUE COPY OF THE AFFIDAVIT SUBMITTED BEFORE THE E.S.I. COURT DATED 6.8.2014.
EXHIBIT P3	TRUE COPY OF THE NOTICE ISSUED BY THE DEPUTY DIRECTOR TO THE PETITIONER DATED 14.12.2018.
EXHIBIT P4	TRUE COPY OF THE ORDER ISSUED BY THE 1ST RESPONDENT UNDER SECTION 45A OF THE E.S.I. ACT DATED 31.3.2019.
EXHIBIT P5	TRUE COPY OF THE APPEAL SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT DATED 29.9.2020.
EXHIBIT P6	TRUE COPY OF THE RECOVERY NOTICE ISSUED BY THE 2ND RESPONDENT DATED 7.11.2020.
EXHIBIT P7	TRUE COPY OF THE LEASE AGREEMENT IN BETWEEN THE PETITIONER AND THE 3RD PARTY DATED 19.4.2008.