

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

WEDNESDAY, THE 24TH DAY OF JUNE 2015/3RD ASHADHA, 1937

WP(C).NO. 18871 OF 2015 (H)

PETITIONER(S) :

K.P. NATARAJ, AGED 48 YEARS, S/O. LATE K.A. PAPU
ASSISTANT EXECUTIVE ENGINEER,
APDRP CONSTRUCTION DIVISION, POWER HOUSE BUILDING,
THIRUVANANTHAPURAM-695036 RESIDING AT TC 91/145/1,
KARIKKAKAM P.O., THIRUVANANTHAPURAM-695021

BY ADVS. SRI. NIDHI BALACHANDRAN
SRI. D. JAYAKRISHNAN

RESPONDENT(S) :

1. KERALA STATE ELECTRICITY BOARD (KSEB) LTD.
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR,
VYDYUTHIBHAVANAM, PATTOM, THIRUVANANTHAPURAM-695004
2. THE SECRETARY (ADMINISTRATION) AND CONVENOR,
DEPARTMENTAL PROMOTION COMMITTEE (HIGHER) FOR TECHNICAL OFFICERS
(ELECTRICAL) KERALA STATE ELECTRICITY BOARD (KSEB) LTD,
VYDYUTHIBHAVANAM, PATTOM, THIRUVANANTHAPURAM-695004

BY SRI. K. S. ANIL, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
24-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).NO. 18871 OF 2015 (B)

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF LETTER NO.ESTT.III/DPC//2015 DATED 16.12.2014

EXT.P2: TRUE COPY OF SELECT LIST BO(FTD) NO.290/2015
(ESTT.III/DPC//2015) DATED 03.02.2015

EXT.P3: TRUE COPY OF JUDGMENT DATED 16.03.2015 IN CC 94/2008

EXT.P4: TRUE COPY OF REPRESENTATION DATED 29.05.2015

EXT.P5: TRUE COPY OF ORDER NO.BO(FTD) NO.1485/2015 (ESTT.III/1611/2015)
DATED 17.06.2015

EXT.P6: TRUE COPY OF REPRESENTATION DATED 22.06.2015

RESPONDENTS' EXHIBITS: NIL

//TRUE COPY//

P A TO JUDGE

A.K.JAYASANKARAN NAMBIAR, J.

.....
W.P.(C).No.18871 of 2015

.....
Dated this the 24th day of June, 2015

JUDGMENT

The petitioner, who is an Assistant Executive Engineer, is aggrieved by the fact that he was not included in the select list to the post of Executive Engineer. It is his specific case in the writ petition that, while there was an enquiry against him earlier, he was since acquitted by Ext.P3 judgment, and therefore, as of today, there is no bar in considering him for the promotion. Highlighting his grievance, the petitioner has preferred Exts.P4 and P6 representation before the 2nd respondent and the limited prayer in the writ petition is for a direction to the 2nd respondent to consider and pass orders on Exts.P4 and P6 representation after hearing the petitioner.

2. I have heard the learned counsel for the petitioner and the learned Standing counsel 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 Exts.P4 and P6 representation, after hearing the petitioner, within a period of two months from the date of receipt of a copy of

this judgment. The petitioner shall produce a copy of the writ petition along with a copy of this judgment before the 2nd respondent for further action.

A.K.JAYASANKARAN NAMBIAR
JUDGE

mns