

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 26TH DAY OF OCTOBER 2015/4TH KARTHIKA, 1937

WP(C).No. 11682 of 2015 (I)

PETITIONER:

**ASOKAN V.K., AGED 40 YEARS
S/O.P.N.KARUNAKARN
HIGHER SECONDARY SCHOOL TEACHER JUNIOR
VISHWABHARATHI S.N.H.S.S.
NEEZHOOR - 686 612, KOTTAYAM, RESIDING AT VACHALIL
KARAMALA (PO), POOVAKULAM , KOTTAYAM.**

BY ADV. SRI.U.BALAGANGADHARAN

RESPONDENTS:

- 1. STATE OF KERALA
REPRESENTED BY SECRETARY
GENERAL EDUCATION DEPARTMENT
THIRUVANANTHAPURAM 695 001.**
- 2. THE DIRECTOR OF HIGHER SECONDARY EDUCATION,
THIRUVANANTHAPURAM - 695 001.**
- 3. THE REGIONAL DEPUTY DIRECTOR,
HIGHER SECONDARY EDUCATION, KOTTAYAM - 686 001.**
- 4. THE MANGER
VISWABHARATHI S.N.H.S.S, NEEZHOOR 686 612, KOTTAYAM.**
- 5. PRINCIPAL
VISWABHARATHI S.N.H.S.S., NEEZHOOR 686 612, KOTTAYAM.**

**BY ADVS. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN**

BY GOVERNMENT PLEADER SMT. M.J. RAJASREE

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26-10-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- | | | |
|---------|---|--|
| EXT. P1 | - | COPY OF THE MEMO DATED 20.12.2014 ISSUED BY 4TH RESPONDENT MANAGER TO PETITIONER. |
| EXT. P2 | - | COPY OF THE COMMUNICATION DATED 19.01.2015 OBTAINED UNDER RTI ACT ISSUED BY VISWABHARATHI SNHSS, NEEZHOOOR |
| EXT. P3 | - | COPY OF THE ORDER OF SUSPENSION DATED 18.02.2015 ISSUED BY VISWABHARATHI SNHSS, NEEZHOOOR |
| EXT. P4 | - | COPY OF THE STATEMENT OF IMPUTATION DATED 18.02.2015 ISSUED BY VISWABHARATHI SNHSS, NEEZHOOOR |
| EXT. P5 | - | COPY OF THE ORDER DATED 04.03.2015 OF 3RD RESPONDENT. |
| EXT. P6 | - | COPY OF THE APPEAL MEMORANDUM DATED 23.03.2015 OF 2ND RESPONDENT. |
| EXT. P7 | - | COPY OF THE ORDER DATED 30.03.2015 OF 3RD RESPONDENT. |
| EXT.P8 | - | COPY OF THE ORDER NO.ACD.B4/16070/HSE/2015 DATED 07.04.2015 OF 2ND RESPONDENT. |
| EXT.P9 | - | COPY OF THE ORDER ACD.B4/16070/HSE/2015 DATED 27.04.2015 OF 2ND RESPONDENT. |

RESPONDENTS' EXHIBITS:-

- | | | |
|-----------|---|---|
| EXT.R4(A) | - | COPY OF THE COMPLAINT RECEIVED FROM TEACHERS AND NON-TEACHING STAFF OF THE SCHOOL DATED 12.02.2015. |
| EXT.R4(B) | - | COPY OF THE COMPLAINT DATED 08.02.2015 ALONG WITH THE REPORT OF THE PTA SUB COMMITTEE. |
| EXT.R4(C) | - | COPY OF THE APPEAL DATED 03.04.2015 FILED BY THE 4TH RESPONDENT BEFORE THE 2ND RESPONDENT. |

//TRUE COPY//

P.A. TO JUDGE

K. VINOD CHANDRAN, J.

W.P(C). No.11682 of 2015

Dated this the 26th day of October, 2015.

JUDGMENT

The learned counsel for the petitioner submits that, the petitioner has been reinstated in service. In such circumstance, nothing survives in the writ petition. But however the question of how the period, he was kept out of service, has to be treated would be left open and the petitioner's contention with respect to that would also be left open.

The writ petition would stand closed. No costs.

Sd/-

**K. VINOD CHANDRAN,
JUDGE.**

//True Copy//

P.A. to Judge.

sp/26/10/15