

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE MR.ASHOK BHUSHAN
&
THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE**

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

WP(C).No. 29110 of 2015 (S)

PETITIONER :

**LAW STUDENTS ORGANISATION (T.NO.533/10)
CHANJAM VEEDU, AVENNUE
MALLOOR ROAD, VANCHIYOOR
TRIVANDRUM, PIN – 695 035
REPRESENTED BY ITS SECRETARY
PADMAJA DEVI, AGED 50
D/O. SANTHAKUMARI AMMA.**

**BY ADVS.SRI.M.DINESH
SRI.R.SANTHOSH (VARKALA)
SRI.AUM MANGALASSERRY**

RESPONDENT(S) :

- 1. THE RESIDENT COMMISSIONER
GOVERNMENT OF KERALA, KERALA HOUSE
TRAVANCORE PALACE, KG MARG
NEW DELHI – 110 001.**
- 2. THE SECRETARY
DEPARTMENT OF GENERAL ADMINISTRATION (POLITICAL DEPARTMENT)
STATE SECRETARIAT, THIRUVANANTHAPURAM – 695 001.**
- 3. THE CONTROLLER
KERALA HOUSE, TRAVANCORE PALACE
KG MARG, NEW DELHI – 110 001.**
- 4. STATE OF KERALA
REPRESENTED BY CHIEF SECRETARY
STATE SECRETARIAT, THIRUVANANTHAPURAM – 695 001.**

**BY ADDL. ADVOCATE GENERAL SRI.BABU VARGHESE
BY SR. GOVT. PLEADER SRI. VIJU ABRAHAM**

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

Mn

...2/-

APPENDIX

PETITIONER'S EXHIBITS :

- EXT.P1 : THE NOTICE NO. 946/RC2/2014 DATED 5.9.2014 CONTAINING THE DRAFT LIST OF THE DAILY WAGES EMPLOYEES.
- EXT.P2 COPY OF THE CHART.
- EXT.P3 COPY OF THE G.O.(MS) NO. 209/81/GAD DATED 30.6.1981.
- EXT.P4 COPY OF THE G.O.(MS) NO. 360/04 GAD DATED 22.12.2004.
- EXT.P5 COPY OF THE SAID G.O.(MS) NO. 5/2006/TSM DATED 4.1.2006.
- EXT.P6 COPY OF THE APPLICATION FILED UNDER RTI ACT.
- EXT.P7 REPLY LETTER DATED 16.6.2015 AS PER RTI ACT.
- EXT.P8 COPY OF THE G.O.(MS) NO. 112/2012/GAD DATED 17.5.2012.
- EXT.P9 COPY OF THE G.O.(MS) NO. 180/2013/GAD DATED 20.6.2013.
- EXT.P10 COPY OF THE LETTER NO. 251/C3/14/KH DATED 31.1.2014.
- EXT.P11 COPY OF THE AFORESAID G.O. (MS) NO. 241/2015/GAD DATED 19/9/2015.

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

ASHOK BHUSHAN, CJ

&

A.M.SHAFFIQUE, J.

W.P.C.No.29110 of 2015

Dated this the 28th day of September 2015

J U D G M E N T

Ashok Bhushan, CJ

Heard the learned counsel for the petitioner.

2. This writ petition has been filed as a public interest litigation inter alia praying for quashing Ext.P1, a draft list of daily wage employees working in various offices under the administrative control of the Resident Commissioner, Kerala House, New Delhi. In essence, the writ petition raises issues pertaining to service matters.

3. It is well settled that public interest litigation should not be entertained in service matters and the parties should be left to agitate their rights in accordance with law.

We are of the view that this writ petition which raises service matter cannot be entertained as a public interest litigation and hence the writ petition is dismissed.

(sd/-)

(ASHOK BHUSHAN, CHIEF JUSTICE)

(sd/-)

(A.M.SHAFFIQUE, JUDGE)

jsr/28/09/2015

