IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE SMT. JUSTICE P.V.ASHA

WEDNESDAY, THE 08TH DAY OF JULY 2020 / 17TH ASHADHA, 1942

WP(C).No.11295 OF 2020(J)

PETITIONER:

T.P. NARAYANAN NAMBOODIRI
S/O. T.R PARAMESHWARAN NAMBOODIRI,
TANNIYIL MATHIYATHU MANA, PUTHANCHIRA,
IRINJALAKUDA

BY ADVS.
SRI.M.P.SREEKRISHNAN
SRI.A.MUHAMMED MUSTHAFA

RESPONDENTS:

1 **THE COCHIN DEVASWOM BOARD**
REPRESNTED BY ITS SECRETARY,
OFFICE OF THE COCHIN DEVASWOM BOARD,
THRISSUR-680 020

2 **THE SPECIAL DEVASWOM COMMISSIONER,**
COCHIN DEVASWOM BOARD, OFFICE OF THE COCHIN DEVASWOM BOARD, THRISSUR-680 020

3 **ASSISTANT COMMISSIONER (ESTATE)**
COCHIN DEVASWOM BOARD, OFFICE OF THE COCHIN DEVASWOM BOARD, THRISSUR 680 020

OTHER PRESENT:

SRI.K.P.SUDHEER, SC, CDB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08.07.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J U D G M E N T

Petitioner challenges Ext.P10 memo of charges on the ground that he is being harassed since 2017 in respect of the very same incident. It is also stated that several investigations/enquires were conducted in respect of the same. According to the petitioner, he is not liable to be proceeded against, again on these allegations.

2. Learned Standing Counsel points out that Ext.P10 memo of charge has been issued in order to conduct an enquiry in accordance with rules. Petitioner has also submitted his explanation Ext.P12 pursuant to that.

Therefore the writ petition is disposed of directing respondents 1 and 2 to see that the disciplinary proceedings initiated against the petitioner by way of Ext.P10 memo of charge is finalised in accordance with rules, after affording

sufficient opportunity to petitioner to defend himself, within a period of 'six weeks' from the date of receipt of a copy of the judgment. Petitioner shall also co-operate for the same.

Sd/-
P.V.ASHA, JUDGE

AS

APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT P1	**A TRUE COPY OF THE JUDGMENT, DATED 27-06-2017 IN WP(C) NO. 16366 OF 2017**
EXHIBIT P2	**A TRUE COPY OF THE REPRESENTATION , DATED 16-08-2018**
EXHIBIT P3	**A TRUE COPY OF THE COMMUNICATION, DATED 06-12-2018**
EXHIBIT P4	**A TRUE COPY OF THE ORDER, DATED 25-07-2018**
EXHIBIT P5	**A TRUE COPY OF THE SHOW CAUSE NOTICE, DATED 17-02-2018**
EXHIBIT P6	**A TRUE COPY OF THE REPLY, DATED 25-04-2018**
EXHIBIT P7	**A TRUE COPY OF THE CERTIFICATE, DATED 15-06-2019**
EXHIBIT P8	**A TRUE COPY OF THE CERTIFICATE, DATED 15-06-2019 ISSUED BY THE ASSISTANT COMMISSIONER, THIRUVANCHIKULAM GROUP TRAVANCORE DEVASWOM BOARD.**
EXHIBIT P9	**A TRUE COPY OF THE JUDGMENT, DATED 01-07-2019 IN WP(C) NO.17274 OF 2019**
EXHIBIT P10	**A TRUE COPY OF THE COMMUNICATION, DATED 17-07-2019**
EXHIBIT P11	**A TRUE COPY OF THE COMMUNICATION, DATED 12-02-2020**
EXHIBIT P12	**A TRUE COPY OF THE REPLY, DATED 30-05-2020**
EXHIBIT P13	**A TRUE COPY OF THE COMMUNICATION, DATED 28-05-2020 FROM 3RD RESPONDENT**

EXHIBIT P14	**A TRUE COPY OF THE COUNTER AFFIDAVIT, DATED 27-05-2017 IN WP(C) NO.16366 OF 2017 FILED BY THE SECRETARY OF THE 1ST RESPONDENT BOARD**