

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 7TH DAY OF JANUARY 2015/17TH POUSHA, 1936

WP(C).No. 364 of 2015 (U)

PETITIONER(S):

1. JAYADEVAN RAJA K C AGED 53 YEARS
S/O.K.C.NARAYANAN NAMBOOTHIRI
SURYAKANTHI APARTMENTS, KALLINGAL, KODUMB P.O.
PALAKKAD.
2. GOKULAKRISHNAN AGED 31 YEARS
S/O.LATE KUNJETTAN RAJA, PAZHAYANALUKETTU MALIKA
MANKAVU, KOVILAKOM, MANKAVU
KOZHIKODE.
3. RAVISANKAR RAJA AGED 30 YEARS
S/O.LATE RAJA RAJA VARMA, PUTHANMALIK, MANKAVU
KOVILAKOM, MANKAVU, KOZHIKODE.
4. P.RAMACHANDRAN AGED 55 YEARS
S/O.LATE PARAMESWARAMARAR, MARATH HOUSE, KIZHAKKUMURI
NEMMARA, PALAKKAD.
5. S.RAVEENDRAN AGED 52 YEARS
S/O.LATE SUBURAYAN, PADINJAREKALAM, PANAKKATTIRI
PALAKKAD.
6. K.RAJAN AGED 52 YEARS
S/O.LATE KRISHNAN KUTTY MANNADIAR, LAKSHMI GRUHAM
KIZHAKKUMURI, NEMMARA, PALAKKAD.

BY ADV. SRI.JACOB SEBASTIAN

RESPONDENT(S):

1. MALABAR DEVASWOM BOARD
REPRESENTED BY ITS PRESIDENT, MALABAR DEVASWOM BOARD
CIVIL STATION, KOZHIKODE-673 009.
2. THE ASSISTANT COMMISSIONER
MALABAR DEVASWOM BOARD, CIVIL STATION
PALAKKAD-678 001.
3. THE PERINGOTTUKAVU BHAGAVATHI TEMPLE
KIZHAKKUMURI, ELAVANCHERRY, CHITTUR TALUK
PALAKKAD DISTRICT-678 508
REPRESENTED BY ITS MANAGING TRUSTEE.

R BY SRI.PARTHASARATHY.B, SC, MALABAR DEVASWOM BOARD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
07-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :

EXT.P1. A TRUE COPY OF THE ORDER DATED JULY 20, 2013 OF THE 1ST RESPONDENT

EXT.P2. A TRUE COPY OF THE REPRESENTATION DATED OCTOBER 20, 2013 SUBMITTED BY THE PETITIONERS BEFORE THE 3RD RESPONDENT

EXT.P3. A TRUE COPY OF THE LETTER DATED OCTOBER 31, 2013 OF THE 3RD RESPONDENT

RESPONDENT(S) ' EXHIBITS:NIL

True Copy/

P A to Judge

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.364 of 2015
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Dated this the 07th day of January, 2015

JUDGMENT

Petitioners claim that their service have been regularized as per Ext.P1 order. However, it is submitted that the petitioners have been regularized in service in the respective posts held by them only with effect from 18.06.2013. Petitioners submit that they are entitled for regularization with effect from the date of their initial appointment. Petitioners, aggrieved by non granting regularization with effect from the date of appointment approached this Court. Petitioners seem to have approached the third respondent trustee and submitted Ext.P2 representation. The third respondent trustee forwarded the representation to the second respondent along with his recommendations to be placed before the first respondent for taking appropriate action. On account of non consideration of Ext.P2 by the first respondent, petitioners approached this Court.

2. Learned Standing Counsel submits that the second respondent cannot take a decision in the matter. The decision can only be taken by the first respondent.

3. Therefore, I am of the view petitioners shall approach the Board by filing representation. That shall be done within a period of three weeks from the date of receipt of a copy of this judgment. Thereafter the Board shall take appropriate decision in accordance with law within a further period of three months.

The Writ Petition is disposed of.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.