

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

MONDAY, THE 13TH DAY OF JULY 2015/22ND ASHADHA, 1937

WP(C).No. 16558 of 2015 (T)

PETITIONER(S):

**MANAGER, KUNNAMANGALAM ALP SCHOOL, AGED 59 YEARS
PO.KUNNAMANGALAM, KOZHIKODE 673 571.**

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

RESPONDENT(S):

- 1. STATE OF KERALA
REPRESENTED BY THE SECRETARY
PUBLIC EDUCATION DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM 695 303.**
- 2. DISTRICT EDUCATIONAL OFFICER
THAMARASSERY, KOZHIKODE**
- 3. ASSISTANT EDUCATIONAL OFFICER
KUNNAMANGALAM, KOZHIKODE**
- 4. REENA T.K
LPSA, KUNNAMANGALAM AUP SCHOOL, PO.KUNNAMANGALAM
KOZHIKODE 673 571.**

R BY GOVERNMENT PLEADER, SMT. M.J. RAJASREE

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
13-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1- TRUE COPY OF THE APPOINTMENT ORDER DATED 2.6.14**
- EXT.P2- A COPY OF THE REJECTION ORDER DATED 26.2.2015 ISSUED BY THE
3RD RESPONDENT**
- EXT.P3- A COPY OF THE INTERIM ORDER IN WA NO.812/2015 DATED 9.4.2015**
- EXT.P4- A COPY OF THE INTERIM ORDER IN WPC NO.708/15 DATED 9.1.2015**
- EXT.P5- TRUE COPY OF THE APPEAL DATED 23.3.2015 IS SUBMITTED BY THE
PETITIONER**

RESPONDENT(S)' EXHIBITS

nil

// True copy //

das

PA to Judge

A.K.JAYASANKARAN NAMBIAR, J.

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Dated this the 13th day of July, 2015

JUDGMENT

The petitioner is the Manager of the school. By an order dated 02.06.2014, he had appointed the 4th respondent as an LPSA in the school. When the letter of appointment was forwarded to the 3rd respondent, the 3rd respondent denied approval to the appointment by Ext.P2 order. It is submitted that, against Ext.P2 order, the petitioner has preferred Ext.P5 appeal before the 2nd respondent. The grievance in the writ petition is with regard to the non-consideration of Ext.P5 appeal by the 2nd respondent, despite the lapse of considerable time.

2. I have heard the learned counsel appearing for the petitioner as also the learned Government Pleader appearing for the 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 respondent to consider and pass orders on Ext.P5 appeal, within a period of one month from the date of receipt of a copy of this judgment, after hearing the

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petitioner and the 4th respondent. The petitioner shall produce a copy of the writ petition together with a copy of this judgment before the 2nd respondent, for further action.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE

das