

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 29TH DAY OF OCTOBER 2015/7TH KARTHIKA, 1937

WP(C).No. 10629 of 2015 (C)

PETITIONER:

**SUDHARSANA KUMARI AGED 51 YEARS
D/O.LATE K.P.RAMAN, KEETTUTHUNDATHIL, KANAKKARI P.O.
KOTTAYAM (WORKED AS PART TIME SWEEPER
IN KERALA STATE FINANCIAL ENTERPRISES
MEDICAL COLLEGE BRANCH, KOTTAYAM).**

**BY ADVS.SRI.T.A.UNNIKRISHNAN
SRI.K.S.PRAVEEN**

RESPONDENTS:

- 1. THE MANAGER
KERALA STATE FINANCIAL ENTERPRISES
MEDICAL COLLEGE BRANCH, KOTTAYAM DISTRICT
PIN - 686 008.**
- 2. MARIYAMMA
(WORKING AS PART TIME SWEEPER IN
KERALA STATE FINANCIAL ENTERPRISES
MEDICAL COLLEGE BRANCH, KOTTAYAM, PIN - 686 008.**

**R1 BY ADVS. SRI.M.GOPIKRISHNAN NAMBIAR
SRI.P.BENNY THOMAS
SRI.P.GOPINATH
SRI.K.JOHN MATHAI
SRI.JOSON MANAVALAN
SRI.KURYAN THOMAS**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29-10-2015,
ALONG WITH WPC. 10630/2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS

**EXT.P1: TRUE COPY OF THE JUDGMENT DATED 03/06/2002 IN OP NO.
 1523/2002 OF THIS HON'BLE COURT.**

RESPONDENT(S)' EXHIBITS

**EXT.R1(A) : TRUE COPY OF THE JUDGMENT IN O.P. NO.22661 OF 2002
 DATED 10.02.2003**

**EXT.R1(B) : TRUE COPY OF THE JUDGMENT IN W.P.(C) NO.1966 OF 2005
 DATED 31.08.2005**

EXT.R1(C) : TRUE COPY OF THE ORDER DATED 05.08.2005

**ANNX.R1(A) : TRUE COPY OF THE LETTER BEING REF. NO.4380 DATED
 26.08.2014 ISSUED BY THE 1ST RESPONDENT TO THE
 DISTRICT EMPLOYMENT OFFICER**

**ANNX.R1(B) : TRUE COPY OF THE APPOINTMENT ORDER DATED 20.08.2014
 ISSUED TO KUTTYAMMA**

**ANNX.R1(C) : TRUE COPY OF THE APPOINTMENT ORDER DATED 19.08.2014
 ISSUED TO MARIYAMMA GEORGE**

**ANNX.R1(D) : TRUE COPY OF THE APPOINTMENT ORDER DATED 20.08.2014
 ISSUED TO SUJATA**

//TRUE COPY//

P.A. TO JUDGE

JJJ

K. VINOD CHANDRAN, J.

W.P.(C) Nos. 10629 & 10630 of 2015

Dated this the 29th day of October, 2015

J U D G M E N T

The petitioners are aggrieved with the fact that the petitioners were abruptly terminated from their employment as Part Time Sweeper with the 1st respondent.

2. Admittedly, the petitioners in both the above writ petitions are engaged as daily wage Part Time Sweepers for more than two years. The Kerala State Financial Enterprises, however, taking note of Exts.R1(a) and R1(b) judgments of this Court, was of the opinion that it would not be advisable to continue persons as Part Time Sweepers on daily wage basis continuously. In such circumstance, they conducted a proper selection process through the Employment Exchange and appointed those persons regularly, as recommended by the Employment Exchange.

3. In such circumstance, the apprehension of the petitioners that they are being replaced by other temporary workers is misplaced.

The writ petitions, hence, would stand dismissed.

Sd/-
K.VINOD CHANDRAN,
JUDGE