

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

TUESDAY, THE 23RD DAY OF JUNE 2015/2ND ASHADHA, 1937

WP(C).No. 15489 of 2015 (I)

PETITIONER(S):

**SUDHALATHA.K.P AGED 58 YEARS
D/O.C.N.GOPALAKURUP, RESIDING AT SUDHA NIVAS
S.L PURAM P.O, ALAPPUZHA KERALA 688 523.**

**BY ADVS.SRI.S.SREEKUMAR (SR.)
SRI.P.PRIJITH
SRI.THOMAS P.KURUVILLA
SRI.SAJU WAHAB
SRI.S.VAIDYANATHAN
SRI.P.MARTIN JOSE**

RESPONDENT(S):

- 1. THE STATE OF KERALA
REPRESENTED BY THE SECRETARY
GENERAL EDUCATION DEPARTMENT, GOVERNMENT OF KERALA
TRIVANDRUM 695 001.**
- 2. THE FINANCE SECRETARY
FINANCE (FBS) DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM.**
- 3. THE DIRECTOR OF INSURANCE
KERALA HOUSING BOARD BUILDING, SANTHINAGAR
TRIVANDRUM.**
- 4. THE DIRECTOR
HIGHER SECONDARY EDUCATION
THIRUVANANTHAPURAM 695 001.**
- 5. THE REGIONAL DEPUTY DIRECTOR
HIGHER SECONDARY EDUCATION
THIRUVANANTHAPURAM 695 001.**
- 6. THE PRINCIPAL
ABV HS SCHOOL, MUHAMMA, CHERTHALA
ALAPPUZHA 688 525.**

R BY GOVERNMENT PLEADER, SMT. LOUSY A.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1. COPY OF THE REPRESENTATION DATED 6.1.14 SUBMITTED BY THE PETITIONER TO THE RESPONDENTS 2 AND 3.**
- EXHIBIT P2. COPY OF THE PAYMENT ORDER DATED 1.4.14.**
- EXHIBIT P3. COPY OF THE ATTENDANCE CERTIFICATE FOR THE YEAR 2011.**
- EXHIBIT P4. COPY OF THE ATTENDANCE CERTIFICATE FOR THE YEAR 2012.**
- EXHIBIT P5. COPY OF THE APPLICATION TO THE 4TH RESPONDENT DATED 8.10.13 SUBMITTED BY THE PETITIONER.**
- EXHIBIT P6. COPY OF THE LETTER DATED 26.8.14 ALONG WITH THE POSTAL RECEIPTS.**

RESPONDENT'S EXHIBITS:-

NIL

// True copy //

PA to Judge

das

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C). No. 15489 of 2015

Dated this the 23rd day of June, 2015

JUDGMENT

The petitioner, who was working as HSST (English) at ABV High School, Muhamma, had retired from service on superannuation on 31.03.2013. In the writ petition, she is aggrieved by the delay in the disbursement, by the respondents, of the pensionary benefits due to her. It is stated that, while pension and gratuity were paid to her by vide Ext.P2 payment order, the benefits under the Family Benefit Scheme, Group Insurance Scheme and Terminal Surrender of Earned Leave were not disbursed to the petitioner. Pointing out her grievance in this regard, she has preferred Ext.P6 representation before the 2nd, 3rd and 4th respondents, who are to look into the matter with regard to the various benefits that are due and payable to the petitioner. The limited prayer in the writ petition is for a direction to the said respondents to consider and pass orders on Ext.P6 after hearing the petitioner.

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

On a consideration of the facts and circumstances of the case and the submissions made across the bar, I dispose the writ petition with a direction to the 2nd, 3rd and 4th respondents to

consider and pass orders on Ext.P6, after hearing the petitioner, within a period of two months from the date of receipt of a copy of this judgment. The 2nd, 3rd and 4th respondents shall each deal with the particular benefits, with which they are concerned, and pass orders on the representation in respect of the said benefits. The petitioner shall produce a copy of the writ petition together with a copy of this judgment before the said respondents, for further action.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE

das