

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

FRIDAY, THE 17TH DAY OF JULY 2015/26TH ASHADHA, 1937

WP(C).No. 21574 of 2015 (V)

PETITIONER(S):

**K.PRIMESON AGED 49 YEARS, HIGHER SECONDARY
SCHOOL TEACHER, PMSAM HIGHER SECONDARY SCHOOLS
CHEMMANKADAVU, PO KODUR 676 504, MALAPPURAM DISTRICT**

BY ADV. SRI.V.RAJENDRAN

RESPONDENT(S):

- 1. STATE OF KERALA REPRESENTED BY THE SECRETARY TO
GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM - 695 001**
- 2. THE DIRECTOR OF HIGHER SECONDARY EDUCATION,
HIGHER SECONDARY DIRECTORATE,
THIRUVANANTHAPURAM - 695 001**
- 3. REGIONAL DEPUTY DIRECTOR, HIGHER SECONDARY
EDUCATION, KOZHIKODE - 673 003**
- 4. THE MANAGER, PMSAM HIGHER SECONDARY SCHOOL
CHEMMANKADAVU, PO KODUR - 676 504, MALAPPURAM DISTRICT**

R BY GOVERNMENT PLEADER, SMT. SOBHA ANNAMMA EAPPEN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
17-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS :

- EXT.P1 TRUE COPY OF THE PROCEEDINGS DATED 27.12.2011 OF THE 3RD RESPONDENT.
- EXT.P2 TRUE COPY OF THE GOVERNMENT ORDER (GO(MS) No.76/2013/G.EDN DATED 23.02.2013.
- EXT.P3 TRUE COPY OF THE PROCEEDINGS DATED 05.12.2013 OF THE 2ND RESPONDENT.
- EXT.P4 TRUE COPY OF THE REPRESENTATION DATED 02.04.2014 OF THE PETITIONER TO THE 1ST RESPONDENT.
- EXT.P5 TRUE COPY OF THE JUDGMENT DATED 24.09.2014 IN WP(C) No.24800/2014 OF THIS COURT.
- EXT.P6 TRUE COPY OF THE JUDGMENT DATED 19.09.2014 IN WP(C). No.20849/2013 OF THIS COURT.
- EXT.P7 TRUE COPY OF THE GOVERNMENT ORDER (GO(RT) No.2094/2015/G.EDN. DATED 29.05.2015.

RESPONDENT'S EXHIBITS:-

NIL

// True copy //

PA to Judge

das

A.K.JAYASANKARAN NAMBIAR, J.

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W.P.(C). No. 21574 of 2015

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Dated this the 17th day of July, 2015

JUDGMENT

The issue involved in the writ petition is squarely covered in favour of the petitioner by Ext.P6 judgment of this Court. Accordingly, Ext.P7 order passed against the petitioner shall stand quashed and Ext.P2 Government Order in its application to the petitioner shall have effect from the commencement of the academic year 2011-2012 and subject to physical verification as to whether the petitioner qualifies to hold the post of HSST in terms of Rule 1 (d) of Chapter XXXII of the KER.

The writ petition is allowed as above.

Sd/-

A.K.JAYASANKARAN NAMBIAR
JUDGE

das