

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN**

**WEDNESDAY, THE 2ND DAY OF DECEMBER 2015/11TH AGRAHAYANA, 1937**

**WP(C).No. 31160 of 2015 (T)**  
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**PETITIONER(S):**  
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**P.B.ABDUL RAHIMAN, AGED 64 YEARS  
S/O.BAVAKUTTY @ BAVA, RESIDING AT MANDOPPILLY HOUSE  
EDATHALA.P.O., MALIYEKKAPADI  
ALUVA.[RETIRED SANITATION WORKER  
ALUVA MUNICIPALITY)**

**BY ADVS.SRI.S.KANNAN  
SMT.K.S.SANGEETHA  
SMT.S.SIMY**

**RESPONDENT(S):**  
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- 1. ALUVA MUNICIPALITY  
REPRESENTED BY ITS SECRETARY, ALUVA.683 101.**
- 2. THE DIRECTOR OF URBAN AFFAIRS  
THIRUVANANTHAPURAM.695 001.**
- 3. THE STATE OF KERALA  
REPRESENTED BY ITS SECRETARY TO GOVERNMENT  
LOCAL SELF GOVERNMENT DEPARTMENT, SECRETARIAT  
THIRUVANANTHAPURAM.695 001.**

**R1 BY ADV. SRI.V.M.KURIAN, SC, ALUVA MUNICIPALITY  
R BY GOVERNMENT PLEADERSMT. M.J. RAJASREE  
R BY SRI.V.M.KURIAN**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD  
ON 02-12-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**WP(C).No. 31160 of 2015 (T)**  
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**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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**EXT. P1-        A TRUE COPY OF ORDER DATED 14.08.2014 ISSUED BY THE 1ST  
                     RESPONDENT TO THE PETITIONER.**

**RESPONDENT(S)' EXHIBITS:                    NIL**  
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**// TRUE COPY //**

**P.A TO JUDGE**

**SB**

**K. VINOD CHANDRAN, J.**

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**W.P.(C) No.31160 of 2015 - T**

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**Dated this the 2<sup>nd</sup> day of December, 2015**

**J U D G M E N T**

The petitioner, who was a Municipality contingent worker, seeks disbursement of his retirement benefits, commutation of pension and D.A. arrears.

2. The learned Standing Counsel appearing for the Municipality submits that the payment is not made only due to the financial stringency of the Municipality.

3. In any event, the retired employee has to survive and in such circumstance, the Municipality shall pay 50% of the amounts due within three months and the balance 50% shall be paid within three months thereafter and if not the entire dues will carry interest @ 6% from the date of retirement.

Writ Petition is disposed of with the above direction.

**Sd/-  
K. VINOD CHANDRAN,  
JUDGE**

SB/2/12/2015

// true copy //

P.A to Judge.