

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 14TH DAY OF OCTOBER 2015/22ND ASWINA, 1937

WP(C).No. 31229 of 2015 (C)

PETITIONERS:

1. **Y. BABY NADAR**
AGED 71 YEARS, S/O. KOCHU KUNJU
BINOY BHAVAN, MULLUVILA, VENGANOOR P.O.,
THIRUVANANTHAPURAM - 695 523
(CONDUCTOR, RETIRED ON 30.09.2000 AT VIZHINJAM DEPOT)
2. **K. HARIDAS, AGED 71 YEARS,**
S/O. M. KESAVAN, LAKSHMI BHAVAN
T.C. 79/393, ORUVATHIL KOTTA
ANAYARA P.O., THIRUVANANTHAPURAM - 695 029
(CONDUCTOR, RETIRED ON 31.10.2000 AT VIZHINJAM DEPOT)
3. **P. SREEKANTAN ASARI, AGED 71 YEARS**
S/O. V. PONNAPPAN ASARI, CHADAYANTE VILAKAM
MEKKUM MURI PUTHEN VEEDU, KARIMKULAM
PUTHIYATHURA P.O., THIRUVANANTHAPURAM - 695 523
(CONDUCTOR, RETIRED ON 30.06.2000 AT VIZHINJAM DEPOT)
4. **S. RETNA RAJ, AGED 71 YEARS,**
S/O. T. SIKHAMANI, THERIVILA VEEDU
K.S. ROAD, KOVALAM P.O.,
THIRUVANANTHAPURAM - 695 527
(CONDUCTOR, RETIRED ON 30.06.2000 AT POOVAR DEPOT)
5. **L. RAJENDRAN, AGED 70 YEARS**
S/O. LAKSHMANAN, PATTATHIL VEEDU
MUDAVOOR PARA, BALARAMAPURAM P.O.
THIRUVANANTHAPURAM - 695 501
(CONDUCTOR, RETIRED ON 30.09.2000 AT KATTAKKADA DEPOT)

BY ADV. SRI.K.P.JUSTINE (KARIPAT)

WP(C).No. 31229 of 2015 (C)

RESPONDENTS:

- 1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO
GOVERNMENT, TRANSPORT (A) DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM - 695 001
THE MANAGING DIRECTOR**
- 2. THE MANAGING DIRECTOR
KSRTC, TRANSPORT BHAVAN,
EAST FORT
THIRUVANANTHAPURAM - 695 023**

**R1 BY GOVERNMENT PLEADER SMT. SANJEETHA K.A.
R2 BY SRI.M.GOPIKRISHNAN NAMBIAR, SC, KSRTC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

WP(C).No. 31229 of 2015 (C)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : COPY OF THE RELIEVING ORDER NO. E1/199/2000/VZM DATED 30.09.2000**
- P2 : COPY OF THE RELIEVING ORDER NO. E4-4539/2000/PPD DATED 31.10.2000**
- P3 : COPY OF THE RELIEVING ORDER OF THE 4TH PETITIONER NO.
E1/3222/2000/PVR DATED 28.6.2000**
- P4 : COPY OF THE G.O. (M.S.) NO. 9/2001/TRANS. DATED 5.3.2001**
- P5 : COPY OF THE JUDGMENT IN W.P.(C). NO. 34533 OF 2014 DATED 19.12.2014**
- P6 : COPY OF THE G.O. (R.T.) NO. 294/2015/TRAN. DATED 8.7.2015**
- P7 : COPY OF THE JUDGMENT IN STATE OF KERALA V. DAISY (2012 (3) KLT 366
FB)**
- P8: COPY OF THE REPRESENTATION DATED 10.09.2015**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 31229 OF 2015

Dated this the 14th day of October, 2015

JUDGMENT

The petitioners seek disbursement of ex-gratia pension. Ext. P8 representation filed in this regard is pending. The petitioners rely on Ext. P7 judgment in **State of Kerala v. Daisy [2012(3) KLT 366 (F.B.)]**.

2. I direct the first respondent to consider Ext. P8 representation with due advertance to Ext. P7 judgment. The applicability of Rule 7 of Part I of the Kerala Service Rules shall also be considered. Final orders shall be passed after notice to the petitioners and the second respondent within a period of two months.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS