

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 28TH DAY OF SEPTEMBER 2015/6TH ASWINA, 1937

WP(C).No. 28081 of 2015 (I)

PETITIONER(S):

UPENDRANATHAN NAIR K AGED 58 YEARS
SPECIAL GRADE ATTENDENT
THE KERALA STATE FINANCIAL ENTERPRISES LTD.
THADIYOOR BRANCH, PATHANAMTHITTA DISTRICT
(AJEESH BHAVAN, THADIYOOR PO, PIN-689 545
PATHANAMTHITTA DISTRICT)

BY ADVS.SRI.T.A.SHAJI (SR.)
SRI.DARSAN SOMANATH
SMT.NAMITHA JYOTHISH

RESPONDENT(S):

1. STATE OF KERALA
REPRESENTED BY THE CHIEF SECRETARY
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM
PIN-695 001.
2. THE PRINCIPAL SECRETARY TO GOVERNMENT
FINANCE DEPARTMENT, THIRUVANANTHAPURAM, PIN-695 001.
3. THE PRINCIPAL SECRETARY TO GOVERNMENT
TAXES DEPARTMENT, THIRUVANANTHAPURAM, PIN-695 001.
4. THE KERALA STATE FINANCIAL ENTERPRISES LTD.
BHADRATHA, PB NO.510, MUSEUM ROAD
THRISSUR-680 020
REPRESENTED BY ITS MANAGING DIRECTOR.
5. THE MANAGING DIRECTOR
THE KERALA STATE FINANCIAL ENTERPRISES LTD.BHADRATHA
PB NO.510, MUSEUM ROAD, THRISSUR-680 020

R1-R3 BY GOVERNMENT PLEADER SMT M J RAJASREE
R4 &R5BY SRI.M.GOPIKRISHNAN NAMBIAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
28-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1- TRUE COPY OF THE MINUTES OF THE 460TH MEETING OF BOARD OF DIRECTORS OF THE 4TH RESPONDENT DATED 25-06-14.

EXHIBIT P2- TRUE COPY OF THE COMMON JUDGMENT DATED 11-02-2015 IN WPC NO. 16562 OF 2014 OF THIS HON'BLE COURT.

EXHIBIT P3- TRUE COPY OF THE G.O.(RT)NO. 340/2015/TD DATED 20-05-2015.

EXHIBIT P4- TRUE COPY OF THE JUDGMENT DATED 28-07-2015 IN WPC NO. 22188 OF 2015 OF THIS HON'BLE COURT.

RESPONDENT(S)' EXHIBITS: NIL

TRUE COPY

P.A TO JUDGE

jma

K. VINOD CHANDRAN, J

W.P(C) No. 28081 of 2015

Dated this the 28th day of September, 2015

J U D G M E N T

The petitioner in the above writ petition seeks similar relief as in Ext.P4. In Ext.P4 the employees similar to the petitioner who were to be retired at the age of 58 were permitted continuance till the Government takes a decision on the question of revision of the date of superannuation based on the directions in W.P(C) No.16562/2014. The Government is yet to take a decision and in such circumstance, the very same directions shall apply to the petitioner herein. The petitioner shall also be continued with 50%of salary as subsistence allowance till a decision is taken by the Government or the petitioner attains the age of 60 years, whichever is earlier. The question of adjustment of payments made to the petitioner as per the directions above, shall also be left to the Government.

Writ petition is disposed of.

Sd/-
(K. VINOD CHANDRAN, JUDGE)

jma

P.A to Judge