

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 27TH DAY OF JANUARY 2015/7TH MAGHA, 1936

WP(C).No. 922 of 2015 (M)

PETITIONER:

**V.J.RAJAMOHAN,
S/O.LATE JANARDHANAN PILLAI,
AGED 57 YEARS,
FARM SUPERINTENDENT (RETIRED),
ONATTUKARA REGIONAL AGRICULTURAL
RESEARCH STATION, KAYAMKULAM,
RESIDING AT VAHZAPPILLATHU HOUSE,
PALLARIMANGALAM P.O, MAVELIKARA - 690 107.**

**BY ADVS.SRI.SHAJI P.CHALY
SMT.C.S.SINDHU KRISHNAH**

RESPONDENT(S):

- 1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY
AGRICULTURAL DEPARTMENT SECRETARIAT,
THIRUVANANTHAPURAM-695001.**
- 2. KERALA AGRICULTURAL UNIVERSITY,
REPRESENTED BY ITS REGISTRAR,
VELLANIKKARA, THRISSUR - 680 656.**
- 3. THE COMPTROLLER,
KERALA AGRICULTURAL UNIVERSITY,
VELLANIKKARA, THRISSUR - 680 656.**

**R1 BY SENIOR GOVERNMENT PLEADER SRI.V.VIJULAL
R2 & R3 BY SRI.BABU JOSEPH KURUVATHAZHA,SC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 27-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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WP(C).No. 922 of 2015 (M)

APPENDIX

PETITIONER(S)' EXHIBITS:

- EXT.P1 - TRUE COPIES OF THE ORDERS SANCTIONING PENSION AND
COMMUTATION OF PENSION DATED 17-7-2014.**
- EXT.P2 - TRUE COPY OF THE FAMILY PENSION AND DEATH CUM RETIREMENT
GRATUITY DATED 17-7-2014.**
- EXT.P3 - TRUE COPY OF THE BILLS FOR PAY AND ALLOWANCES/LEAVE
SALARY OF SELF DRAWING OFFICER ISSUED TO THE PETITIONER
DATED 25-10-2014.**
- EXT.P4 - TRUE COPY OF THE 2009 PAY REVISION ORDER DATED 17-2-2014.**
- EXT.P5 - TRUE COPY OF THE REPRESENTATION DATED 28-11-2014.**
- EXT.P6 - TRUE COPY OF THE JUDGMENT IN WPC.NO.27969/2014
DATED 04-11-2014.**

RESPONDENT(S)' EXHIBITS: - NIL

/TRUE COPY/

P.S. TO JUDGE

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A.MUHAMED MUSTAQUE, J.

W.P.(C) No.922 of 2015

Dated this the 27th day of January, 2015

JUDGMENT

The petitioner is a retired Farm Superintendent from Onattukara Regional Agriculture Research Station, Kayamkulam, functioning under the second respondent University. The petitioner retired from service on 31.5.2014. The petitioner submits that even after lapse of 8 months, pensionary benefits have not given to him. Accordingly, the petitioner has approached this Court.

2. The learned Standing Counsel appearing for the University submitted that it is on account of the financial constraints of the University, they are unable to disburse the pensionary benefits to the petitioner and they require atleast one year time to pay off the liability.

Considering the facts and circumstances, the University is given time up to 30.6.2015 to pay entire pensionary benefits. It is also open for the University to pay the above amount either in monthly instalment or lumpsum. However, the amount shall be paid within the time indicated above. If the University fails to discharge the liability before the above time, the pensionary benefits will carry 6% interest from 1.7.2015 onwards.

The writ petition is disposed of as above.

Sd/-
A.MUHAMED MUSTAQUE, JUDGE

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