

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 12TH DAY OF FEBRUARY 2015/23RD MAGHA, 1936

WP(C) .No. 8968 of 2011 (U)

PETITIONER(S) :

B.S.RADHAKRISHNAN, (RETIRED CHIEF
ENGINEER (CIVIL), KERALA STATE ELECTRICITY BOARD
PATTOM, THIRUVANANTHAPURAM) NOW RESIDING AT 112
SANKAR NAGAR, KAIMANAM P.O.
THIRUVANANTHAPURAM-695 040.

BY ADVS.SRI.S.P.ARAVINDAKSHAN PILLAY
SMT.N.SANTHA
SRI.K.A.BALAN
SRI.PETER JOSE CHRISTO
SRI.S.A.ANAND

RESPONDENT(S) :

KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY, VYDYUTHI BHAVANAM
PATTOM, THIRUVANANTHAPURAM, PIN 695 004.

R,R1 BY ADV. SRI.K.S.ANIL, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
12-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT P1 : TRUE COPY OF THE ORDER NO.ESTT.III/191/2001 DATED 27.02.2008 OF THE CHAIRMAN OF THE KERALA STATE ELECTRICITY BOARD.

EXT P2 : TRUE COPY OF the JUDGMENT DTD 16.09.2009 IN W.P(C) . NO.16073/2009-D OF THIS HONOURABLE COURT

EXT P3 : TRUE COPY OF THE ORDER DATED 30.10.2014 OF the COURT OF THE ENQUIRY COMMISSIONER AND SPECIAL JUDGE, THRISSUR

RESPONDENT'S EXHIBITS:

EXT R1(a) : TRUE COPY OF THE G.O(P)NO.803/02/Fin. DATED 30.12.2002

EXT R1(b) : TRUE COPY OF THE ORDER DATED 26.05.2003

True Copy/

P A to Judge

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.8968 of 2011
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Dated this the 12th day of February, 2015

JUDGMENT

Petitioner was retired from the Kerala State Electricity Board as Chief Engineer (Civil) on 29.02.2008. Petitioner approached this Court seeking a direction to disburse entire retiral benefits due to him.

2. It is submitted by learned Standing Counsel for the Board that it is on account of pendency of vigilance case against the petitioner, his retiral benefits were not disbursed.

3. Petitioner along with I.A.No.920 of 2015 has produced the order passed by the Enquiry Commissioner & Special Judge, Thrissur. The above order is a closure report of the case against the petitioner based on Enquiry Commissioner's finding that no amassment found.

4. If there are no other case pending against the petitioner, entire retiral benefits shall be disbursed to him within a period of two months from the date of receipt of a copy of this judgment. Question relating to interest is left open.

The Writ Petition is disposed of.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.

Sbna/18/02/15