

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 1ST DAY OF SEPTEMBER 2015/10TH BHADRA, 1937

WP(C).No. 30598 of 2005 (P)

PETITIONER(S):

- 1. CHERIYAN C.J., CHIRATTSKATTIL HOUSE,
P.O.KAVUMMANNAM, KALPETTA, WAYAND.**
- 2. T.J.KURIAKOSE, OLIVUMALA P.O.,
CHUNDALE.**
- 3. BOSE M.K., MANDIYIL HOUSE,
P.O.THOMMARIMALA, SULTHAN BATHERY.**

**BY ADVS.SRI.SIBY MATHEW
SRI.A.A.MOHAMMED NAZIR**

RESPONDENT(S):

- 1. THE BRANCH MANAGER,
STATE BANK OF INDIA, KAINATTY, NORTH KALPETTA
WAYANAD.**
- 2. THE CHIEF MANAGER,
PER & HRD, STATE BANK OF INDIA, ZONAL OFFICE
SHANMUGHAM ROAD, ERNAKULAM-682 031.**

ADDITIONAL RESPONDENTS*

- R3. VISWANATHAN V.G, SON OF GANGADHARAN NAIR
DEEPAK SADAN, MANIYANCODE P.O, KALPETTA.**
- R4. JOSE XAVIER, ARAKKAL HOUSE, CHUNDALE .P.O.
WYNADU (DIST.) PIN - 673 123.**
- R5. JOSE M.J, MALIYAKKAL HOUSE
KUMLERI P.O, MEENANGADI.**

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- R6 SAIDALAVI M.P
MANA PARAMBIL HOUSE
VARAYAL P.O, MANANTHAVADY.**
- R7. VENUGOPAL P.B
PAYYANTHATTIL HOUSE
THAZHAMUNDA P.O.
KANICHIRA.**
- R8. GEORGE C.A.
CHAZHOOR HOUSE, CHEERAL P.O.KAVUMMANNAM**
- R9. C.D VARGHESE
CHOKKATTU HOUSE
CHENNALODE P.O, KALPETTA (VIA)**

(IMPEADED AS PER DATED 16.06.2006 IN I.A NO. 8039 / 2006)

**R,R2 BY ADV. SRI.P.G.PARAMESWARA PANICKER (SR.)
R,R2 BY ADV. SRI.P.GOPAL
R,ADDL.R BY ADV. SRI.M.A.FIROZ
R BY SRI.P.G.P.PANICKER SC FOR SBI**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 01-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONERS EXHIBITS:

- EXT.P1** COPY OF LETTER DATED 24.9.03 ISSUED BY THE 1ST RESPONDENT TO THE 1ST PETITIONER.
- EXT.P2** COPY OF EXPERIENCE CERTIFICATE ISSUED BY THE RESPONDENT TO THE 1ST PETITIONER.
- EXT.P3** COPY OF LETTER DATED 6.10.04 ISSUED BY THE 1ST RESPONDENT.
- EXT.P4** COPY OF EXPERIENCE CERTIFICATE DATED 10.8.05 ISSUED BY THE 1ST RESPONDENT TO THE 1ST PETITIONER.
- EXT.P5** COPY OF EXPERIENCE CERTIFICATE DATED 10.5.05 ISSUED BY THE 1ST RESPONDENT TO THE 2ND PETITIONER.
- EXT.P6** COPY OF LETTER DATED 2.8.05 ISSUED BY THE 1ST RESPONDENT.

RESPONDENTS EXHIBITS

- EXT.R2(A)** COPY OF THE COMPREHENSIVE GUIDELINES FOR RECRUITMENT OF ARMED GUARDS IN PERMANENT VACANCIES DATED 21.07.02.
- ANNEXURE R3(A)** COPY OF THE SELECT LIST PUBLISHED IN THE NOTICE BOARD. STATE BANK OF INDIA, ZONAL OFFICE, ERNAKULAM.
- ANNEXURE R3(B)** COPY OF SECURITY TRAINING CERTIFICATE DATED 28.2.98.
- ANNEXURE R3(C)** COPY OF THE PETITIONER'S LIST.

// TRUE COPY //

P.A TO JUDGE.

SB

K. VINOD CHANDRAN, J.

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Dated this the 1st day of September, 2015

J U D G M E N T

The petitioners filed the above writ petition, claiming preference in the selection of Armed Guards, which was notified by the respondent Bank. The petitioners were engaged as temporary hands and it is on that basis that they make the preferential claim. In any event, on the filing of the writ petition on 12.11.2005, there was an interim order passed stipulating that there shall be no temporary engagement in replacement of the petitioners' claim.

2. The learned Counsel appearing for the respondent Bank submits that after the writ petition was filed, selection was made as per a notification, in which the petitioners were also permitted to participate in the selection, subject however to their eligibility. In any event, the selection having been completed 10

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years back and no challenge having been made against the same, the consideration of the above writ petition would be a mere academic exercise.

The writ petition would stand closed.

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

SB

// true copy //

P.A to Judge.

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