

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE DAMA SESHADRI NAIDU

WEDNESDAY, THE 8TH DAY OF JULY 2015/17TH ASHADHA, 1937

WP(C).No. 5951 of 2012 (T)

PETITIONER:

K.P.K.KUNHIKRISHNAN, S/O.KUNHIRAMAN NAIR,
AGED 57 YEARS, SENIOR ACCOUNTANT,
THE KANNUR DISTRICT CO-OPERATIVE BANK LTD.,
RESIDING AT KUNIYAN, P.O.KARIVELLUR,
TALIPARAMBA TALUK, KANNUR DISTRICT-670521.

BY ADV. SRI.MAHESH V RAMAKRISHNAN

RESPONDENTS:

1. THE KANNUR DISTRICT CO-OPERATIVE BANK LTD.,
KANNUR-670001, REP. BY ITS GENERAL MANAGER.
2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES
(GENERAL), THIRUVANANTHAPURAM-695001.
3. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES
(GENERAL), CIVIL LINES, KANNUR-679001,
(THE ADMINISTRATOR, THE KANNUR DISTRICT
CO-OPERATIVE BANK LTD., KANNUR).
4. STATE OF KERALA REP. BY SECRETARY TO GOVERNMENT,
CO-OPERATIVE DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM-695001.

R1 BY ADV. SMT.M.MEENA JOHN

R2 TO R4 BY SPL.GOV'T. PLEADER SRI.D.SOMASUNDARAM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
08-07-2015 ALONG WITH WPC.7023/2012 AND 7378/2012, THE COURT ON
THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WPC 5951/2012

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE ORDER NO. RMd/985/2012/K.DIS. DATED 15/2/2012 OF THE 2ND RESPONDENT.

EXT.P2 TRUE COPY OF THE REQUEST LETTER DATED 27/2/2012 SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENT NO.1.

EXT.P3 TRUE COPY OF THE RECRUITMENT RULES CAME INTO FORCE ON 17/11/1998 FOR THE 4TH RESPONDENT BANK.

EXT.P4 TRUE COPY OF THE LETTER NO.EM(1)19118/2010 DATED 21/6/2010 ISSUED BY THE 2ND RESPONDENT TO THE 1ST RESPONDENT BANK.

EXT.P5 TRUE COPY OF THE ORDER DATED 4/10/2011 OF THE HON'BLE COURT IN WPC.22568 OF 2011.

EXT.P6 TRUE COPY OF THE ORDER DATED 01/02/2012 IN WPC.2444/2012 OF THIS HON'BLE COURT.

RESPONDENT'S EXHIBITS: NIL.

/TRUE COPY/

P.S. TO JUDGE

Dama Seshadri Naidu, J.

W.P.(C)Nos.5951, 7023 & 7378 of 2012

Dated this the 8th day of July, 2015

JUDGMENT

The petitioners in all these three writ petitions have a grievance that their cases for promotion have not been considered expeditiously. The respondent Bank has come forward with an explanation that the petitioners' case could not be considered in view of the interim direction issued by this Court in some other batch of writ petitions. Under these circumstances, this Court, through a common order dated 03.04.2012 clarified that the interim order granted in other cases shall not stand in the way of the petitioners seeking regular promotion.

2. In the light of the clarification issued by this Court, in course of time, petitioners' claims have been considered and they have been promoted.

In the facts and circumstances, both the learned counsel have been in unison in their submission that the writ petitions do not survive for further consideration. Recording the said submission of the respective counsel for the petitioners and the respondent Bank, this Court closes the writ petitions as having not survived for further consideration.

Dama Seshadri Naidu, Judge

tkv