IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

WEDNESDAY, THE 16TH DAY OF DECEMBER 2020 / 25TH AGRAHAYANA, 1942

WP(C).No.23048 OF 2020(E)

PETITIONER:

T.C.JOSEPH
AGED 58 YEARS
S/O. CHACKO, THURUTHUPUNCHAYIL HOUSE, KANJIRAMATTOM (VIA),
AMBALLOOR P.O, ERNAKULAM-682 315

BY ADVS.
SRI.JOHN VIPIN
SHRI.SUNIL KUMAR A.G

RESPONDENTS:

1 **THE STATE OF KERALA**
REP. BY ITS PRINCIPAL SECRETARY, WATER RESOURCES (WC-C)
DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM-695 001

2 **THE MANAGING DIRECTOR,**
KERALA WATER AUTHORITY, HEAD OFFICE, JALA BHAVAN
VELLAYAMBALAM, THIRUVANANTHAPURAM-695 033.

3 **FINANCE MANAGER AND CHIEF ACCOUNTS OFFICER,**
HEAD OFFICE, KERALA WATER AUTHORITY, JALA BHAVAN,
VELLAYAMBALAM, THIRUVANANTHAPURAM-695 033

4 **ASSISTANT EXECUTIVE ENGINEER,**
WS SUB DIVISION, KERALA WATER AUTHORITY, THALASSERY-670 101

5 **ACCOUNTS OFFICER**
ESTABLISHMENT, FINANCE WING, JALABHAVAN, KERALA WATER
AUTHORITY, THIRUVANANTHAPURAM-695 033

6 **INTERNAL AUDITOR,**
KERALA WATER AUTHORITY, JALA BHAVAN, VELLAYAMBALAM,
THIRUVANANTHAPURAM-695 033

BY ADV. SMT.MARY BENJEMIN-SC

OTHER PRESENT:

SRI. BIJOY CHANDRAN - SR.GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16.12.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J U D G M E N T

The petitioner has approached this Court seeking that respondents 2 and 3 be directed to sanction and disburse his pension and other pensionary benefits to him within a time frame.

2. When this matter was considered today, Smt.Mary Benjamin, learned Standing Counsel for the Water Authority, submitted that a Memo has been filed on record, wherein, the pension payment order dated 11.12.2020 has been produced. She therefore, prayed that no further reliefs may be granted to the petitioner.

3. On hearing the learned Standing Counsel for the Water Authority as afore, Sri.A.G.Sunil Kumar, submitted that his client is also challenging the quantum of the pension, since certain liabilities have been illegally fixed against him.

4. Even though I hear the learned counsel for the petitioner as afore, the fact remains that there is no specific challenge in this writ petition to such effect and I am of the view that if the petitioner is so desirous, he must approach this Court

appropriately through a new writ petition.

Reserving the afore liberty to the petitioner, I dispose of this petition recording the submissions of Smt.Mary Benjamin as afore and consequently directing the Kerala Water Authority to disburse the retiral benefits to the petitioner as per the afore mentioned order dated 11.12.2020 as expeditiously as is possible but not later than three months from the date of receipt of a copy of this judgment.

SD/-

DEVAN RAMACHANDRAN

rp **JUDGE**

APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	TRUE COPY OF THE RELEVANT PAGES OF SERVICE BOOK VOL-I PAGE NO. 33 AND VOL.II PAGE 19.
EXHIBIT P2	TRUE COPY OF REPRESENTATION DATED 12.03.2019 SUBMITTED TO 2ND RESPONDENT.
EXHIBIT P3	TRUE COPY OF THE LETTERNO. E1-999/02 DATED 29.04.2019 ISSUED FROM THE OFFICE OF 4TH RESPONDENT.
EXHIBIT P4	TRUE COPY OF U.O NOTENO. KWA/HO/IA W 10100/2016 DATED 21.02.2019 OF 6TH RESPONDENT.
EXHIBIT P5	TRUE COPY OF REPLY DTD. 20.05.2019 SUBMITTEDTO 4TH RESPONDENT.
EXHIBIT P6	TRUE COPY OF LETTER DATED 24.09.2019 ISSUED BY 4TH RESPONDENT TO PETITIONER.
EXHIBIT P7	TRUE COPY OF REPLY DATED 09.10.2019 SUBMITTED TO 4TH RESPONDENT.
EXHIBIT P8	TRUE COPY OF ORDER NO. KWA/CE/CR/KOCHI/E2-4562/05 DATED 28.07.2017 ISSUED BY CHIEF ENGINEER.