

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYAISHTA, 1937

WP(C).NO. 16505 OF 2015 (K)

PETITIONER(S):

S.SREEKUMAR AGED 38 YEARS
SON OF SADASIVAN, AGED 38 YEARS
LOWER PRIMARY SCHOOL ASSISTANT, S.S.V.LOWER PRIMARY SCHOOL
KALLARA, P.O.KALLARA SOUTH, KOTTAYAM DISTRICT

BY ADVS.SRI.V.A.MUHAMMED
SRI.V.RAJASEKHARAN NAIR

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 INSTRUCTIONS
JAGATHY THIRUVANANTHAPURAM 695014

3. THE DEPUTY DIRECTOR OF EDUCATION
KOTTAUAM DISTRICT-685 001

4.THE ASSISTANT EDUCATIONAL OFFICER KURAVILANGAD,
KOTTAYAM DISTRICT-686633

5.THE MANAGER
S.S.V.U.P.SCHOOL, KALLARA
P.O.KALLARA SOUTH, KOTTAYAM-688 611

BY GOVERNMENT PLEADER SMT.LOWSY.A

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
03-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).NO. 16505 OF 2015 (G)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT P1.TRUE COPY OF THE APPOINTMENT ORDER OF THE PETITIONER DATED
12.10.2011

EXHIBIT P2.TRUE COPY OF THE ORDER NO.E-2217/K.DIS.2010 DATED
27.07.2011 OF THE 4TH RESPONDENT

EXHIBIT P3.TRUE COPY OF THE APPOINTMENT ORDER OF THE PETITIONER

EXHIBIT P4. TRUE COPY OF THE ORDER NO.H2/35920/2011/DPI DATED
19.11.2011 OF THE 2ND RESPONDENT

EXHIBIT P5. TRUE COPY OF THE G.O.(P) NO.10/10/G.EDN.DATED 12.01.2010
OF THE GOVERNMENT

EXHIBIT P6: TRUE COPY OF THE ORDER NO.E-3985/2009/D.DIS.DATED
29.09.2009 OF THE 4TH RESPONDENT

EXHIBIT P7: TRUE COPY OF THE STAFF FIXATION ORDER 2010-2011 OF THE
4TH RESPONDENT

EXHIBIT P8- TRUE COPY OF THE JUDGMENT IN 2.P(C) NO 4643/2012-E DATED
18.02.2015

EXHIBIT P9: TRUE COPY OF THE JUDGMENT IN W.P(C) NO.16337 OF 2009-J
DATED 09.07.2010

EXHIBIT P-10: TRUE COPY OF THE REVISION PETITION FILED BEFORE THE
GOVERNMENT DATED 15.05.2015.

RESPONDENT(S) ' EXHIBITS:NIL

//TRUE COPY//

P.A TO JUDGE

A.K.JAYASANKARAN NAMBIAR, J.

.....
W.P.(C).No.16505 of 2015-(K)
.....

Dated this the 3rd day of June, 2015

J U D G M E N T

The petitioner, who was appointed as L.P.S.A in the S.S.V Lower Primary School, Kallara with effect from 16.07.2009 against an additional division vacancy, is aggrieved by the action of the Assistant Educational Officer approving his appointment only with effect from 01.06.2011. In this connection, the petitioner has already approached the 1st respondent through Ext.P10 revision petition and the limited prayer of the petitioner in the writ petition is for a direction to the 1st respondent to consider and pass orders on Ext.P10 revision petition that has been preferred by him before the said respondent.

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

3. 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 1st respondent to consider and pass orders on Ext.P10 revision petition of the petitioner within a period of three months from the date of receipt of a copy of this judgment, after hearing the petitioner.

**A.K.JAYASANKARAN NAMBIAR
JUDGE**

