

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 1ST DAY OF DECEMBER 2015/10TH AGRAHAYANA, 1937

WP(C).No. 36330 of 2015 (M)

PETITIONER:

**THOUFEEQ.A.N. AGED 28 YEARS
S/O.AHAMMAD, L.P.S.A., A.M.UPPER PRIMARY SCHOOL
AKODE, VIRIPPADAM, AKODE P.O.
EDAVAMPARA VAZHI, MALAPPURAM DISTRICT.**

BY ADV. DR.GEORGE ABRAHAM

RESPONDENTS:

- 1. ASSISTANT EDUCATIONAL OFFICER
KONDOTTY, MALAPPURAM - 673 638.**
- 2. DISTRICT EDUCATIONAL OFFICER, MALAPPURAM. 676 505.**
- 3. DEPUTY DIRECTOR OF EDUCATION
MALAPPURAM 676 505.**
- 4. STATE OF KERALA
REPRESENTED BY ITS SECRETARY TO GOVERNMENT
GENERAL EDUCATION DEPARTMENT
THIRUVANANTHAPURAM - 695 001.**
- 5. MANAGER, A.M.UPPER PRIMARY SCHOOL
AKODE, VIRIPPADAM, AKODE P.O.EDAVAMPARA VAZHI
MALAPPURAMDISTRICT - 673 640.**

R1 TO R4 BY GOVERNMENT PLEADER SMT. M.J. RAJASREE

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
01-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P-1: A COPY OF THE APPOINTMENT ORDER DATED 1.1.2013**
- EXT.P-2: A COPY OF THE APPOINTMENT ORDER OF THE PETITIONER DATED
3.6.2013**
- EXT.P-3: A COPY OF THE ORDER OF THE IST PETITIONER DATED 6.9.2013**
- EXT.P-4: A COPY OF THE APPEAL FILED BY THE MANAGER BEFORE THE
DISTRICT EDUCATIONAL OFFICER**
- EXT.P-5: A COPY OF THE ORDER OF THE D.E.O DATED 20.7.2013**
- EXT.P-6: A COPY OF THE ORDER OF THE D.E.O DATED 27.7.2015**
- EXT.P-7: A COPY OF THE GOVERNMENT ORDER DATED 11.12.2014**
- EXT.P-8: A COPY OF THE ORDER DATED 6.8.2014 ISSUED BY THE IST
RESPONDENT**
- EXT.P-9: A COPY OF THE STAFF FIXATION ORDER FOR THE YEAR 2013 - 14**
- EXT.P-10: A COPY OF THE STAFF FIXATION ORDER DATED 2014 - 15**
- EXT.P-11: A COPY OF THE TRANSFER CERTIFICATE OF RAMEESH REHMAN**
- EXT.P-12: A COPY OF THE TRANSFER CERTIFICATE OF ABDUL NASEEB K.N**
- EXT.P-13: A COPY OF THE PETITION FILED BY THE MANAGER BEFORE THE 3RD
RESPONDENT DATED 16.9.2014**
- EXT.P-14: A COPY OF THE GOVERNMENT ORDER VIZ.G.O(P) NO.213/15/GEN.EDN
DATED 6.8.2015**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A. TO JUDGE

JJJ

K. VINOD CHANDRAN, J.

W.P.(C) No. 36330 of 2015 (M)

Dated this the 1st day of December, 2015

J U D G M E N T

The petitioner is aggrieved by the approval of appointment having been declined, which is an appealable order.

2. This Court is not inclined to exercise discretion, since there is available an alternate remedy. The petitioner is left the right to approach the appropriate authority under the Kerala Education Rules, 1959.

Writ petition is dismissed leaving open all contentions.

Sd/-
K.VINOD CHANDRAN,
JUDGE