

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 25TH DAY OF MARCH 2015/4TH CHAITHRA, 1937

WP(C).No. 29348 of 2014 (P)

PETITIONERS:

- 1. M. BENNY
MUNDUCHIRA, KALAVAMKOTTAM.P.O., CHERTHALA
ALAPPUZHA DISTRICT.**
- 2. P. SANU,
KOVILAKATH VELI, THIRUNALLOOR.P.O., CHERTHALA
ALAPPUZHA DISTRICT.**
- 3. K.V. CHANDRA BOSE,
KALLUPARAMBIL VEEDU, KOKKOTHAMANGALAM.P.O., CHERTHALA
ALAPPUZHA DISTRICT.**
- 4. SANTHOSH C.M.
SANTHOSH NIVAS, THURAVUR.P.O., CHERTHALA
ALAPPUZHA DISTRICT.**
- 5. K. BAIJU,
NEDUNGATTU VELI, VARANADU.P.O., CHERTHALA
ALAPPUZHA DISTRICT-688539.**
- 6. P.SANTHOSH KUMAR,
KIZHAKKE CHAKKANATTUCHIRA, MUTTATHIPARAMBU.P.O.
CHERTHALA, ALAPPUZHA DISTRICT.**
- 7. M.E. MATHACHAN,
MUTHUVEEDU, ARTHINKAL.P.O., CHERTHALA
ALAPPUZHA DISTRICT-688530.**
- 8. SATHYAPRASAD.K.,
PADINJARE VELI, VARANADU.P.O., CHERTHALA
ALAPPUZHA DISTRICT-688539.**
- 9. T.V. VIJAYAN,
THYKODATHIL, PATTANAKAD.P.O., CHERTHALA
ALAPPUZHA DISTRICT.**

BY ADV. SRI.O.D.SIVADAS

RESPONDENTS:

- 1. KERALA STATE ROAD TRANSPORT CORPORATION
TRANSPORT HOUSE, THIRUVANANTHAPURAM
REPRESENTED BY ITS MANAGING DIRECTOR-685001.**
- 2. ASSISTANT TRANSPORT OFFICER,
CHERTHALA, ALAPPUZHA DISTRICT-688539.**

*** R3 TO R15 IMPEADED**

- 3. THE MANAGING DIRECTOR, KERALA STATE ROAD TRANSPORT CORPORATION TRANSPORT HOUSE, THIRUVANANTHAPURAM - 695 001**
- 4. ASSISTANT TRANSPORT OFFICER, KSRTC, CHEGANNUR ALAPPUZHA - 689 121**
- 5. ASSISTANT TRANSPORT OFFICER, KSRTC, MAVELIKKARA ALAPPUZHA - 690 101**
- 6. ASSISTANT TRANSPORT OFFICER, KSRTC, KAYAMKULAM ALAPPUZHA - 690 502**
- 7. AJAYAKUMAR E.V., DRIVER GRADE I, KSRTC DEPOT MAVELIKARA, ALAPPUZHA - 690 101**
- 8. AJAYAKUMAR N.S., DRIVER GRADE I, KSRTC DEPOT MAVELIKARA, ALAPPUZHA - 690 101**
- 9. AJITHKUMAR V.V., DRIVER GRADE I, KSRTC DEPOT MAVELIKARA, ALAPPUZHA - 690 101**
- 10. SIVARAJAN V, DRIVER GRADE I, KSRTC DEPOT KAYAMKULAM, ALAPPUZHA - 690 502**
- 11. RADHAKRISHNAN P.T, DRIVER GRADE I, KSRTC DEPOT KAYAMKULAM, ALAPPUZHA - 690 502**
- 12. JOSEPH M. DRIVER GRADE I, KSRTC DEPOT KAYAMKULAM, ALAPPUZHA - 690 502**
- 13. APPACHAN V.O., DRIVER GRADE I, KSRTC DEPOT KAYAMKULAM, ALAPPUZHA - 690 502**
- 14. HARIKUMAR P., DRIVER GRADE I, KSRTC DEPOT KAYAMKULAM, ALAPPUZHA - 690 502**
- 15. NADARAJAN K., DRIVER GRADE I, KSRTC DEPOT KAYAMKULAM, ALAPPUZHA - 690 502**

*** R3 TO R15 ARE IMPEADED AS PER THE ORDER IN I.A. NO. 15233/2014 DATED 25.03.2015**

R1 TO R6 BY ADV. SRLM.GOPIKRISHNAN NAMBIAR, SC, KSRTC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25-03-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 29348 of 2014 (P)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1. COPY OF THE ORDER DATED 31-10-2014 ISSUED BY THE CORPORATION.**
- P2. COPY OF MEMORANDUM DATED 31-10-2014 ISSUED BY THE CORPORATION**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 29348 OF 2014

Dated this the 25th day of March, 2015

JUDGMENT

The names of about 93 drivers figure in Ext.P2 memorandum. They have been transferred and posted to the various units by the Kerala State Road Transport Corporation. The petitioners are only 9 out of the 93 drivers so included. They challenge Ext. P2 memorandum as vitiated by malafides.

2. The Kerala State Road Transport Corporation has filed a counter affidavit refuting the allegations. The transfer was done on account of administrative exigencies according to them. The strength adjustment in the Kerala State Road Transport Corporation was the main reason for re-shuffling the drivers.

3. Any interference would trigger a chain reaction affecting many drivers. It is better that the petitioners submit individual representations to the Managing Director of the Kerala State Road Transport Corporation. The representations if received within three weeks from today shall be dealt with

within six weeks therefrom. The difficulties faced by the petitioners individually shall be taken note of in giving appropriate posting.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS