

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. 11347 of 2015 (P)

PETITIONER(S):

NISREEN ABDUL KADER AGED 33 YEARS
W/O P.V. NAWFEL
HIGH SCHOOL ASSISTANT(ENGLISH) GIRLS HIGH SCHOOL
PONNANI, MALAPPURAM DISTRICT

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

RESPONDENT(S):

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

2. THE DIRECTOR OF PUBLIC INSTRUCTION
JAGATHY, THIRUVANANTHAPURAM-695-014

3. THE DEPUTY DIRECTOR OF EDUCATION
DOWN HILL, MALAPPURAM -676 519

4. THE DISTRICT EDUCATIONAL OFFICER
TIRUR, MALAPPURAM DISTRICT 676 101

5. SHRI.P. PRADEEP
HIGH SCHOOL ASSISTANT (ENGLISH), GIRLS HIGH SCHOOL
PONNANI, MALAPPURAM DISTRICT-676 101

R BY GOVERNMENT PLEADER: ADV. SRI.M A FAYAZ SR.

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 :

EXT.P1 TRUE COPY OF THE STAFF FIXATION ORDER 2013-2014 DATED 14/05/2014 OF THE 4TH RESPONDENT

EXPT.P2 TRUE COPY OF THE STAFF FIXATION ORDER 2014-2015 DATED 15/07/2014 OF THE 4TH RESPONDENT

EXT.P3 TRUE COPY OF THE G.O.(MS) NO 187/03/G.EDN. DATED 16/7/2003 OF THE GOVERNMENT

EXT.P4 TRUE COPY OF THE G.O.(MS)NO.300/03/G.EDN. DATED 1/11/2013 OF THE GOVERNMENT

EXT.P5 TRUE COPY OF G.O(MS) NO. 144/2005/GE DATED 7/5/2005 OF THE GOVERNMENT

EXT.P6. TRUE COPY OF THE REVISION PETITION FILED BEFORE THE 2ND RESPONDENT DATED 11-8-2014

EXT.P7 TRUE COPY OF THE ORDER NO.RA(3)/62241/2014/DPI/K.DIS. DATED 11/12/2014 OF THE DIRECTOR

EXT.P8 TRUE COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT DATED 20/02/2015

EXT.P9 TRUE COPY OF THE G.O.(P) NO.154/2014/G.EDN. DATED 11/08/2014 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.11347 of 2015
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Dated this the 07th day of April, 2015

JUDGMENT

Petitioner approached the Government by Ext.P8 challenging Ext.P7 order passed by the Director of Public Instruction. Petitioner submits that she is senior to the 5th respondent in the category of H.S.A (English) and therefore, she should be retained in the school in the place of 5th respondent.

2. In view of pendency of Ext.P8 before the Government, I am of the view, appropriate decision shall be taken on Ext.P8 after hearing the petitioner and 5th respondent within a period of four months from the date of receipt of a copy of this judgment.

The Writ Petition is disposed of. No costs.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.