IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

FRIDAY, THE 04TH DAY OF DECEMBER 2020 / 13TH AGRAHAYANA, 1942

WP(C).No.27021 OF 2020(C)

PETITIONER:

JOHNSY KURIAN
AGED 33 YEARS
MAVELIPUTHANPURAYIL HOUSE, PERIKKALLOR P.O.,
PULPALLY, WAYANAD-673 579.

BY ADVS.
SRI.V.G.ARUN (K/795/2004)
SMT.V.JAYA RAGI
SRI.R.HARIKRISHNAN (KAMBISSERIL)
SRI.NEERAJ NARAYAN
SHRI.SARATH SUKUMARAN

RESPONDENTS:

1 **STATE OF KERALA**
REPRESENTED BY ITS SECRETARY, DEPARTMENT OF SOCIAL WELFARE, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM, PIN-695 001.

2 **THE DIRECTOR OF SOCIAL WELFARE,**
DIRECTORATE OF SOCIAL WELFARE, VIKAS BHAVAN,
POOJAPPURA, THIRUVANANTHAPURAM, PIN-695 001.

3 **CHILD DEVELOPMENT PROJECT OFFICER,**
INTEGRATED CHILD DEVELOPMENT SCHEME PROJECT (ICDS),
PANAMARAM ADDITIONAL, PULAPALLY P.O., WAYANAD DISTRICT, PIN-673 579.

SRI. BIJOY CHANDRAN - SR.GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04.12.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioner has approached this Court saying that she is a Part-Time Anganwadi Worker, qualified to seek a regular appointment and she has produced on record Exts.P1 to P1(c) in substantiation. She says that though she was included in the 4th position in Ext.P2 - Seniority List of Anganwadi Workers in the Mullankolli Grama Panchayat, no appointment was made from it until now. She says that, therefore, she has preferred Exts.P4 and P5 representations before the respondents 2 and 3 and prays that the same be directed to be taken up and disposed of at the earliest.

2. However, in response to the afore submissions of the petitioner, made by her learned counsel Shri.Neeraj Narayan, the learned Senior Government Pleader, Shri.Bijoy Chandran submitted that there does not appear to be any legal impediment in the competent Authority considering the claims of the

petitioner, but that the Authority to do so is not the 2nd or the 3rd respondents, but the Director of Women and Child Development. He submitted that if the petitioner, therefore, makes a fresh representation before the said Authority, the same can be taken up and disposed of without any delay.

In the afore circumstances, I dispose of this writ petition, leaving liberty to the petitioner to approach the Director of Women and Child Development with a fresh representation; and if this is done within a period of one week from the date of receipt of a copy of this judgment, the same shall be considered by the said Authority, after affording her an opportunity of being heard - either physically or through video conferencing - leading to an appropriate order thereon, as expeditiously as is possible, but not later than one month from the date on which such representation is received by his office.

This writ petition is thus ordered.

Sd/-

DEVAN RAMACHANDRAN

JUDGE

MC/7.12.2020

APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	THE EXPERIENCE CERTIFICATE DATED 30.10.2020 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.
EXHIBIT P1 A	THE EXPERIENCE CERTIFICATE DATED 01.12.2020 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.
EXHIBIT P1 B	THE EXPERIENCE CERTIFICATE DATED 30.11.2015 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.
EXHIBIT P1 C	THE EXPERIENCE CERTIFICATE DATED 01.12.2015 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.
EXHIBIT P2	THE RELEVANT EXTRACT OF THE SENIORITY LIST FOR THE AGANWADI WORKERS IN THE MULLANKOLLI GRAMA PANCHAYATH.
EXHIBIT P3	THE REPLAY LETTER BEARING NO.168/16 DATED 10.08/2016 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.
EXHIBIT P4	THE REPRESENTATION DATED 04.11.2020 FILED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.
EXHIBIT P5	THE REPRESENTATION DATED 04.11.2020 FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

RESPONDENT'S/S EXHIBITS:

NIL

MC

(TRUE COPY) PA TO JUDGE