

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 3RD DAY OF FEBRUARY 2015/14TH MAGHA, 1936

WP(C).No. 3268 of 2015 (G)

PETITIONER(S) :

THE MANAGER, SENIOR BASIC SCHOOL, AGED 54 YEARS
PATHIRIPALA, PALAKKAD DISTRICT

BY ADVS.SRI.SAJAN VARGHEESE K.
SRI.LIJU. M.P

RESPONDENT(S) :

1. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM 695 001

2. THE DEPUTY DIRECTOR OF EDUCATION,
PALAKKAD 678001

3. THE ASSISTANT EDUCATIONAL OFFICER
OTTAPPALAM , PALAKKAD DISTRICT 678 101

R BY GOVERNMENT PLEADER SRI.V.VIJULAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
03-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 3268 of 2015 (G)

APPENDIX

PETITIONER(S) ' EXHIBITS

P1- TRUE COPY OF THE GO(P) NO.124/2014/G/EDN. DATED 4.7.2014
P2- TRUE COPY OF THE ORDER NO. D/1625/2013/K.DIS. DATED 12.6.2014
ISSUED BY THE RESPONDENT NO.3
P3- TRUE COPY OF THE STAFF FIXATION ORDER NO. D.DIS/D/2050/2014 DATED
15.7.2014 PASSED BY THE RESPONDENT NO.3
P4- TRUE COPY OF THE ORDER DATED 9.12.2014 PASSED BY THE RESPONDENT
NO.2
P5- TRUE COPY OF THE REVISION PETITION SUBMITTED BEFORE THE
RESPONDENT NO.1
P6- TRUE COPY OF THE POSTAL RECEIPT GOT ISSUED ON SENDING EXT- P5

RESPONDENT(S) ' EXHIBITS

----- : NIL

/TRUE COPY/

P.S. TO JUDGE.

A.MUHAMED MUSTAQUE, J.

W.P.(C) No. 3268 OF 2015

Dated this the 3rd day of February, 2015

JUDGMENT

The petitioner is the Manager of Senior Basic School (SBS), Pathiripala in Ottappalam Educational District. The petitioner appointed one Bareeramol in a retirement vacancy of one Nafeesa P., who retired as L.G. Urdu teacher. Petitioner submitted that in the Government Order GO(P) No.124/2014/G.Edn.dated 4/7/2014 it was specifically ordered that all posts and divisions existing during 2010 - 11 would be continued in 2013 - 14 also. It is further submitted that there are sufficient students strength to maintain a Lower Grade Urdu Teacher. However, the authorities declined to approve the appointment. Ext.P2 is the rejection order. Ext.P3 is the staff fixation order in respect of that post. The petitioner -manager preferred Ext.P5 revision before the 1st respondent-Director of Public Instructions.

2. I am of the opinion that since the matter is pending

before the higher authority-Director of Public Instructions, an appropriate decision shall be taken on Ext.P5, after hearing the petitioner and other affected parties, within a period of two months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

Sd/-

**A.MUHAMED MUSTAQUE,
Judge.**

dpk

/true copy/

P.S to Judge