

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 9TH DAY OF JUNE 2015/19TH JYAISHTA, 1937

WP(C) .No. 3441 of 2015 (E)

PETITIONER(S) :

PURUSHOTHAMAN NAIR, AGED 57 YEARS
S/O.K.P.BHASKARAN NAIR, PUTHEN PURAYIL, VELLAPPADU,
PALA P.O., (RETIRED ATTENDER
KIZHATHADIYOOR SERVICE CO-OPERATIVE BANK) .

BY ADVS.SRI.LIJI.J.VADAKEDOM
SRI.RAJEEV JYOTHISH GEORGE

RESPONDENT(S) :

1. THE KERALA STATE CO-OP.EMPLOYEES PENSION BOARD,
REPRESENTED BY ITS SECRETARY,
OFFICE OF THE KERALA STATE CO-OPERATIVE EMPLOYEES
PENSION BOARD,
P.B.NO.85, T.C. NO.27/156, 157,
KALA NIVAS, CHINMAYA LANE, KUNNUPURAM
THIRUVANANTHAPURAM - 695 001.

2. THE SECRETARY,
KERALA STATE CO-OPERATIVE EMPLOYEES PENSION BOARD,
OFFICE OF THE KERALA
STATE CO-OPERATIVE EMPLOYEES PENSION BOARD,
P.B.NO.85, T.C. NO.27/156, 157
KALA NIVAS, CHINMAYA LANE, KUNNUPURAM
THIRUVANANTHAPURAM - 695 001.

3. THE KIZHATHADIYOOR SERVICE CO-OPERATIVE BANK LTD NO.1995
REPRESENTED BY ITS SECRETARY
OFFICE OF THE KIZHATHADIYOOR SERVICE CO-OPERATIVE BANK
PALA P.O., KOTTAYAM DISTRICT 686 001.

R1-R2 BY ADV. SRI.K.R.SUNIL, KERALA COASTAL ZONE
MANAGEMENT AUTHORITY

R3 BY ADVS. SRI.MATHEW JOHN (K)
SRI.DOMSON J.VATTAKUZH

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
09-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS

- EXT.P1. TRUE COPY OF THE AWARD DATED 11/5/2006 PASSED BY
INDUSTRIAL TRIBUNAL, IDUKKI.
- EXT.P2. TRUE COPY OF THE PENSION FUND CONTRIBUTION MADE BY THE
3RD RESPONDENT BANK FROM 1/4/2006 TO 23/9/2014.
- EXT.P3. TRUE COPY OF THE PENSION SANCTIONING ORDER DATED
10/7/2014.
- EXT.P4. TRUE COPY OF THE REPRESENTATION DATED 16/8/2014 SUBMITTED
BY THE PETITIONER BEFORE THE 2ND RESPNDENT
- EXT.P5. TRUE COPY OF THE REPLY DATED 16/9/2014 ISSUED BY THE 2ND
RESPNDENT

RESPONDENT(S) ' EXHIBITS : NIL

/TRUE COPY/

P. A. TO JUDGE

V. CHITAMBARESH, J.

W.P(C). No. 3441 of 2015

Dated this the 9th day of June, 2015

J U D G M E N T

The issue is covered by the judgment dated 27.01.2015 in WP(C) No.25840/2008. The directions therein shall therefore govern the case of the petitioner also.

2. The period during which the petitioner was kept out of service shall be reckoned as qualifying service for pension. The deficit, if any, in the contribution by the employer shall also be made up by the 3rd respondent.

3. Necessary orders modifying Ext.P3 order thus quantifying the pensionary benefits shall be passed within a period of two months.

The writ petition is disposed of.

Sd/-

V. CHITAMBARESH, JUDGE.