

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

FRIDAY, THE 18TH DAY OF SEPTEMBER 2015/27TH BHADRA, 1937

WP(C).No. 28321 of 2015 (M)

PETITIONER(S):

H.ANANDAN, AGED 47 YEARS
2ND GRADE DRIVER
KERALA STATE ROAD TRANSPORT CORPORATION
CHERTHALA DEPOT.

BY ADV. SRI.V.N.SUNIL KUMAR

RESPONDENT(S):

1. KERALA STATE ROAD TRANSPORT CORPORATION
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR
TRANSPORT BHAVAN, EAST FORT
THIRUVANANTHAPURAM - 695 023.
2. CHAIRMAN AND MANAGING DIRECTOR
KERALA STATE ROAD TRANSPORT CORPORATION
TRANSPORT BHAVAN, EAST FORT,
THIRUVANANTHAPURAM - 695 023.
3. DISTRICT TRANSPORT OFFICER
KERALA STATE ROAD TRANSPORT CORPORATION
ERNAKULAM PIN 682 013.

R BY SRI.M.GOPIKRISHNAN NAMBIAR, SC, KSRTC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
18-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C) No.28321 OF 2015

PETITIONER(S) EXHIBITS

- EXHIBIT P1 : TRUE COPY OF DUTY PASS ISSUED TO THE PETITIONER BY THE ASSISTANT TRANSPORT OFFICER, K.S.R.T.C., CHERTHALA.
- EXHIBIT P2 : TRUE COPY OF ORDER DATED 26/6/2015 IN DISCIPLINARY PROCEEDINGS NO.V.L.E.5/001017/12
- EXHIBIT P3 : TRUE COPY OF APPEAL SUBMITTED BY THE PETITIONER DATED 30.7.2015 AGAINST ORDER NO.V.L.E.5/001017/12.
- EXHIBIT P4 : TRUE COPY OF PAY SLIP OF THE PETITIONER FOR THE MONTH AUGUST, 2015.
- EXHIBIT P5 : TRUE COPY OF MEMORANDUM ISSUED BY THE K.S.R.T.C. AS NO.ML.5/048211/12 DATED 31.12.2013.
- EXHIBIT P6 : TRUE COPY OF THE REPAIR INVOICE, FURNISHED BY VISTA DRIVE IN MOTORS PVT. LTD., VOLVO SERVICE DEALER, UDYOGAMANDAL, ERNAKULAM.

RESPONDENT(S) EXHIBITS

NIL.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.28321 of 2015

Dated this the 18th day of September, 2015

J U D G M E N T

The petitioner has filed Ext.P3 appeal against Ext.P2 order directing the damages to be recovered from him. The petitioner relies on Ext.P5 memorandum to the effect that only the value of the materials (and not labour charge) can be realised if at all any.

2. I direct the second respondent to consider Ext.P3 appeal with due advertance to Ext.P5 memorandum. The needful shall be done with notice to the petitioner within a period of two months.

3. The coercive steps as against the petitioner pursuant to Ext.P2 order shall be put on hold till orders are passed on Ext.P3 appeal as directed above.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.