

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

THURSDAY, THE 30TH DAY OF JULY 2015/8TH SRAVANA, 1937

WP(C).No. 371 of 2015 (V)

PETITIONER(S):

**A.S.LAKSHMI, AGED 62 YEARS
D/O SUBRAHMANYAN, MANALODI (KANA), THURUTHI P.O
CHANGANASSERY, KOTTAYAM DISTRICT**

**BY ADVS.SRI.ESM.KABEER
SMT. AMINA BEEVI**

RESPONDENT(S):

**THE CHANGANACHERRY MUNICIPALITY,
REPRESENTED BY ITS SECRETARY, MUNICIPAL OFFICE
CHANGANACHERRY 686501**

**R BY ADV. SRI.M.P.ASHOK KUMAR
R BY ADV. SMT.BINDU SREEDHAR
R BY ADV. SMT.R.S.MANJULA**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
30-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

WP(C).No. 371 of 2015 (V)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1 TRUE COPY OF THE ORDER SANCTIONING THE RETIREMENT
 BENEFITS DATED 16-07-2014 OF THE RESPONDENT**

EXHIBIT P1(A) TRUE COPY OF THE ENGLISH TRANSLATION OF EXHIBIT P1

**EXHIBIT P2 TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE
 PETITIONER BEFOR ETHE RESPONDENT DATED 28-10-2014**

EXHIBIT P2(A) TRUE COPY OF THE ENGLISH TRANSLATION OF EXHIBIT P2

RESPONDENT(S)' EXHIBITS

NIL

// True copy //

PA to Judge

das

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C). No. 371 of 2015

Dated this the 30th day of July, 2015

JUDGMENT

The petitioner, who retired from the respondent Municipality on 31.07.2013, is aggrieved by the non disbursal of the retirement benefits and other service benefits including DCRG, commuted value of pension, dearness allowance arrears and terminal leave surrender amounts.

2. I have heard the learned counsel appearing for the petitioner as also the learned Standing Counsel for the respondent Municipality.

The learned Standing Counsel would submit, on instructions, that the amounts due to the petitioner, although admitted, the respondent Municipality could not pay the same on account of a financial crunch that is currently faced by the respondent Municipality. Taking note of the submission of counsel for the respondent, I dispose the writ petition with a direction to the respondent Municipality to pay the retirement benefits due to the petitioner as evidenced in Ext.P1, within a period of four months from the date of receipt of a copy of this judgment. I make it clear that, if the amounts directed to be paid are not paid within the

period of four months aforementioned, then the amounts will carry interest at the rate of 12% per annum from the date immediately following the expiry of the aforesaid four months, till the date of actual payment to the petitioner.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE

das