

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 7TH DAY OF APRIL 2015/17TH CHAITHRA, 1937

WP(C).No. 11269 of 2015 (G)

PETITIONER(S):

1. N.SHAIMA BEEVI AGED 32 YEARS  
WIFE OF S.NISSAR, FULL-TIME LANGUAGE TEACHER(ARABIC)  
N S S K L P SCHOOL, PALLIKKAL, KULAKKADA  
KOLLAM DISTRICT (RESIDING AT DARUL JANNATH  
PAYYAKODE, P.O.OYOOR, KOLLAM DISTRICT-691 510).
2. R.RADHIKA AGED 41 YEARS  
WIFE OF S.HAREENDRAN PILLAI  
FULL TIME LANGUAGE TEACHER (HINDI), D.V.U.P.SCHOOL  
THAZHATHUKULAKKADA (RESIDING AT PUTHEN VEEDU  
P.O.THAZHATHUKULAKKADA, KOLLAM DISTRICT-691 521).
3. D.USHA KUMARI AGED 49 YEARS  
WIFE OF S.MOHANAN PILLAI, LG SANSKRIT TEACHER  
DR.C.T.E.M.R.H. SCHOOL  
SASTHAMCOTTA (RESIDING AT SURABHI HOUSE  
P.O.MUTHUPILAKADU, SASTHAMCOTTA-690 520).
4. G.INDIRA BAI AGED 54 YEARS  
WIFE OF G.RADHAKRISHNAN NAIR, LG SANSKRIT TEACHER  
D.V.U.P.SCHOOL THAZHATHUKULAKKADA  
(RESIDING AT AMPIYILPADINJAREPARA, P.O.MANNADY, ADOOR  
PATHANAMTHITTA-691 530).
5. S.SHEEJA AGED 43 YEARS  
WIFE OF JAYAPRADEEP, LG HINDI TEACHER  
S.V.N.S.S.U.P. SCHOOL, ATTUVASSERY  
(RESIDING AT ALINTEKIZHAKKETHIL, P.O.KULAKKADA  
KOLLAM DISTRICT-691 521).
6. S.R.SHANEEZA BEEGAM AGED 41 YEARS  
WIFE OF S.NOUSHAD, ARABIC TEACHER, U.P.CHOOL  
KOTTATHALA, KOTTARAKKARA, KOLLAM DISTRICT.
7. M.NAZAR AGED 54 YEARS  
SON OF MUHAMMED MUSTHAF, ARABIC TEACHER, U.P.CHOOL  
KOTTATHALA, KOTTARAKKARA, KOLLAM DISTRICT.
8. A.RASANTHU AGED 44 YEARS  
WIFE OF ABDUL RASHEED, ARABIC TEACHER  
E.V.HIGHER SECONDARY SCHOOL, NEDUVATHUR, KOTTARAKKARA.
9. G.RADHIKA DEVI AGED 46 YEARS  
WIFE OF SASIDHARAN PILLAI, LG SANSKRIT TEACHER  
S.V.N.S.S. U.P.SCHOOL, ATTUVASSERY, PALLIKKAL  
KULAKKADA, KOLLAM DISTRICT.

10. C.SASIDHARAN ACHARI AGED 54 YEARS  
SON OF R.CHELLAPPAN ACHARI, LG SANSKRIT TEACHER  
DVUP SCHOOL, P.O.THEKKETHERI, PATTAZHI  
KULAKKADA, KOLLAM DISTRICT.

11. S.SREEJU AGED 37 YEARS  
SON OF S.SUDHAKARAN, HSA SANSKRIT  
T.V.T.M. HIGH SCHOOL, VELIYAM, KOLLAM DISTRICT.

12. S.ABDUL MAJEED AGED 50 YEARS  
SON OF USMAN KUNJU, LG ARABIC TEACHER  
IGMHS MANJAKKALA, KOTTARAKKARA, KOLLAM DISTRICT.

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

RESPONDENT(S) :

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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-695 014.

3. THE DEPUTY DIRECTOR OF EDUCATION  
THEVALLY, KOLLAM DISTRICT-691 009.

4. THE HEADMASTER  
N.S.S.K.L.P.SCHOOL, PALLIKKAL, KULAKKADA  
KOLLAM DISTRICT-691 521.

5. THE HEADMASTER  
D.V.U.P.SCHOOL, THAZHATHUKULAKKADA  
KOLLAM DISTRICT-691 521.

6. THE HEADMASTER  
DR.C.T.E.M.R.H. SCHOOL, SASTHAMCOTTA  
KOLLAM DISTRICT-690 521.

7. THE HEADMASTER  
S.V.N.S.S.U.P. SCHOOL, ATTUVASSERY  
KOLLAM DISTRICT-691 521.

8. THE HEADMASTER  
U.P.SCHOOL, KOTTATHALA, KOTTARAKKARA  
KOLLAM DISTRICT-691 506.

9. THE HEADMASTER  
E.V.HIGHER SECONDARY SCHOOL, NEDUVATHUR, KOTTARAKKARA  
KOLLAM DISTRICT-691 506.

10. THE HEADMASTER  
T.V.T.M. HIGH SCHOOL, VELIYAM  
KOLLAM DISTRICT-691 540.

11. THE HEADMASTER  
I.G.M.H. SCHOOL, MANJAKKALA, KOTTARAKKARA  
KOLLAM DISTRICT-691 508.

12. THE HEADMASTER  
D.V.U.P.SCHOOL, THEKKETHERI, PATTAZHI  
KOLLAM DISTRICT-691 552.

R BY GOVERNMENT PLEADER (SR): ADV.SRI. V. VIJULAL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
07-04-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS :

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EXT P1- TRUE COPY OF THE AUDIT OBJECTION OF THE 1ST PETITIONER DATED 21.09.2014.

