

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 12TH DAY OF JANUARY 2015/22ND POUSHA, 1936

WP(C).No. 961 of 2015 (U)

PETITIONERS:

1. G.PUSHPARAJAN
RETIRED ASSISTANT ENGINEER
RETIRED FROM WATER SUPPLY SECTION NO.II, ATTINGAL
RESIDING AT:- NALANDA, PONGANADU P.O., KILIMANOOR
THIRUVANANTHAPURAM DISTRICT.
2. G.UPENDRAN,
RETIRED DRAFTSMAN GRADE-I
RETIRED FROM WATER SUPPLY SECTION NO.II, ATTINGAL
RESIDING AT:- REKHA NIVAS, PUTHIYAKAVU
KILIMANOOR P.O., THIRUVANANTHAPURAM DISTRICT.
3. G.PRABHAKARAN,
RETIRED ASSISTANT EXECUTIVE ENGINEER
RETIRED FROM WORLD BANK PROJECT DIVISION
OF KERALA WATER AUTHORITY
KOLLAM, RESIDING AT:- PUNILAVU, AVANAVANCHERRY P.O.
ATTINGAL, THIRUVANANTHAPURAM DISTRICT.

BY ADVS.SRI.M.V.THAMBAN
SRI.R.REJI
SMT.THARA THAMBAN
SRI.B.BIPIN
SRI.ARUN BOSE

RESPONDENTS:

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT
WATER RESOURCES DEPARTMENT, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM, PIN - 695 001.
2. THE KERALA WATER AUTHORITY,
REPRESENTED BY THE MANAGING DIRECTOR, JALA BHAVAN
THIRUVANANTHAPURAM, PIN - 695 001.
3. THE MANAGING DIRECTOR,
KERALA WATER AUTHORITY, JALA BHAVAN
THIRUVANANTHAPURAM, PIN - 695 001.

R BY SRI.JOSEPH JOHN
R BY GOVERNMENT PLEADER: SRI M A FAYAZ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
12-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :

EXHIBIT P1. TRUE COPY OF THE G.O.(P)NO.368/2012/FIN. DATED 03.07.2012.

EXHIBIT P2. TRUE COPY OF THE REPRESENTATION DATED 11.07.2014 FILED BY THE 1ST PETITIONER.

EXHIBIT P3. TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE 2ND PETITIONER ON 15.07.2014.

EXHIBIT P4. TRUE COPY OF THE REPRESENTATION DATED 14.07.2014 SUBMITTED BY 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.961 of 2015
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Dated this the 12th day of January, 2015

JUDGMENT

Petitioners are retired employees of the Kerala Water Authority. The retirement date of petitioners are as follows:

1 st petitioner	-	31.05.1998
2 nd petitioner	-	30.09.1990
3 rd petitioner	-	31.03.1989

Learned counsel for the petitioners submits that pay revision orders and pension revision orders were issued in 2012 by the Government. Accordingly, they are entitled for revised pensionary benefits with retrospective effect from 01.07.2009. It is submitted that the petitioners collected their revised pensionary benefits only partially. The balance of revised pensionary benefits due to the petitioners are as follows:

1 st petitioner	-	₹76,809/-
2 nd petitioner	-	₹30,121/-
3 rd petitioner	-	₹98,714/-

2. However it is submitted that only a portion of the arrears to the tune of ₹10,000/- each was paid at the time of implementation of Ext.P1 Government Order. The balance amounts due to the

petitioners were withheld by the respondents. Accordingly, petitioners approached the first respondent with Exts.P2 to P4 representations.

3. In view of pendency of Exts.P2 to P4, there shall be a direction to the first respondent to consider Exts.P2 to P4 within a period of two months after affording an opportunity of hearing to the petitioners.

The Writ Petition is disposed of.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.