

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. 3347 of 2015 (P)

PETITIONER(S) :

SALMA K.HIGH SCHOOL ASSISTANT,
KARUNAYA NIKETHAN SCHOOL FOR THE DEAF,
VILAYANCODE, KANNUR, KANNUR DISTRICT

BY ADVS.SRI.SURESH KUMAR KODOTH
SMT.HEMALATHA
SRI.K.P.ANTONY BINU

RESPONDENT(S) :

1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF GENERAL EDUCATION,
THIRUVANANTHAPURAM 695001

2. DIRECTOR OF PUBLIC INSTRUCTIONS,
PUBLIC INSTRUCTION DIRECTORATE,
THIRUVANANTHAPURAM 695001

3. THE DISTRICT EDUCATIONAL OFFICER, KANNUR , KANNUR
DISTRICT 670001

4. THE ASSISTANT EDUCATIONAL OFFICER, KANNUR NORTH, KANNUR
DISTRICT 670003

5. THE MANAGER, KARUNYA NIKETHAN SCHOOL FOR THE DEAF,
VILAYANKODE 670703. KANNUR DISTRICT

R BY GOVERNMENT PLEADER SRI.VIJULAL (SR.)

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. 3347 of 2015 (P)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1: TRUE COPY OF ORDER DATED 25.3.2002 ISSUED BY THE THIRD
RESPONDENT
EXT P2: TRUE COPY OF ORDER DATED 23.9.2002 ISSUED DEPUTY DIRECTOR OF
EDUCATION KANNUR
EXT.P3: TRUE COPY OF THE ORDER DATED 18.2.2003 ISSUED BY 2ND
RESPONDENT
EXT.P4: TRUE COPY OF APPOINTMENT ORDER APPOINTING PETITIONER WITH
EFFECT FROM 3.7.2001
EXT.P5: TRUE COPY ORDER DATED 19.4.2003 OF THIRD RESPONDENT
EXT.P-6: TRUE COPY OF ORDER DATED 18.10.2003 PASSED BY 1ST
RESPONDENT
EXT.P7: TRUE COPY OF JUDGMENT DATED 11.10.2005 IN WPC NO.27426/2005
EXT.P8: TRUE COPY OF REPRESENTATION DATED 11.10.2005 WITHOUT
ANNEXURES
EXT.P9: TRUE COPY OF THE ORDER DATED 18.3.2003 PASSED IN THE CASE OF
SMT. SEENA THOMAS
EXT.P10:TRUE COPY OF THE ORDER DATED 25.5.2005 IN RELATION TO CLAIM
MADE BY SMT AGHITHA RAJAN
EXT.P11: TRUE COPY OF ORDER DATED 14.12.2005 PASSED BY 1ST
RESPONDENT
EXT.P12: TRUE COPY OF REPRESENTATION DATED 12.5.2012 BEFORE THE
HON'BLE MINISTER FIOR EDUCATION
EXT.P13:TRUE COPY POF ORDER DATED 22.1.2013, I THE CASE OF SMT. SUMA
VARUTHUNNI.

RESPONDENT(S) ' EXHIBITS

----- : NIL

/TRUE COPY/

P.S. TO JUDGE.

A.MUHAMED MUSTAQUE, J.

W.P.(C) No. 3347 OF 2015

Dated this the 3rd day of February, 2015

JUDGMENT

The petitioner's request for relaxation of the qualification for approval of her appointment as Assistant Teacher in the Karunya Nikethan School for the Deaf in Kannur District has been declined by the Government as per Ext.P11 order dated 14/12/2005. It appears that the petitioner has approached the Government again vide Ext.P12. This is essentially by referring to Ext.P9. Petitioner submits that Ext.P9 order is passed on the basis that the similarly persons have been given relaxation. I am of the view that this cannot be treated as a direction to consider the application, nevertheless after adverting to the relevant facts, appropriate decision shall be taken on Ext.P12 by the first respondent within a period of four months from the date of receipt of a copy of this judgment., after affording an opportunity to the petitioner.

The writ petition is disposed of as above.

Sd/-

**A.MUHAMED MUSTAQUE,
Judge.**

dpk

/true copy/

PS to Judge.

