

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

FRIDAY, THE 29TH DAY OF MAY 2015/8TH JYAISHTA, 1937

WP(C) .NO. 13255 OF 2015 (F)

PETITIONER(S) :

MANAGER, KALLAMALA A.U.P.SCHOOL
CHOMBALA, KOZHIKODE.

BY ADVS.SRI.JIJI THOMAS
SMT.SMITHA MATHEW
SRI.P.R.ASHOK KUMAR

RESPONDENT(S) :

1. STATE OF KERALA
REPRESENTED BY THE SECRETARY
GENERAL EDUCATION DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM-695 303.

2. THE DISTRICT EDUCATIONAL OFFICER
VADAKARA, KOZHIKODE 673 001

3. SHIJI V., LPSA
KALLAMLA A.U.P. SCHOOL, CHOMBALA, KOZHIKODE 673001.

BY GOVERNMENT PLEADER SMT.LOWSY.A

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
29-05-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).NO. 13255 OF 2015 (F)

APPENDIX

PETITIONER(S) ' EXHIBITS:

EXT.P1 - TRUE COPY OF THE APPOINTMENT ORDER DATED 3/6/2013

EXT.P2 - A COPY OF THE REJECTION ORDER DATED 25/11/2014 ISSUED BY THE
AEO

EXT.P3 - A COPY OF THE INTERIM ORDER IN W.A.812/2015 DATED 9/4/2015

EXT.P4 - TRUE COPY OF THE INTERIM ORDER IN WPC.NO.708/2015 DATED
9/1/2015

EXT.P5 - A COPY OF THE APPEAL DATED 27/12/2014 SUBMITTED BEFORE THE
2ND RESPONDENT

RESPONDENT(S) ' EXHIBITS:NIL

//TRUE COPY//

P.A TO JUDGE

A.K.JAYASANKARAN NAMBIAR, J.

.....
W.P.(C).No.13255 of 2015

.....
Dated this the 29th day of May, 2015

J U D G M E N T

The petitioner is the Manager of the Kallamala A.U.P.School, Kozhikode. In connection with the approval of the appointment of the 3rd respondent as U.P.S.A in the School, the application submitted by the Manager for approval was rejected by the Assistant Educational Officer due to non-implementation of staff fixation for the year 2011-2012. In a further appeal preferred by the petitioner, the District Educational Officer also rejected the request for approval. Against Ext.P2 order of the District Educational Officer, therefore, the petitioner has preferred an appeal before the 2nd respondent and the limited prayer of the petitioner in the writ petition is for a direction to the 2nd respondent to consider and pass orders on Ext.P5 appeal.

2. I have heard the learned counsel for the petitioner as also the learned Government Pleader for the respondents.

On a consideration of the facts and circumstances of the case as also the submissions made across the bar, I dispose the writ

petition with a direction to the 2nd respondent to consider and pass orders on Ext.P5 appeal, after hearing the petitioner within a period of two months from the date of receipt of a copy of this judgment.

A.K.JAYASANKARAN NAMBIAR
JUDGE

mns