

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE ANTONY DOMINIC
&
THE HONOURABLE MR. JUSTICE SHAJI P.CHALY

WEDNESDAY, THE 20TH DAY OF MAY 2015/30TH VAISAKHA, 1937

WA.No. 860 of 2015 IN WP(C).11026/2015

AGAINST THE ORDER IN WP(C) 11026/2015 of HIGH COURT OF KERALA DATED 09-04-2015

APPELLANTS/PETITIONERS:

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1. MANJU.C, D/O.VASU, CHEMBRAKUZHY, THENHIPALAM P O
MALAPPURAM
 2. REKHA, D/O.DAMODARAN NAIR, PALAKKOT HOUSE, PULIKKAL P O
MALAPPURAM
 3. SANIL P, S/O.DAMODARAN, THACHILATHU VEEDU, AADAVANAD P O
MALAPPURAM

BY ADV.SRI.PC.SASIDHARAN

RESPONDENTS/RESPONDENTS:

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1. THE UNIVERSITY OF CALICUT
REP BY ITS REGISTRAR, UNIVERSITY CAMPUS, THENHIPALAM
MALAPPURAM 673 635
 2. THE VICE CHANCELLOR
UNIVERSITY OF CALICUT, THENHIPALAM, MALAPPURAM 673 635
 3. THE SELECTION COMMITTEE
CONSTITUTED FOR SELECTION TO THE POST OF ASSISTANT
IN THE UNIVERSITY OF CALICUT
REP BY ITS CHAIRMAN, THENHIPALAM, MALAPPURAM 673 635
 4. THE LBS CENTRE FOR SCIENCE AND TECHNOLOGY
THIRUVANANTHAPURAM, REP BY ITS DIRECTOR 695 001
 5. THE DIRECTOR
VIGILANCE AND ANTI CURRUPTION BUREAU
OFFICE OF THE VIGILANCE AND ANTI CORRUPTION BEREAU
THIRUVANANTHAPURAM 695 001
 6. P FIROZ, KALLIYIL HOUSE, CHENEKKAL ANGADI,
THENHIPALAM P O, MALAPPURAM-673 636
 7. SHANEEB K C, KARTCHALIL HOUSE
NEAR GOVERNMENT VOCATIONAL HIGHER SECONDARY SCHOOL
PULLANNOOR, VALLUVAMBRAM, MALAPPURAM-673 651

R BY SRI.SANTHOSH MATHEW, SC, CALICUTY UNIVERSITY

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 20-05-2015, THE COURT
ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC & SHAJI P CHALY, JJ.

Writ Appeal No.860 of 2015

Dated this the 20th day of May, 2015

JUDGMENT

Antony Dominic, J.

Appellants filed the writ petition, seeking to quash Ext.P12 and for other consequential reliefs, by which they challenged the selection process initiated by the respondent University to fill up the post of Assistant. The learned Single Judge admitted the writ petition and passed an order dated 9th April, 2015 directing that the publication of rank list shall be subject to the result of the writ petition. It is contending that in the facts and circumstances of the case, the learned Single Judge ought to have at least stayed appointments from out of the rank list, this appeal is filed.

2. We heard the counsel for the appellants and the Standing Counsel for the respondent University.

3. In the pleadings, appellants have made various allegations impugning the selection process initiated by the respondent University. These are factual controversies, the correctness of which are yet to be decided in the light of the counter affidavit and other materials to be filed

by the respondents in the writ petition. In such circumstances, according to us, the learned Single Judge was fully justified in passing the impugned order and this order does not suffer from any illegality.

The appeal is dismissed.

Sd/-
ANTONY DOMINIC
JUDGE

Sd/-
SHAJI P. CHALY
JUDGE

jes

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P.A. to Judge