

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

FRIDAY, THE 25TH DAY OF SEPTEMBER 2015/3RD ASWINA, 1937

WP(C).No. 20559 of 2015 (T)

PETITIONER(S):

**C.SUKUMARAN, AGED 63 YEARS
S/O. ACHUTHAN
PRESENTLY RESIDING AT VAYALAMBRAN HOUSE
KUTTIMAKKOOL, THIRUVANGAD POST, THALASSERY 670 103
KANNUR DISTRICT**

BY ADV. SRI.R.SURENDRAN

RESPONDENT(S):

- 1. THE SECRETARY, THALASSERY MUNICIPALITY
THALASSERY, PIN-670 101, KANNUR DISTRICT**
- 2. THALASSERY MUNICIPALITY, REPRESENTED BY
THE SECRETARY, THALASSERY MUNICIPALITY
THALASSERY PIN-670101, KANNUR DISTRICT**
- 3. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE
GOVERNMENT
DEPARTMENT OF URBAN AFFAIRS, SECRETARIAT
THIRUVANANTHAPURAM 695001**

**R1-R2 BY ADV. SRI.I.V.PRAMOD
R BY GOVERNMENT PLEADER**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C).No. 20559 of 2015 (T)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1: TRUE COPY OF ORDER DATED 16.8.2013 ISSUED BY THE 1ST
RESPONDENT**

RESPONDENT(S)' EXHIBITS: NIL

// TRUE COPY //

P.A TO JUDGE.

SB

K. VINOD CHANDRAN, J.

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W.P.(C) No.20559 of 2015 - T

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Dated this the 25th day of September, 2015

J U D G M E N T

The petitioner, a Municipality contingent worker, seeks for payment of commutation of pension and D.A arrears.

2. The learned Counsel appearing for the 2nd respondent submits that the payment is not made only due to the financial stringency of the Municipality. In any event, the retired employee also has to survive and in such circumstance, the Municipality shall pay 50% of the amounts due within three months and the balance 50% shall be paid within three months thereafter.

The writ petition is disposed of with the above directions.

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

SB

// true copy //

P.A to Judge.