

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 23RD DAY OF SEPTEMBER 2015/1ST ASWINA, 1937

WP(C).No. 28800 of 2015 (Y)

PETITIONERS:

1. **DIJIN DAS K.M.**
DEESHMA NIVAS, THEZHUTHUMKANDI
NALLOOR P.O., FEROOK,
KOZHIKODE - 673 631
(MECHANIC, KSRTC, NORTH PARAVOOR DEPOT)
2. **BESTIN METHALA**
METHALA HOUSE, V.R. PURAM P.O.
CHALAKUDY, THRISSUR DISTRICT - 680 722
(MECHANIC, KSRTC, NORTH PARAVOOR DEPOT)
3. **RAJESH M.**
PUNNASSERY KANDY VEEDU,
KEEZHPARAMPU PO
MALAPPURAM DISTRICT - 673 634
(MECHANIC, KSRTC, NORTH PARAVOOR DEPOT)
4. **SANGEETH T.P.**
THAMPINTE PURAYIL, KOLLAM P.O.
KOYILANDY
KOZHIKODE DISTRICT - 673 307
5. **JOMON**
PONNITTUSERIL
S.L. PURAM P.O.
ALAPPUZHA DISTRICT - 688 523
(CHARGEMAN, KSRTC, NORTH PARAVOOR DEPOT)

BY ADV. SRI.N.SASIDHARAN UNNITHAN

RESPONDENTS:

1. **KERALA STATE ROAD TRANSPORT CORPORATION**
REP. BY THE MANAGING DIRECTOR
FORT, THIRUVANANTHAPURAM - 695 023
2. **ASSISTANT TRANSPORT OFFICER**
KSRTC, NORTH PARAVOOR DEPOT
ERNAKULAM DISTRICT - 689 696

BY SRI.M.GOPIKRISHNAN NAMBIAR, SC, KSRTC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : COPY OF THE DUTY PASS ISSUED TO THE 1ST PETITIONER FROM THE KSRTC**
- P2 : COPY OF THE DUTY PASSED ISSUED TO THE 2ND PETITIONER FROM THE KSRTC**
- P3 : COPY OF THE DUTY PASS ISSUED TO THE 3RD PETITIONER FROM THE KSRTC**
- P4 : COPY OF THE DUTY PASS ISSUED TO THE 4TH PETITIONER FROM THE KSRTC**
- P5 : COPY OF THE DUTY PASS ISSUED TO THE 5TH PETITIONER FROM THE KSRTC**
- P6: COPY OF THE NOTICE DATED 2.9.2015 OF THE SECOND RESPONDENT**
- P7: COPY OF THE MEMO DATED 31.08.2015 OF THE SECOND RESPONDENT**
- P8: COPY OF THE REPRESENTATION DATED 7.9.2015 OF THE PETITIONERS SENT TO 2ND RESPONDENT**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 28800 OF 2015

Dated this the 23rd day of September, 2015

JUDGMENT

The petitioners are threatened with recovery from pay under Exts. P6 and P7 notices. The petitioners contend that no charge sheet was issued nor an opportunity to submit explanation granted. The petitioners have at any rate submitted Ext. P8 representation to the second respondent.

2. I direct the second respondent to consider Ext. P8 representation with notice to the petitioners. The needful shall be done within a period of one month from the date of receipt of a copy of this judgment.

3. No recovery from the pay of the petitioners pursuant to Exts. P6 and P7 notices shall be effected till orders are passed on Ext. P8 representation as directed above.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS