

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYAISHTA, 1937

WP(C).No. 9977 of 2015 (V)

PETITIONER(S)/PETITIONER:

**BIJU G., AGED 46 YEARS
ASSISTANT CENTRAL INTELLIGENCE OFFICER GRADE-II/G ON
DEPUTATION
BUREAU OF IMMIGRATION, COCHIN INTERNATIONAL AIRPORT
NEDUMBASSERY.**

BY ADV. SRI.JOSHI N.THOMAS

RESPONDENT(S)/RESPONDENTS:

- 1. THE JOINT DEPUTY DIRECTOR,
BUREAU OF IMMIGRATION M.H.A, MONT FORT HOUSE
VAZHUTHAKKADU, THIRUVANANTHAPURAM, PIN-695014.**
- 2. FOREIGN REGIONAL REGISTRATION OFFICER,
BUREAU OF IMMIGRATION, COCHIN INTERNATIONAL AIRPORT
NEDUMBASSERY. 683 585**
- 3. THE ASSISTANT DIRECTOR,
BUREAU OF IMMIGRATION, COCHIN INTERNATIONAL AIRPORT
NEDUMBASSERY. 683 585**
- 4. STATE OF KERALA,
REPRESENTED BY ITS PRINCIPAL SECRETARY
HOME DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM
PIN-695001.**
- 5. THE COMMANDANT,
INDIA RESERVE BATTALION, R.V.PURAM, THRISSUR
PIN-680001.**

**R1,R2,R3&5 BY ADV. SRI.SUVIN R.MENON, CGC
R BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL OF INDIA
R4 BY GOVT. PLEADER SRI.RINNY STEPHEN CHAMAPARAMPIL**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
03-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C).NO.9977 OF 2015 (V)

Dated this the 3rd day of June, 2015

J U D G M E N T

The petitioner, who is working as a Assistant Central Intelligence Officer Grade-II under the 1st respondent, was deployed at the Cochin International Airport to work under the 1st respondent. While working consequent to the deputation order, the petitioner was served with Ext.R3(l) Office Order repatriating him to his parent institution and relieving him from his duties at the Cochin International Airport under the 1st respondent, with effect from 13.3.2015. In the writ petition, the petitioner has impugned the action of the 1st respondent in directing a repatriation to the parent department, even prior to the expiry of the period of deputation under Ext.P1 order.

When the matter was taken up today, a statement is filed on behalf of the 1st respondent, wherein, it is stated that the 1st respondent has decided to keep the repatriation order issued against the petitioner in abeyance till the expiration of the deputation period

as per Ext.P1. In the light of this submission on behalf of the 1st respondent, the prayers in the writ petition have virtually been granted by the 1st respondent, and, therefore, nothing survives to be decided in this writ petition. Accordingly, recording the submission of the 1st respondent contained in the statement filed by the Central Government counsel, the writ petition is closed as infructuous.

A.K.JAYASANKARAN NAMBIAR
JUDGE

prp