

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 1ST DAY OF APRIL 2015/11TH CHAITHRA, 1937

WP(C).No. 10796 of 2015 (Y)

PETITIONER(S) :

N.K.EBRAYI AGED 35 YEARS
SON OF MOIDEEN, HIGH SCHOOL ASSISTANT (ENGLISH)
R.A.C. HIGHER SECONDARY SCHOOL, KATAMERI
KOZHIKODE DISTRICT - 673 524.

BY ADVS.SRI.V.A.MUHAMMED
SRI.M.SAJJAD

RESPONDENT(S) /RESPONDENTS:

1. THE STATE OF KERALA
REPRESENTED BY ITS SECRETARY TO GOVERNMENT
GENERAL EDUCATION DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM - 695 001.

2. THE DIRECTOR OF PUBLIC INSTRUCTIONS
JAGATHY, THIRUVANANTHAPURAM - 695014.

3. THE DEPUTY DIRECTOR OF EDUCATION
KOZHIKODE DISTRICT - 673 020.

4. THE DISTRICT EDUCATIONAL OFFICER
VADAKARA, KOZHIKODE DISTRICT - 673 101.

5. THE MANAGER
R.A.C.HIGHER SECONDARY SCHOOL, KATAMERI
KOZHIKODE DISTRICT- 673 524.

6. THE HEADMASTER
R.A.C.HIGHER SECONDARY SCHOOL, KATAMERI
KOZHIKODE DISTRICT - 673 524.

7. SMT.K.SALEENA
R.A.C.HIGHER SECONDARY SCHOOL, KATAMERI
KOZHIKODE DISTRICT - 673 524.

R BY SR.GOVERNMENT PLEADER SHRI VIJULAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
01-04-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 10796 of 2015 (Y)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1: TRUE COPY OF THE APPOINTMENT ORDER OF THE PETITIONER DATED
04/06/2007.
EXT.P2: TRUE COPY OF THE STAFF FIXATION ORDER 2006 - 2007 DATED
13/11/2006 ISSUED BY THE 4TH RESPONDENT.
EXT.P3: TRUE COPY OF THE ORDER NO. D.DIS.B1-7629/2011 DATED
12/01/2012 ISSUED BY THE 4TH RESPONDENT.
EXT.P4: TRUE COPY OF THE APPOINTMENT ORDER OF THE 7TH RESPONDENT
DATED 01/06/2009.
EXT.P5: TRUE COPY OF THE APPOINTMENT ORDER OF THE 7TH RESPONDENT
DATED 30/08/2010.
EXT.P6: TRUE COPY OF THE ORDER NO. B1-2329/2013/K.DIS DATED
25/05/2013 ISSUED BY THE 4TH RESPONDENT.
EXT.P7: TRUE COPY OF THE GO(RT) NO. 4919/2014/G.EDN. DATED
11/11/2014 OF THE GOVERNMENT.
EXT.P8: TRUE COPY OF THE ORDER NO. F1/53423/2014/DPI/D.DIS. DATED
19/09/2014 ISSUED BY THE 2ND RESPONDENT.
EXT.P9: TRUE COPY OF THE JUDGMENT IN WPC NO. 15219/2013 DATED
18/02/2015.
EXT.P10: TRUE COPY OF THE RELEVANT PAGE OF THE SENIORITY LIST AS ON
01/01/2013.
EXT.P11: TRUE COPY OF THE ORDER NO. B4-24427/14/K.DIS. DATED
23/12/2014 ISSUED BY THE 3RD RESPONDENT.
EXT.P12: TRUE COPY OF THE REVISION PETITION FILED BEFORE THE
GOVERNMENT DATED 16/03/2015.

RESPONDENT(S) ' EXHIBITS : NIL

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\\True copy//

PS to Judge

A.MUHAMED MUSTAQUE, J.

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**W.P.(C).No.10796/2015**  
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Dated this the 1st Day of April, 2015

J U D G M E N T

The petitioner approached the Government in revision as per Ext.P12 disputing the seniority granted to the seventh respondent as well as giving approval to that appointment with effect from the date of appointment.

2. In view of the fact that Ext.P12 is pending before the Government, there shall be a direction to the Government to consider and pass orders on Ext.P12 after hearing the petitioner and respondents 5 to 7 within a period of four months, and also after adverting to Ext.P9 judgment in W.P.(C).No.15219/2013 dated 18/02/2015. If the petitioner relies on some other judgments of this Court, that shall also be adverted to, before taking a decision on Ext.P12.

The writ petition is disposed of as above. No costs.

Sd/-
A.MUHAMED MUSTAQUE, JUDGE

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