

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

**PRESENT:**

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

**TUESDAY, THE 15TH DAY OF DECEMBER 2015/24TH AGRAHAYANA, 1937**

**WP(C).No. 37891 of 2015 (J)**  
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**PETITIONER(S):**  
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**LIGY SAM, AGED 39 YEARS  
W/O ALEXANDER K VARGHESE, VARIKKAVELIL HOUSE  
THAZHATH VADAKKU PO, ENATHU (VIA), KOLLAM**

**BY ADV. SRI.VINOY VARGHESE KALLUMOOTTILL**

**RESPONDENT(S):**  
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- 1. STATE OF KERALA  
RERPESENTED BY SECRETARY TO GOVERNMENT  
EDUVATION DEPARTMENT, SECRETARIAT  
THIRUVANANTHAPURAM-695 001**
- 2. DIRECTOR OF PUBLIC INSTRUCTION  
THIRUVANANTHAPURAM-695 001**
- 3. DEPUTY DIRECTOR OF EDUCATION  
PATHANAMTHITTA-689 645**
- 4. DISTRICT EDUCATIONAL OFFICER  
PATHANAMTHITTA 689 645**
- 5. MANAGER  
M.M.C . CORPORATE MANAGEMENT OF SCHOOLS, PULAMON P.O  
KOTTARAKKARA, KOLLAM DIST-691 506**
- 6. MANAGER  
ST. MARYS M.M.G.H.S, ADOOR, PATHANAMTHITTA-691 502**

**R BY GOVERNMENT PLEADER SMT. A. LOWSY**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 15-12-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**APPENDIX**

**PETITIONER(S)' EXHIBITS**  
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- EXT.P1: TRUE COPY OF THE APPOINTMENT ORDER TO THE PETITIONER  
ISSUED BY THE 5TH RESPONDENT MANAGER, M.M.C. CORPORATE  
MANAGEMENT, KOTTARAKKARA DT. 1/8/06**
- EXT.P2: TRUE COPY OF THE PROCEEDINGS OF THE 4TH RESPONDENT  
APPROVING THE APPOINTMENT OF THE PETITIONER DT. 28/2/09**
- EXT.P3: TRUE COPY OF THE DECLARATION OF THE MANAGER OF M.M.C  
CO-OPERATIVE MANAGEMENT DT. 1/8/06**
- EXT.P4: TRUE COPY OF THE RULE 51A CLAIMANTS UNDER THE 5TH  
RESPONDENT**
- EXT.P5: TRUE COPY OF THE REQUEST SUBMITTED TO 5TH RESPONDENT  
MANAGER DT. 12/10/11**
- EXT.P6: TRUE COPY OF THE ORDER PASSED BY THE DISTRICT  
EDUCATION OFFICER, PATHANAMTHITTA DT. 24/8/15**
- EXT.P7: TRUE COPY OF THE APPEAL PREFERRED BEFORE THE 3RD  
RESPONDENT ALONG WITH THE POSTAL RECEIPT AND  
ACKNOWLEDGE CARD**

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

**PA TO JUDGE**

**SB**

**K. VINOD CHANDRAN, J.**

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**W.P.(C) No.37891 of 2015 - J**

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**Dated this the 15<sup>th</sup> day of December, 2015**

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

The petitioner is aggrieved with the non-consideration of Ext.P7 appeal filed before the 3<sup>rd</sup> respondent.

2. In such circumstance, the 3<sup>rd</sup> respondent definitely will have to look at the revision filed before it and consider the same in accordance with law, after affording an opportunity of hearing, at any rate within a period of three months from the date of production of a certified copy of this judgment. It is made clear that this Court has not made any observations on merits, which the 3<sup>rd</sup> respondent will consider, in accordance with law.

The writ petition is disposed of.

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

SB/15/12/2015

// true copy //

P.A to Judge.