

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 4TH DAY OF FEBRUARY 2015/15TH MAGHA, 1936

WP(C).No. 1699 of 2013 (J)

PETITIONER(S):

KUNHI MARAKKAR. K.,
BRANCH MANAGER IN CHARGE
THE OTTAPALAM PRIMARY CO-OPERATIVE AGRICULTURAL AND
RURAL DEVELOPMENT BANK
PATTAMBI BRANCH, PALAKKAD.

BY ADV. SRI.P.C.SASIDHARAN

RESPONDENT(S):

1. JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL),
OFFICE OF THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES
PALAKKAD - 678 001.
2. THE OTTAPALAM PRIMARY CO-OPERATIVE AGRICULTURAL AND RURAL
DEVELOPMENT BANK LIMITED NO.621,
OTTAPALAM, REPRESENTED BY ITS SECRETARY - 679 101.
3. THE MANAGING COMMITTEE OF THE OTTAPALAM PRIMARY CO-OPERATIVE
AGRICULTURAL AND RURAL DEVELOPMENT BANK LIMITED NO.621,
REPRESENTED BY ITS PRESIDENT, PIN - 679 101.
4. P.M.RAJAN
SENIOR SUPERVISOR, THIRUVAZHIYOD BRANCH,
THE OTTAPALAM PRIMARY CO-OPERATIVE AGRICULTURAL AND RURAL
DEVELOPMENT BANK LIMITED NO.621,
OTTAPALAM, PALAKKAD - 679 101.

RR-R2 BY ADV. SRI.P.P.THAJUDEEN

RR-R2 BY ADV. SRI.K.HARIDASAN

RR4 BY ADV. SRI.K.RAMAKUMAR (SR.)

R4 BY ADV. SRI.S.M.PRASANTH

R4 BY ADV. SMT.SMITHA GEORGE

R BY GOVERNMENT PLEADER SRI.GIKKU JACOB.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
04-02-2015, ALONG WITH WPC. 3098/2013 & WPC. 6010/2013, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C) No.1699 of 2013

PETITIONERS EXTS:

- EXT.P1 TRUE COPY OF THE DEGREE CERTIFICATE ISSUED BY THE MANONMANIAM SUNDARANAR UNIVERSITY.
- EXT.P2 TRUE COPY OF THE COMMUNICATION ISSUED BY THE FIRST RESPONDENT DATED 29/12/2012.
- EXT.P3 TRUE COPY OF THE LIST OF UNIVERSITIES RECOGNISED BY THE UGC, DOWN LOADED FROM THE OFFICIAL WEBSITE OF THE UGC.
- EXT.P4 TRUE COPY OF THE RELEVANT EXTRACT OF THE LIST OF UNIVERSITIES RECOGNISED BY THE COMMISSION, DOWN LOADED FROM THE OFFICIAL WEBSITE.
- EXT.P5 TRUE COPY OF THE APPROVED FEEDER CATEGORY.
- EXT.P6 TRUE COPY OF THE SENIORITY LIST.

RESPONDENTS EXTS:

- EXT.R2(a) TRUE PHOTOCOPY OF THE COMMUNICATION ISSUED BY THE REGISTRAR KERALA UNIVERSITY 4/2/2013.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) Nos.1699, 3098 & 6010 of 2013

Dated this the 4th day of February, 2015

J U D G M E N T

The degree awarded by Manonmaniam Sundaranar University is nevertheless a degree recognizable in terms of Rule 186 of the Kerala Co-operative Societies Rules, 1969. There can therefore be no inhibition in law in appointing the petitioner in W.P.(C) Nos.1699 & 6010 of 2013 as Branch Manager. There are two vacancies in the post of Branch Manager in the Ottappalam Primary Co-operative Agricultural and Rural Development Bank Ltd.No.621 concededly. Therefore the petitioner afore stated as well as the petitioner in W.P.(C) No.3098/2013 can be appointed as Branch Managers in Ottappalam Primary Co-operative Agricultural and Rural Development Bank Ltd.No.621.

2. What remains is the inter se seniority between the petitioner in W.P.(C) Nos.1699 & 6010 of 2013 on the one hand and the petitioner in W.P.(C) No.3098/2013 on the other hand. A seniority shall be assigned to these persons by the Bank after putting them on notice and hearing their versions. The needful shall be done within a period of one month from the

date of receipt of a copy of this judgment.

The writ Petitions are disposed of as above.

Sd/-
V.CHITAMBARESH,
Judge.

nj.