

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE ANTONY DOMINIC
&
THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS**

WEDNESDAY, THE 8TH DAY OF APRIL 2015/18TH CHAITHRA, 1937

WA.No. 1305 of 2013 () IN WP(C).15760/2013

**AGAINST THE ORDER/JUDGMENT IN WP(C) 15760/2013 of HIGH COURT OF KERALA
DATED 28-06-2013**

APPELLANT(S)/RESPONDENTS IN THE WRIT PETITION:

- 1. STATE OF KERALA
REPRESENTED BY THE SECRETARY TO GOVERNMENT
SCHEDULED CASTE/SCHEDULED TRIBES DEVELOPMENT DEPARTMENT
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**
- 2. THE TAHSILDAR
TALUK OFFICE, PALAKKAD**
- 3. THE DIRECTOR
DIRECTORATE OF KIRTADS, KOZHIKODE.**

BY ADV.SPL. GOVERNMENT PLEADER SMT.P.SANTHAMMA

RESPONDENT(S)/PETITIONER IN THE WRIT PETITION :

**SANTHOSH K., AGED 35,
S/O.KRISHNANKUTTY, KOZHELODU PARAMBU, P.O.PALLATHERY
PALAKKAD-678007.**

**R1 BY ADV. SRI.M.R.VENUGOPAL
R1 BY ADV. SMT.DHANYA PASHOKAN**

**THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-04-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

WA NO.1305/13

APPENDIX

APPELLANTS' EXHIBITS

ANNEXURE 1: TRUE COPY OF THE LETTER DATED 7.5.13 WITH
ENGLISH TRANSLATION SUBMITTED BY THE 1ST RESPONDENT
BEFORE THE VIGILANCE OFFICER, KIRTADS, KOZHIKODE.

//True Copy//

PA to Judge

Rp

ANTONY DOMINIC & ALEXANDER THOMAS, JJ.
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Writ Appeal No. 1305 of 2015
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Dated this the 8th day of April, 2015

J U D G M E N T

Antony Dominic, J.

The appellants have filed this appeal against the interim order dated 28/6/13 passed in WP(C) No.15760/13 filed by the respondent herein. By the said interim order, learned single Judge directed the appellants to issue a provisional caste certificate treating the respondent as belonging to Arunthathiyar, which is a Scheduled Caste.

2. When this appeal came up for admission, this Court passed interim order dated 3/9/13 staying the interim order of the learned single Judge but clarifying that the order will not stand in the way of processing of the appeal before the Scrutiny Committee. Both sides submit that the writ petition is still pending. In such circumstances and having regard to the long lapse of time, we do not think it necessary to keep the writ appeal pending to consider the merits of the rival contentions and according to us, the proper course to be adopted now is to leave the parties to expedite the disposal of the writ petition itself.

3. Therefore, vacating the interim order passed by the learned single Judge, this writ appeal is disposed of leaving it open to the parties to expedite disposal of the writ petition itself.

Registry will post the writ petition for an early hearing.

Sd/-
**ANTONY DOMINIC
JUDGE**

Sd/-
**ALEXANDER THOMAS
JUDGE**

Rp

//True Copy//

PA to Judge