

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 15TH DAY OF OCTOBER 2015/23RD ASWINA, 1937

W.P.(C).No.23100 of 2004 (Y)

PETITIONER(S):-

PRABHAVATHY, W/O.LATE N.RAJAN,
THOPPIL VEEDU, ERAVIPURAM P.O., KOLLAM.

BY ADVS.SRI.SHABU SREEDHARAN
SRI.P.A.NOOR MUHAMMED
SRI.CHARLES VARGHESE

RESPONDENT(S):-

1. THE KERALA STATE ELECTRICITY BOARD,
VYDHYUTHI BHAVAN, THIRUVANANTHAPURAM,
REPRESENTED BY ITS SECRETARY.
2. THE CHIEF ENGINEER (HRD),
KERALA STATE ELECTRICITY BOARD, VYDHYUTHI BHAVAN,
THIRUVANANTHAPURAM.
3. THE EXECUTIVE ENGINEER,
ELECTRICAL DIVISION WEST, KERALA STATE ELECTRICITY BOARD,
KESAVADASAPURAM, THIRUVANANTHAPURAM-4.
4. THE ASST. EXECUTIVE ENGINEER,
ELECTRICAL MAJOR SECTION,
KERALA STATE ELECTRICITY BOARD, MANGALAPURAM,
THIRUVANANTHAPURAM.

BY STANDING COUNSEL SRI.C.K.KARUNAKARAN.
R1 TO 4 BY ADV. SRI.N.D.PREMACHANDRAN, SC, KSEB
BY ADV. SRI.P.SANTHALINGAM (SR.)
BY ADV. SRI.S.SHARAN,SC,K.S.E.BOARD
R1-R4 BY ADV. SRI.RAJU JOSEPH (SR.)
R1-R4 BY ADV. SRI.K.T.PAULOSE, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
15-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

APPENDIX

PETITIONER'S EXHIBITS:-

- EXT.P1 TRUE COPY OF THE CERTIFICATE NO.K.DIS.NO./20136/2003
 DATED 25.09.2003 ISSUED BY THE TAHSILDAR, KOLLAM.
- EXT.P2 TRUE COPY OF THE ORDER NO.EBVS 2/6/86 DATED 25.07.2000
 ISSUED BY THE CHIEF ENGINEER (HRD).
- EXT.P3 TRUE COPY OF THE REPRESENTATION DATED 18.05.2002.
- EXT.P4 TRUE COPOY OF THE JUDGMENT DATED 06.06.2002 IN
 OP.NO.14959/2002 PASSED BY THIS HON'BLE COURT.
- EXT.P5 TRUE COPY OF THE DEATH CERTIFICATE DATED 03.07.2002
 ISSUED BY THE REGISTRAR OF BIRTHS AND DEATHS
 OF KOLLAM CORPORATION.
- EXT.P6 THE LETTER NO.KCCC/CR03A/11/2002/218-COM03
 DATED 26.11.2002 OF THE KOLLAM CUSTOMER CARE
 CENTRE OF THE DEPARTMENT OF POSTS.

RESPONDENT'S EXHIBITS:-

NIL.

vku/-

[true copy]

K. Vinod Chandran, J

W.P.(C).No.23100 of 2004-Y

Dated this the 15th day of October, 2015

JUDGMENT

The petitioner was before this Court seeking grant of benefits of the pay revisions effected when the husband of the petitioner was out of service and to re-calculate the same and disburse it with interest.

2. Paragraph 8 of the counter affidavit filed by the Board indicates that the entire benefits of pay revision effected during the period of absence of the employee has been granted to the petitioner. The retirement benefits are also said to have been made after computing the pay revision during the period the employee was out of service. The only objection raised is with respect to the claim of Rs.5,000/- [Rupees five thousand] as Provident Fund amounts, which is not paid, since he was not a subscriber in the Fund. The petitioner has also not produced any document to indicate that her husband had subscribed to the Provident Fund.

In the above circumstances, nothing survives in the writ petition and the same is dismissed. No costs.

Sd/-
K.Vinod Chandran
Judge.

vkul/-

[true copy]