

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 20TH DAY OF FEBRUARY 2015/1ST PHALGUNA, 1936

WP(C).No. 32044 of 2014 (E)

PETITIONER(S):

DR. ZEENATH K.S,
ASSOCIATE PROFESSOR, INSTITUTE OF DISTANCE EDUCATION
UNIVERSITY OF KERALA, SENATE HALL CAMPUS
THIRUVANANTHAPURAM 695034

BY ADVS.SMT.SREEDEVI KYLASANATH
SRI.M.JAYAKRISHNAN
SRI.ACHUTH KYLAS

RESPONDENT(S):

1. STATE OF KERALA,
REPRESENTED BY THE SECRETARY
HIGHER EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM 695001

2. THE UNIVERSITY OF KERALA,
REPRESENTED BY THE REGISTRAR, UNIVERSITY OF KERALA
PALAYAM, THIRUVANANTHAPURAM 695034

3. THE VICE CHANCELLOR,
UNIVERSITY OF KERALA, PALAYAM
THIRUVANANTHAPURAM 695034

4. SCHOOL OF DISTANCE EDUCATION,
REPRESENTED BY ITS DIRECTOR, UNIVERSITY OF KERALA
PALAYAM, THIRUVANANTHAPURAM 695034

5. THE DIRECTOR,
SCHOOL OF DISTANCE EDUCATION, UNIVERSITY OF KERALA
PALAYAM, THIRUVANANTHAPURAM 695034

6. DR. S. THAJUDEE,
ASSOCIATE PROFESSOR, INSTITUTE OF DISTANCE EDUCATION
UNIVERSITY OF KERALA, SENATE HALL CAMPS
THIRUVANANTHAPURAM 695034

7. DR. UNNIKRISHNAN,
ASSOCIATE PROFESSOR, INSTITUTE OF DISTANCE EDUCATION
UNIVERSITY OF KERALA, SENATE HALL CAMPUS
THIRUVANANTHAPUAM 695034

R6 BY ADV. SRI.S.M.ALTHAF

R2-R5 BY ADV. SRI.BECHU KURIAN THOMAS, SC, UNIVERSITY OF
KERALA

R7 BY ADV. SRI.G.BIJU

R BY GOVERNMENT PLEADER: SRI V VIJULAL SR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
20-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :

EXHIBIT P1 TRUE COPY OF THE APPOINTEMNT ORDER DATED 01-06-1983
APPOINTING THE PETITIONER AS JUNIOR LECTURER

EXHIBIT P1(A) TRUE COPY OF THE ORDER DATED 26-06-85 PROMOTING
PETITIONER AS LECTURER IN MATHEMATICS

EXHIBIT P2 TRUE COPY OF THE ORDER DATED 21-03-1998 OF THE 2ND
RESPONDENT, APPOINTING PETITIONER AS LECTUREER IN MATHEMATICS UNDER
4TH RESPONDENT

EXHIBIT P2(A) TRUE COPY OF THE ORDER DATED 22-04-1998 ISSUED BY THE
2ND RESPONDENT

EXHIBIT P2(B) TRUE CO-PY OF THE ORDER DATED 06-11-1998 OF THE 2ND
RESPONDENT

EXHIBIT P3 TRUE COPY OF THE ORDER NO AD DII.3.31290/98 DATED 10-08-
2010 OF THE 2ND RESPONDENT SANCTIONING PETITIONER RE DESIGNATION AS
READER

EXHIBIT P4 TRUE COPY OF THE RELEVANT PART OF THE UGC REGUALTIONS

EXHIBIT P5 TRUE COPY OF THE APPOINTEMNT ORDER OF THE 6TH RESPONDENT
DATED 20-02-2008 ISSUED BY THE UNIVERSITY

EXHIBIT P5(A) TRUE COPY OF THE ORDER DATED 30-10-2009 DECLARING THE
6TH RESPONDENT TO HAVE SATISFACTORILY COMPLETED THE PERIOD OF
PROBATION IN THE POST OF LECTURERE IN THE 4TH RESPONDENT INSTITUTION

EXHIBIT P6 TRUE COPY OF THE GUIDELINES ISSUED BY THE UGC DATED 23-
09-2003

EXHIBIT P7 TRUE COPY OF THE REPRESENTATION DATED 01-09-2014

RESPONDENT(S) ' EXHIBITS:NIL

True Copy/

P A to Judge

A.MUHAMED MUSTAQUE, J.
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W.P(C).No.32044 of 2014
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Dated this the 20th day of February, 2015

JUDGMENT

Petitioner is working as Associate Professor/Reader and Course Co-ordinator of Mathematics in the 4th respondent School of Distance Education under the University of Kerala. This Writ Petition is filed on account of non consideration of petitioner for the post of Professor under Career Advancement as per UGC scheme 2010.

2. Learned Standing Counsel for the University submits that petitioner, if makes self appraisal report as per the UGC Scheme, will be considered in accordance with her eligibility for the post of Professor in Mathematics under the Career Advancement Scheme.

3. In view of the above fact, petitioner is directed to make self appraisal report within a period of two weeks from the date of receipt of a copy of this judgment. Thereupon, University shall consider petitioner for promotion to the post of Professor under the Career Advancement Scheme at the earliest within a period of three months. It is made clear that there is no impediment for the University in considering the promotion of respondents 6 and 7 as Professors in accordance with their eligibility.

The Writ Petition is disposed of.

Sd/-
A.MUHAMED MUSTAQUE, JUDGE.