

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 12TH DAY OF OCTOBER 2015/20TH ASWINA, 1937

WP(C).No. 5393 of 2013 (Y)

PETITIONER(S)/PETITIONER:

- 1. T.B.PRASAD,
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.THOPPIL HOUSE
EZHATTUMGHAM P O, MUNNOORPPILLY, ERNAKULAM DIST**
- 2. BEENA M D
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.MANJELY HOUSE
EZHATTUPUGHAM P O, MUNNOORPILLY, ERNAKULAM DIST**
- 3. JIJEEESH C K
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.CHAKKALACKAL HOUSE
ATHIRAPPILLY ESTATE P O, KALADY PLANTATION
ERNAKULAM DIST**
- 4. VINEESH KUMAR M T
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.MANAPARAMBIL HOUSE
KUNNAPPILLY P O, ADICHILY, THRISSUR DIST**
- 5. VANAJA K R
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.THACHANATTIL HOUSE
ATHIRAPPILLY ESTATE, KALADY PLANTATION P O, ERNAKULAM**
- 6. P A SHAJU
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.PENNATHU PARAMBIL HOUSE
KALADY PLANTATION P O, ATHIRAPPILLY ESTATE
ERNAKULAM DIST**
- 7. SMITHA V.V
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.VADUKAPPILLY HOUSE
EZHATTUMUGHAM P O, MUNNOORPPILLY, ERNAKULAM DIST**

CONTD .. 2.

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8. SIJIMOL P.G,
WORKING AS INCENTIVE WOKER, ATHIRAPPILLY ESTATE
KALADY GROUP OF ESTATES, R/A.PATHIYELY HOUSE
KALADY PLANTATION P O, ATHIRAPPILLY ESTATE
ERNAKULAM DIST
9. SARITHA P T
PATHIYELY HOUSE, KALADY PLANTATION P O
ATHIRAPPILLY ESTATE, KALADY GROUP OF ESTATES
R/A.KANAMKUZHI HOUSE, KALADY PLANTATION P O
ATHIRAPPILLY ESTATE, ERNAKULAM DIST
10. BINDU G.R.
PATHIYELY HOUSE, KALADY GROUP OF ESTATES
R/A.KUTTIKKADAN HOUSE, KUNAPPILLY P O, ADICHILY
THRISSUR DIST

BY ADVS.SRI.V.G.ARUN
SRI.T.R.HARIKUMAR

RESPONDENT(S)/RESPONDENTS:

1. THE PLANTATION CORPORATION OF KERALA LTD.
REGISTERED OFFICE, MUTTAM KOTTAYAM-686004
REP BY ITS MANAGING DIRECTOR
2. THE GENERAL MANAGER
THE PLANTATION CORPORATION OF KERALA LTD
REGISTERED OFFICE, MUTTAM, KOTTAYAM-686004
3. STATE OF KERALA
REP BY THE SECRETARY, LABOUR DEPARTMENT
GOVERNMENT SECRETARIATE, THIRUVANANTHAPURAM-695001

ADDL. RESPONDENTS*

Addl.4. ROMY.K.K.
S/O.KUNJAPPAN, AGED 43 YEARS
RESIDING AT KIZHAKKEDATHU VEEDU, CHULLY.P.O., ERAPPU
VIA ALUVA, ERNAKULAM -683 581.

Addl.5. BINDU BAIJU
W/O.BAIJU, AGED 39 YEARS, RESIDING AT PYNADATHU VEEDU
DIVISION E, KALLALA ESTATE, KALADY PLANTATION.PO.
ERNAKULAM -683 581.

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Addl.6. SIBY PAUL
A/O.T.K.PAULO, AGED 32 YEARS
RESIDING AT THIRUTHANITHIL VEEDU, MANJAPRA.P.O.
KARINGALIKKADU, ERNAKULAM -683 581.

Addl.7. VANAJA.G.
D/O.GOPALAKRISHNAN, AGED 44 YEARS
RESIDING AT VENATTU VEEDU, AYYAMPUZHA.P.O.
PIN -683 581.

