

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 28TH DAY OF SEPTEMBER 2015/6TH ASWINA, 1937

WP(C).No. 31532 of 2003 (D)

PETITIONER(S):

1. **C.T. JAMES
LINE ASSISTANT
ELECTRICITY DEPARTMENT
THRISSUR MUNICIPAL CORPORATION
THRISSUR**
2. **A.S. VASU, LINE ASSISTANT
ELECTRICITY DEPARTMENT
THRISSUR MUNICIPAL CORPORATION
THRISSUR**
3. **S.PRASAD, LINE ASSISTANT
ELECTRICITY DEPARTMENT
THRISSUR MUNICIPAL CORPORATION
THRISSUR.**

BY ADV. SRI.BENNY GERVACIS

RESPONDENT(S):

1. **THE DIRECTOR OF URBAN AFFAIRS
THIRUVANANTHAPURAM.**
2. **THE THRISSUR CORPORATION
ELECTRICITY DEPARTMENT
REPRESENTED BY THE SENIOR
SUPERINTENDENT-IN-CHARGE OF
ASSISTANT SECRETARY
THRISSUR MUNICIPAL CORPORATION
THRISSUR**
3. **THE THRISSUR MUNICIPAL CORPORATION
REP. BY THE SECRETARY
THRISSUR MUNICIPAL CORPORATION, THRISSUR**

**R,R3 BY ADV. SRI.K.P.VIJAYAN
R,R3 BY ADV. SRI.V.M.SYAM KUMAR
R,R3 BY ADV. SMT.KRIPA ELIZABETH MATHEWS
R,R1 BY ADV. GOVERNMENT PLEADER SRI. S. JAMAL
R,R2 BY ADV. SRI.V.N.HARIDAS
R BY SRI.T.PM.IBRAHIM KHAN, SC, FCI**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 28-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONERS EXHIBITS:

- EXT.P1 COPY OF THE ORDER DATED 24.8.03 ISSUED BY THE 1ST RESPONDENT.
- EXT.P2 COPY OF THE RECEIPTS DATED 17.09.03 ISSUED BY THE 2ND RESPONDENT.
- EXT.P3 COPY OF THE REPRESENTATION DATED 19.09.03 FILED BY THE 1ST PETITIONER BEFORE THE 1ST RESPONDENT.
- EXT.P3(A) COPY OF THE REPRESENTATION DATED 19.09.03 FILED BY THE 2ND PETITIONER BEFORE THE 1ST RESPONDENT.
- EXT.P3(B) COPY OF THE REPRESENTATION DATED 19.09.03 FILED BY THE 3RD PETITIONER BEFORE THE 1ST RESPONDENT.
- EXT.P4 COPY OF THE ORDER NO.E2(2) 6730/04 DATED 20.07.04 ISSUED BY THE 2ND RESPONDENT.

RESPONDENTS EXHIBITS:

- EXT.R3(A) COPY OF THE COMMUNICATION DATED 2.7.03 ADDRESSED TO THE MINISTER BY THE MAYOR OF THE CORPORATION.
- EXT.R3(B) COPY OF THE COMMUNICATION BEARING NO.DIR.MIS/E/TCR DTD.30.7.03 FROM THE CHAIRMAN OF THE K.S.E.BOARD TO THE CORPORATION.
- EXT.R3(C) COPY OF THE COMMUNICATION BEARING NO.G18/9/25/03 DATED 18.09.03 ADDRESSED TO THE 1ST RESPONDENT FROM MAYOR OF THE CORPORATION.
- EXT.R3(D) COPY OF THE REVISION PETITION SANS THE ANNEXURES FILED BY THE CORPORATION BEFORE THE GOVT. OF KERALA, MINISTRY OF URBAN AFFAIRS, THIRUVANANTHAPURAM.
- EXT.R3(E) COPY OF THE GOVT. ORDER VIZ., G.O(MS) 206/2004/LSGD DTD. 23.6.04 ISSUED BY THE GOVT. OF KERALA.
- EXT.R3(F) COPY OF THE REVIEW PETITION SANS THE EXHIBITS FILED BY THE CORPORATION BEFORE THE GOVT. OF KERALA, MINISTRY OF URBAN AFFAIRS, THIRUVANANTHAPURAM.

// TRUE COPY //

P.A TO JUDGE.

SB

K. VINOD CHANDRAN, J.

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W.P.(C) No.31532 of 2003 - D

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Dated this the 28th day of September, 2015

J U D G M E N T

The petitioners, who were working as a Line Assistants in the 2nd respondent Corporation had sought for promotion to the post of Overseer. However, the Corporation had taken a stand that since a staff pattern revision was sought for, there would be reduction in the post of Overseers and that in fact stood against the promotion of the petitioners. It is submitted that the 1st and 2nd petitioners have already been retired from the service and the 3rd petitioner is said to have been subsequently promoted to the post of Overseer.

Hence the writ petition would stand closed.

**Sd/-
K. VINOD CHANDRAN,
JUDGE**

SB

// true copy //

P.A to Judge.