EXT P1(A)- TRUE COPY OF THE RELEVANT PAGE OF THE SERVICE BOOK OF THE 2ND PETITIONER ENTERING THE AUDIT OBJECTION.

EXT P1(B)- TRUE COPY OF THE AUDIT OBJECTION OF THE 3RD PETITIONER DATED 24.09.2014.

EXT P1(C)- TRUE COPY OF THE RELEVANT PAGE OF THE AUDIT OBJECTION OF THE 4TH PETITIONER.

EXT P1(D)- TRUE COPY OF THE RELEVANT PAGE OF THE AUDIT OBJECTION OF THE 5TH PETITIONER.

EXT P1(E)- TRUE COPY OF THE AUDIT OBJECTION OF THE 6TH PETITIONER DATED 3.2.2015.

EXT P1(F)- TRUE COPY OF THE RELEVANT PAGE OF THE AUDIT OBJECTION OF THE 7TH PETITIONER.

EXT P1(G)- TRUE COPY OF THE AUDIT OBJECTION OF THE 8TH PETITIONER DATED 28.07.2014.

EXT P1(H)- TRUE COPY OF THE RELEVANT PAGE OF THE AUDIT OBJECTION OF THE 9TH PETITIONER.

EXT P1(I)- TRUE COPY OF THE AUDIT OBJECTION OF THE 10TH PETITIONER DATED 18.3.2014.

EXT P1(J)- TRUE COPY OF THE AUDIT OBJECTION OF THE 11TH PETITIONER DATED 13.12.2013.

EXT P1(K)- TRUE COPY OF THE AUDIT OBJECTION OF THE 12TH PETITIONER.

EXT P2- TRUE COPY OF THE ANNEXURE II OF G.O.(P)NO.85/2011/FIN. DATED 26.02.2011 OF THE GOVT.

EXT P2(A)- TRUE COPY OF THE G.O.(P)NO.195/2011(1)/FIN. DATED 28.04.2011 OF THE GOVERNMENT.

EXT P3- TRUE COPY OF THE DECISION REPORTED IN 2012(2)KLT 110 DATED 10.10.2011.

EXT P3(A)- TRUE COPY OF THE JUDGMENT IN W.A.NO.428/2012 DATED 7.3.2012.

EXT P4- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 1ST PETITIONER DATED 23.02.2015.

EXT P4(A)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 2ND PETITIONER DATED 23.02.2015.

EXT P4(B)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 3RD PETITIONER DATED 23.02.2015.

EXT P4(C)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 4TH PETITIONER DATED 23.02.2015.

EXT P4(D)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 5TH PETITIONER DATED 23.02.2015.

EXT P4(E)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 6TH PETITIONER DATED 23.02.2015.

EXT P4(F)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 7TH PETITIONER DATED 23.02.2015.

EXT P4(G)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 8TH PETITIONER DATED 23.02.2015.

EXT P4(H)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 9TH PETITIONER DATED 23.02.2015.

EXT P4(I)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 10TH PETITIONER DATED 23.02.2015.

EXT P4(J)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 11TH PETITIONER DATED 23.02.2015.

EXT P4(K)- TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT BY 12TH PETITIONER DATED 23.02.2015.

EXT P5- TRUE COPY OF THE G.O.(P)NO.491/2012/(112)/FIN. DATED 10.09.2012 OF THE GOVERNMENT.

EXT P6- TRUE COPY OF THE G.O.(P)NO.560/2012/(184)/FIN. DATED 11.10.2012 OF THE GOVERNMENT.

RESPONDENT(S) ' EXHIBITS:NIL

True Copy/

P A to Judge

**A.MUHAMED MUSTAQUE, J.**  
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**W.P(C).No.11269 of 2015**  
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**Dated this the 07<sup>th</sup> day of April, 2015**

**JUDGMENT**

Petitioners grievance is against audit objection against fixation of reckoning part time service. Petitioners claim is that audit objections are unsustainable.

2. In the light of Exts.P2 and P3, only request made by the petitioners is for an early disposal of Ext.P4 series by the Government.

3. In view of the matter, there shall be a direction to the first respondent to consider Ext.P4 series after adverting to Exts.P2 and P3 if otherwise applicable within a period of four months from the date of receipt of a copy of this judgment. Till a decision is taken in the matter, no recovery shall be effected from the petitioners salary. Anyone among the petitioners shall be heard before final decision is taken in the matter.

The Writ Petition is disposed of. No costs.

Sd/-

**A.MUHAMED MUSTAQUE, JUDGE.**

Sbna/07/04/15