Addl.8. MINI VARGHESE.K.
W/O.SHAJU VARGHESE, AGED 41 YEARS
RESIDING AT THOTTAKKARA VEEDU, AYYAMPUZHA.PO.
KADUKULANGARA -683 581.

(ADDL. R4 TO R8 ARE IMPEADED AS PER ORDER DATED 02/12/2013 IN IA 15810/2013.)

R1&2 BY ADV. SRI.RAJU SEBASTIAN VADAKKEKARA, SC, PLANTATION
CORPORATION O
RADDL.4-R8 BY ADV. SRI.K.JAJU BABU
R BY GOVERNMENT PLEADER SMT. A. LOWSY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 12-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

- EXT.P1:- COPY OF THE RELEVANT PAGES OF THE 364TH MINUTES OF THE DIRECTOR BOARD MEETING OF THE FIRST RESPONDENT HELD ON 3/12/2010**
- EXT.P2:_ COPY OF THE 365TH MINUTES OF THE DIRECTOR BOARD MEETING OF THE FIRST RESPONDENT DTD 15/12/2010**
- EXT.P3:- COPY OF THE COMMUNICATION NO PD/PA/5372 DTD 31/12/2010 ISSUED BY THE 2ND RESPONDENT**
- EXT.P4:- COPY OF THE NOTIFICATION PUBLISHED IN THE MATRUBHOOMI DAILY DTD 10/1/2011**
- EXT.P5:_ COPY OF THE SELECT LIST FOR APPOINTMENT OF WORKERS IN KALADY GROUP OF ESTATES ON CONTRACT BASIS**
- EXT.P6:- COPY OF THE APPLICATION SUBMITTED UNDER THE RIGHT TO INFORMATION ACT DTD 16/1/2013**
- EXT.P7:- COPY OF THE REPLY NO KLA/RIA//2304 DTD 11/2/2013 , ALONG WITH THE DOCUMENTS ISSUED BY THE PUBLIC INFORMATION OFFICER OF THE FIRST RESPONDENT CORPORATION,**
- EXT.P8:- COPY OF THE REPLY NO ADY/LAB/18/380 12/2/2013 TO THE INFORMATION SOUGHT FOR REGARDING THE ATHIRAPPALLY ESTATE ALONG WITH DOCUMENTS.**
- EXT.P9:- COPY OF THE RESOLUTION NO 368/OA 28 TAKEN BY THE BOARD OF DIRECTORS OF THE 1ST RESPONDENT IN ITS MEETING HELD ON 28/6/2011**
- EXT.P10 COPY OF THE ORDER NO.PD/PA/7700 DTD.21.2.09 REGULARISING THE SERVICE OF SMT. LATHIKA K.B**
- EXT.P11 COPY OF THE ORDER NO.PD/PA/5200 DTD 12.11.12 REGULARISING THE SERVICE OF P.J. SHAJU**
- EXT.P12 COPY OF THE NOTIFICATION NO.ADY/LB//1986 ISSUED BY THE 1ST RESPONDENT.**
- EXT.P13 COPY OF THE APPLICATION FORM PUBLISHED INITIALLY, ISSUED BY THE 1ST RESPONDENT.**
- EXT.P14 COPY OF THE MODIFIED APPLICATION FORM ISSUED BY THE 1ST RESPONDENT.**

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EXT.P15 COPY OF THE TRAPPING TRAINING CERTIFICATE ISSUED BY THE 1ST
RESPONDENT TO THE 1ST PETITIONER.

EXT.P16 COPY OF THE TRAPPING TRAINING CERTIFICATE ISSUED BY THE 1ST
RESPONDENT TO THE 10TH PETITIONER.

RESPONDENT(S)' EXHIBITS

// TRUE COPY //

P.A TO JUDGE.

SB

K. VINOD CHANDRAN, J.

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Dated this the 12th day of October, 2015

J U D G M E N T

The learned Counsel for the petitioner submits that nothing survives in the writ petition. The writ petition hence would stand closed.

**Sd/-
K. VINOD CHANDRAN,
JUDGE**

SB/12/10 /2015

// true copy //

P.A to Judge.

