

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 22ND DAY OF JANUARY 2015/2ND MAGHA, 1936

WP(C) .No. 2294 of 2015 (J)

PETITIONER:

P.K.SURENDRAN AGED 57 YEARS
S/O.P K KUTTAN, RTD ARTIST(HIGHER GRADE)
COLLEGE OF AGRICULTURE VELLAYANI
PERMANENT ADDRESS IS PARAPPANAL HOUSE
VISWAJYOTHI ENCLAVE, AVOLY P O, MUVATTUPUZHA
PIN CODE 686661, PRESENTLY RESIDING AT, F-2
TULIP PINK APARTMENTS, CHATHANGAT CROSS ROAD
PALARIVATTOM PO, COCHIN-25, PIN-682025

BY ADV. SRI.V.AJITH NARAYANAN

RESPONDENTS:

1. STATE OF KERALA
REP BY THE SECRETARY, AGRICULTURAL DEPARTMENT
SECRETARIAT, THIRUVANANTHAPURAM, PIN CODE-695001

2. KERALA AGRICULTURAL UNIVERSITY ,
REP BY ITS REGISTRAR, KAU P O, VELLANIKKARA
THRISSUR, PIN CODE-680656

3. THE COMPTROLLER
KERALA AGRICULTURAL UNIVERSITY, KAVU P O
VELLANIKKARA , THRISSUR, PIN CODE-680656

4. THE DEPUTY COMPTROLLER
KERALA AGRICULTURAL UNIVERSITY, KAVU P O
VELLANIKKARA , THRISSUR, PIN CODE-680656

R BY GOVERNMENT PLEADER: SRI V VIJULAL SR.

R BY SRI.BABU JOSEPH KURUVATHAZHA,SC,KERALA AGRICULTURA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
22-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS:

EXT P1:-TRUE COPY OF THE ORDER NO.PEN-B1/42241/11 FINANCE AND
ACCOUNTS WING VALLANIKKARA DTD 5/9/2013 ISSUED BY THE 4TH RESPONDENT

EXT P2:-TRUE COPY OF THE ORDER NO PEN-B1/42241/11(1)FINANCE AND
ACCOUNTS WITH VELLANIKKARA DTD 5/9/2013 ISSUED BY THE 4TH RESPONDENT

EXT P3:-TRUE COPY OF THE REPRESENTATION DTD 30/12/2014 BY THE
PETITIONER TO THE RESPONDENT

RESPONDENT(S) ' EXHIBITS:NIL

True Copy/

P A to Judge

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.2294 of 2015
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Dated this the 22nd day of January, 2015

JUDGMENT

Petitioner was retired from the Agricultural University as Artist (Higher Grade) on 31.03.2013. Petitioner submits that the University failed to pay Death Cum Retirement Gratuity and commutation amount. Accordingly, petitioner has approached this Court.

2. Learned Standing Counsel for the Agricultural University submits that it is on account of financial constraints, they are unable to pay the pensionary benefits.

3. Considering the facts and circumstances, University is allowed time till 30.04.2015 to pay the pensionary benefits. It is open for the respondent/University to pay the pensionary benefits either in lumpsum or in installment. However, it is made clear that entire payment has to be effected on or before 30.04.2015. If the University fails to pay the amount within the above period, the amount will carry interest @6% per annum from 01.05.2015 onwards.

The Writ Petition is disposed of.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.

Sbna/22/01/15