

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. 22752 of 2013 (T)

PETITIONER(S):

**1.KISHOR ANTONY,S/O.T.J.ANTONY, AGED 38 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
ST.MICHAEL'S GIRLS HIGHER SECONDARY SCHOOL,
WEST HILL P.O., KOZHIKODE. PIN: 373005.**

**2.BEJOY JOYCE,S/O.JOY SEBASTIAN, AGED 36 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
ST.MICHAEL'S GIRLS HIGHER SECONDARY SCHOOL,
WEST HILL P.O., KOZHIKODE. PIN:373005.**

**3.ROSE MARY P.M., W/O.SEBI THOMAS, AGED 33 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
ST.MICHAEL'S GIRLS HIGHER SECONDARY SCHOOL,
WEST HILL P.O., KOZHIKODE. PIN:373005.**

**4.FEMI MICHAEL, W/O.DANLY LEO DANIEL, AGED 30 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
ST.MICHAEL'S GIRLS HIGHER SECONDARY SCHOOL,
WEST HILL P.O., KOZHIKODE. PIN:373005.**

**5.RONEY ABRAHAM,S/O.ABRAHAM P.J., AGED 33 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
HIGHER SECONDARY SCHOOL, KERALASSERY,
KERALASSERY P.O., PALAKKAD DISTRICT PIN:678641.**

**6.SAVITHRY C.S., W/O.SAMBHU Y, AGED 52 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
HIGHER SECONDARY SCHOOL, KERALASSERY,
KERALASSERY P.O., PALAKKAD DISTRICT PIN:678641.**

**7.TESSY MATHES, W/O.VINOY T.F.,AGED 40 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
ST. THOMAS HIGHER SECONDARY SCHOOL,
NADAVAYAL P.O., PANAMARAM, WAYANAD DISTRICT**

**8.SREEVIDYA P.V.,D/O.K.C.NANU NAMBIAR, AGED 34 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
CHEMBILODE HIGHER SECONDARY SCHOOL,
THALAVIL, PODUVACHERY P.O., KANNUR DISTRICT PIN: 670621.**

**9.ANILKUMAR V.,S/O.RAGHAVAN, AGED 48 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
CHEMBILODE HIGHER SECONDARY SCHOOL,
THALAVIL, PODUVACHERY P.O., KANNUR DISTRICT PIN: 670621.**

**10.GAYATHRI NALLAKANDY PAREMMEL,D/O.E.P.LAKSHMANAN,
AGED 31, HIGHER SECONDARY SCHOOL TEACHER, CHEMBILODE
HIGHER SECONDARY SCHOOL, THALAVIL, PODUVACHERY P.O.,
KANNUR DISTRICT PIN: 670621.**

**11.JEENA.V.P.,W/O.K.C.RAJEEVAN, AGED 32 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
CHEMBILODE HIGHER SECONDARY SCHOOL,
THALAVIL, PODUVACHERY P.O., KANNUR DISTRICT PIN: 670 621.**

**12.SEENA E.P., W/O.SHAJI K., AGED 33 YEARS,
HIGHER SECONDAR SCHOOL TEACHER, CHEMBILODE HIGHER
SECONDARY SCHOOL, THALAVIL, PODUVACHERY P.O.,
KANNUR DISTRICT PIN: 670621.**

**13.VASANTHI P., W/O.CHANDRAN, AGED 54 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M.HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT PIN: 673523.**

**14.SHABIN AVALATH, S/O.POCKER A., AGED 27 YEARS,
HIGHER SECONDARY SCHOOL TEACHER,
B.T.M. HIGHER SECONDARY SCHOOL, THURAYUR,
PAYYOLI ANGADY, KOZHIKODE DISTRICT. PIN: 673523.**

**15.RAJEENA K.P., D/O.ABDUL GAFOOR NEELOTH, AGED 31 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M. HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT PIN: 673523.**

**16.SANDHYA P.DAS, W/O.SUNIL KUMAR C., AGED 31 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M. HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT. PIN: 673 523.**

**17.ANURAJ V.,S/O.NARAYANAN NAIR, AGED 30 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M. HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT PIN: 673523**

**18.PRATHIBHA K.C., W/O.SUNIL KUMAR P P., AGED 34 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M. HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT PIN: 673523.**

**19.SUJITH N., S/O.GOPALAN N., AGED 33 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M. HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT. PIN:673 523.**

**20.SHAMINA P., W/O.SHAHANAS I.K., AGED 30 YEARS,
HIGHER SECONDARY SCHOOL TEACHER, B.T.M. HIGHER
SECONDARY SCHOOL, THURAYUR, PAYYOLI ANGADY,
KOZHIKODE DISTRICT PIN: 673523.**

**BY ADVS.SRI.K.T.SHYAMKUMAR
SRI.HARISH R. MENON**

RESPONDENT(S):

**1.STATE OF KERALA,
REPRESENTED BY ITS SECRETARY TO GOVERNMENT,
GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM PIN:695 001.**

**2.DIRECTOR OF HIGHER SECONDARY EDUCATION,
SANTHI NAGAR, THIRUVANANTHAPURAM PIN:695001**

**3.REGIONAL DEPUTY DIRECTOR OF EDUCATION,
KOZHIKODE PIN 670 001.**

**4.REGIONAL DEPUTY DIRECTOR OF EDUCATION,
REGIONAL OFFICE, EDAPALLY P.O., ERNAKULAM. PN:682 024.**

**R1-R4 BY GOVERNMENT PLEADER SRI.RINNY STEPHEN
CHAMAPARAMBIL**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
24-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

W.P.(C).NO.22752/2013

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF GO(MS) NO.128/2010/G.EDN. DATED 20.7.2010 ISSUED BY THE 1ST RESPONDENT.

EXT.P2: COPY OF GO(MS) NO.211/2011/G.EDN. DATED 24.10.2011.

EXT.P3: COPY OF GO(MS) NO.76/2013/G.EDN. DATED 23.2.2010.

EXT.P4: COPY OF GO(MS) NO.261/2001/G.EDN. DATED 17.8.2001.

EXT.P5: COPY OF GO(MS) NO.466/05/G.EDN. DATED 31.12.2005.

EXT.P6: COPY OF GO(MS) NO.28/2007/G.EDN. DATED 7.2.2007.

RESPONDENTS EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

A.K.JAYASANKARAN NAMBIAR, J.

W.P.(C).NO.22752 OF 2013 (T)

Dated this the 24th day of June, 2015

J U D G M E N T

The issue involved in the writ petition is squarely covered in favour of the petitioners by the judgment of this Court dated 19.9.2014 in W.P.(C).No.20849/2013. Accordingly, Ext.P3 Government Order, in its application to the petitioners, shall have effect from the commencement of the academic year 2011-12 and subject to physical verification as to whether the petitioners qualify to hold the post of HSST in terms of Rule 1 (d) of Chapter XXXII of the Kerala Education Rules.

The writ petition is disposed as above.

**A.K.JAYASANKARAN NAMBIAR
JUDGE**

prp