

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 6TH DAY OF FEBRUARY 2015/17TH MAGHA, 1936

WP(C) .No. 3819 of 2015 (B)

PETITIONER(S) :

1. RAVEENDRAN C.CHARUVILA PUTHEN VEEDU
MOOTHAMKONAM, PAZHAKUTTI PO
CONTINGENT WORKER NEDUMANGAD MUNICIPALITY

2. SURESH BABU, KODIPPURATHU VEEDU,
PAZHAKUTTI PO
CONTINGENT WORKER NEDUMANGAD MUNICIPALITY

3. SHARAFUDDIN K,
THADATHARIKATHU VEEDU, 10TH STONE, MANCHA P.O.
NEDUMANGADU
CONTINGENT WORKER NEDUMANGAD MUNICIPALITY

4. SATHYAN K, S.S. BHAVAN, VADAKKELA, AANAD PO.,
CONTINGENT WORKER NEDUMANGAD MUNICIPALITY

5. UNNI K, CHARUVILA VEEDU,
MOOTHAMKONAM, NEDUMANGAD PO.
CONTINGENT WORKER NEDUMANGAD MUNICIPALITY

6. SURENDRAN A, CHARUVILA PUTHEN VEEDU,
MOOTHAMKONAM, PAZHAKUTTI P.O.

BY ADVS.SRI.B.M.SHA

SRI.ANIL KUMAR M.SIVARAMAN

RESPONDENT(S) :

1. STATE OF KERALA
REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT
LOCAL SELF GOVERNMENT DEPARTMENT SECRETARIAT
THIRUVANANTHAPURAM - 695 001.

2. THE DIRECTOR OF URBAN AFFAIRS,
THIRUVANANTHAPURAM - 695 001

3. NEDUMANGAD MUNICIPALITY
NEDUMANGAD PO, TRIVANDRUM
REPRESENTED BY ITS SECRETARY 695 541

R BY GOVERNMENT PLEADER: SRI M A FAYAZ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
06-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS:

EXT. P1:-TRUE COPY OF THE G.O. (MS) 91/2001/LAD DATED 29-03-2001

EXT. P2:-TRUE COPY OF THE LETTER ISSUED BY THE 1ST RESPONDENT

EXT.P3:-TRUE COPY OF THE NOTICE ISSUED BY THE CHAIR PERSON FIR CIRCULATING THE SAME TO THE OUNCILORS OF THE MUNICIPALITY DATED 03-04-2012

EXT. P4:- TRUE COPY OF THE GOUR PHOTO OF THE PETITIONER AND OTHER CLASS FOUR EMPLOYEES PRINTED AND PUBLISHED IN THE 2014-15 BUYDGET OF MUNICIPALITY

EXT. P5:-TRUE COPY OF THE JUDGMENT DATED 20-02-2009 IN W.P.C NO. 5641/2009 (A)

EXT. P6:-TRUE COPY OF THE JUDGMENT DATED 01-07-2013 IN WPC NO. 36077/2010 (H)

EXT. P7:- TRUE COPY OF THE ORDER NO. E4/R5/3197/09 DATED 21-06-2014 ISSUED BY THE SECRETARY OF NEYYATTINKARA MUNICIPALITY

EXT. P8:-TRUE COPYOF THE ORDER NO. 47872/EU4/09/LSGD DATE 17-08-2009 ISSUED BY THE 1ST RESPONDENT

EXT. P9:- TRUE COPY OF REPRESENTATION DATED 24-12-2014 SUIBMTTED BY THE PETITIONERS BEFORE THE 3RD RESPONDENT.

RESPONDENT(S) ' EXHIBITS:NIL

True Copy/

P A to Judge

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.3819 of 2015
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Dated this the 06th day of February, 2015

JUDGMENT

Petitioners are working as contingent workers engaged on daily wages from 2005 onwards in 3rd respondent Municipality. Petitioner relies on Exts.P1 and P2 government orders, thereby the Government ordered to regularize similarly placed contingent workers working in different Local Self Government Institutions. In the light of the above order, petitioners were also made a request before the Municipality by Ext.P9 for regularization. Petitioners submit that no action has been taken so far to consider their claim for regularization. Aggrieved, petitioners approached this court.

2. Considering the facts and circumstances of the case, there shall be a direction to the third respondent to consider and take appropriate decision on Ext.P9 within a period of two months from the date of receipt of a copy of this judgment.

The Writ Petition is disposed of.

Sd/-
A.MUHAMED MUSTAQUE, JUDGE.

Sbna/06/02/15