

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.HARILAL

WEDNESDAY, THE 25TH DAY OF NOVEMBER 2015/4TH AGRAHAYANA, 1937

WP(C).No. 35590 of 2015 (W)

PETITIONER(S):

**A. CHANDRASEKHARAN, DRIVER, KSRTC,
KSRTC KOZHIKODE DEPOT., KOZHIKODE-673 001,
AGED 53, S/O. CHERIAKKAN, RESIDING AT
THADATHILPARAMBU HOUSE,
RAMANATTUKARA POST, KOZHIKODE.**

BY ADV. SRI.VINOD VALLIKAPPAN.

RESPONDENT(S):

- 1. THE CHAIRMAN AND MANAGING DIRECTOR , KSRTC,
TRANSPORT BHAVAN, FORT, THIRUVANANTHAPURAM-695 001.**
- 2. THE PERSONAL MANAGER, KSRTC,
TRANSPORT BHAVAN, FORT,
THIRUVANANTHAPURAM-695 001.**
- 3. THE DISTRICT TRANSPORT OFFICER, KSRTC,
OFFICER OF THE DISTRICT TRANSPORT OFFICER,
KOZHIKODE-673 001.**

BY ADV. SRI.M.GOPIKRISHNAN NAMBIAR, SC.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 25-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- | | |
|--------|---|
| EXT.P1 | COPY OF THE DISCHARGE SUMMARY OF THE DEPARTMENT OF CARDIOLOGY, MEDICAL COLLEGE, KOZHIKODE. |
| EXT.P2 | COPY OF THE CERTIFICATE ISSUED BY THE MEDICAL BOARD, GOVERNMENT GENERAL HOSPITAL, KOZHIKODE DATED 23/08/2014. |
| EXT.P3 | COPY OF THE ORDER DATED 30/05/2013 OF THE 2ND RESPONDENT. |
| EXT.P4 | COPY OF THE ORDER DATED 28/06/2013 OF THE 3RD RESPONDENT. |
| EXT.P5 | COPY OF THE REPRESENTATION SUBMITTED TO THE 1ST RESPONDENT BY THE PETITIONER. |
| EXT.P6 | COPY OF THE COMMUNICATION RECEIVED FROM THE 3RD RESPONDENT. |

RESPONDENT'S EXHIBITS:- **NIL.**

//TRUE COPY//

P.S. TO JUDGE

rs.

K. HARILAL, J.

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W.P. (C) No.35590 of 2015

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Dated this the 25th day of November, 2015

J U D G M E N T

Petitioner is a driver working at Kozhikode depot of Kerala State Road Transport Corporation(KSRTC). According to the petitioner, he has been suffering from Coronary Artery Disease and Ext.P2 is the medical certificate, issued by the Medical Board of Government General Hospital, Kozhikode, showing his physical inability to do work, as a driver. Though, he was allotted with light duty for three months. After the said period, the light duty has not been given to him and he was kept away from the duty from 3rd June, 2014. He had earlier approached this Court, by filing W.P.(C) No. 29493 of 2014, wherein the petitioner was directed to approach the 1st respondent first and that case was withdrawn. Subsequently, the petitioner submitted Ext.P5

-: 2 :-

representation and duly completed proforma, as per the directions in Ext.P6. But, the respondent has not considered the same so far. This is the grievance projected in this Writ Petition.

2. Heard the learned counsel for the petitioner and learned standing counsel appearing for the respondents.

3. Having regard to the grievance projected in this Writ Petition, in my view, the same deserves to be considered and disposed by the 1st respondent. In the above view, the 1st respondent is directed to consider Ext.P5, at the earliest, at any rate, within a period of two months from the date of receipt of the copy of this judgment.

This Writ Petition is disposed of accordingly.

Sd/-

**K. HARILAL,
JUDGE**

DST

//True copy//

P.A. To Judge