2024:KER:59804

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MURALI PURUSHOTHAMAN

MONDAY, THE 5TH DAY OF AUGUST 2024 / 14TH SRAVANA, 1946

WP(C) NO. 24247 OF 2024

PETITIONER:

SREERAJ S
AGED 50 YEARS
S/O P. SREEDHARAN THOTTATHIL HOUSE JAWAHAR JUNCTION PATTATHANAM P.O. KOLLAM WORKING AS ASSISTANT ENGINEER WS SECTION -I SASTHAMCOTTAH KOLLAM, PIN – 691021.

BY ADVS.
S.SHANAVAS KHAN
S.INDU
KALA G.NAMBIAR

RESPONDENTS:

1 **THE KERALA WATER AUTHORITY,**
REPRESENTED BY ITS MANAGING DIRECTOR,
JALA BHAVAN THIRUVANANTHAPURAM, PIN – 695033.

2 **THE CHIEF ENGINEER (GENERAL)**
KERALA WATER AUTHORITY THIRUVANANTHAPURAM – 695033.

3 **THE TECHNICAL MEMBER**
KERALA WATER AUTHORITY THIRUVANANTHAPURAM- 695033.

4 **THE DEPARTMENT OF PROMOTION COMMITTEE (TECHNICAL HIGHER), KERALA WATER AUTHORITY REPRESENTED BY ITS CONVENER AND MANAGING DIRECTOR KERALA WATER AUTHORITY, JALA BHAVAN THIRUVANANTHAPURAM, PIN – 695033.**

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05.08.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioner is working as Assistant Engineer in the Kerala Water Authority. The petitioner has filed this Writ petition for following reliefs;

i) Issue a Writ of mandamus or any other Writ, Order or direction directing the 4th respondent to convene Department Promotion Committee for the year 2024 without delay and to include and consider the claim of the petitioner for promotion to the post of Assistant Executive Engineer forthwith.

ii) Direct the respondents to review and revise Ext. P7 provisional Seniority list of Assistant Engineer-Degree Quota (Direct and Departmental) dated 31/03/2024 by rectifying the anomaly by including the petitioner as serial no. 1.

iii) Issue a Writ of mandamus or any other Writ, Order or direction directing the respondents 1 to 3 to consider and pass orders on Exts. P4 to P6 representations within a time frame to be fixed by

this Hon'ble Court

2. The learned Standing Counsel, on instructions, submits that the Departmental Promotion Committee for the year 2023-2024 was concened on 01.08.2024 and the petitioner's name was considered for promotion. Recording the said submission, the writ petition is disposed of. All the contentions of the petitioner are left open.

Sd/-
MURALI PURUSHOTHAMAN
JUDGE

HKH/05.08.2024

APPENDIX OF WP(C) 24247/2024

PETITIONER EXHIBITS

EXHIBIT P1	**TRUE COPY OF THE PROCEEDINGS NO. KWA-CE SR/TVM/247/2023-A1SOUTH DATED 14/11/2023 OF THE CHIEF ENGINEER (SR). KERALA WATER AUTHORITY, THIRUVANANTHAPURAM**
EXHIBIT P2	**TRUE COPY OF THE REPRESENTATION DATED 28/11/2023 SUBMITTED BY PETITIONER BEFORE THE 2ND RESPONDENT**
EXHIBIT P3	**. TRUE COPY OF THE RELEVANT PAGE OF PROVISIONAL SENIORITY LIST OF ASSISTANT ENGINEERS-DEGREE QUOTA (DIRECT AND DEPARTMENT) PUBLISHED AS ON 30/11/2023**
EXHIBIT P4	**TRUE COPY OF THE REPRESENTATION DATED 15/02/2024 SUBMITTED BY PETITIONER BEFORE THE 1ST RESPONDENT**
EXHIBIT P5	**TRUE COPY OF THE REPRESENTATION DATED 15/02/2024 SUBMITTED BEFORE THE 2ND RESPONDENT**
EXHIBIT P6	**TRUE COPY OF THE REPRESENTATION DATED 17/02/2024 SUBMITTED BEFORE THE 3RD RESPONDENT**
EXHIBIT P7	**TRUE COPY OF THE RELEVANT PAGE OF PROVISIONAL SENIORITY LIST OF ASSISTANT ENGINEERS- DEGREE QUOTA (DISTRICT & DEPARTMENTAL) AS ON 31/03/2024**
EXHIBIT P8	**TRUE COPY OF THE CERTIFICATE DATED 01/01/2021 ISSUED BY KERALA PUBLIC SERVICE COMMISSION**
EXHIBIT P9	**TRUE COPY OF THE CERTIFICATE DATED 08/02/2021 ISSUED BY KERALA PUBLIC SERVICE COMMISSION**