



2025:KER:29398

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE N.NAGARESH

FRIDAY, THE 4TH DAY OF APRIL 2025 / 14TH CHAITHRA, 1947

WP(C) NO. 13921 OF 2025

PETITIONER:

DR. BISHA C.M.
AGED 48 YEARS, W/O SARATHCHANDRAN P.,
HSST(PHILOSOPHY), PRM HSS, PANOOR, PANOOR,
THALASSERY, KANNUR DISTRICT- (RESIDING
ATCHERUVAKKAN MADATHIL, ANIYARAM P.O., CHOKLY,
THALASSERY, KANNUR DISTRICT), PIN - 670692.

BY ADVS.
V.A.MUHAMMED
M.SAJJAD
P.A.JENZIA

RESPONDENTS:

- 1 THE STATE OF KERALA
REPRESENTED BY ITS PRINCIPAL SECRETARY TO
GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
SECRETARIAT ANNEXE II, THIRUVANANTHAPURAM,
PIN - 695001.
- 2 THE DIRECTOR OF GENERAL EDUCATION,
(HIGHER SECONDARY WING, NEW BUILDING, ULLOOR
LANE, JAGATHY, THIRUVANANTHAPURAM, PIN - 695014.



- 3 THE REGIONAL DEPUTY DIRECTOR OF HIGHER SECONDARY
EDUCATION, OFFICE OF THE REGIONAL DEPUTY DIRECTOR
OF HIGHER SECONDARY EDUCATION, KANNUR,
PIN - 670002.
- 4 THE MANAGER,
PRM HSS, PANOOR, PANOOR, THALASSERY,
KANNUR DISTRICT, PIN - 670692.
- 5 THE PRINCIPAL,
PRM HSS, PANOOR, PANOOR, THALASSERY,
KANNUR DISTRICT, PIN - 670692.

BY ADV.SMT. ANIMA M., GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 04.04.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:



J U D G M E N T

Dated this the 4th day of April, 2025

PRM HSS, Panoor is an Aided School situated under the Administrative jurisdiction of the RDD HSE, Kannur. The petitioner was appointed as HSST (Philosophy) in the School against a newly created post with effect from 12.09.2011 onwards. The appointment was approved as HSST (Philosophy), however, only with effect from 01.10.2013.

2. Seeking approval from the initial date of appointment from 12.09.2011 onwards, the Manager moved representation before the RDD HSE, Kannur, but it was returned stating that the post was not then sanctioned. The petitioner submits that the petitioner had been working all along from 12.09.2011 without any break. The petitioner filed W.P.(C)



No.10067 of 2016 to get approval with effect from the date of initial appointment. But it has not been complied with till date.

3. The petitioner submits that the petitioner has been working as HSST with effect from 12.09.2011 onwards. Hence, the petitioner is entitled to get approval from the date of initial appointment. The petitioner further states that as per G.O(MS) No.167/2011/G.Edn. dated 03.08.2011, additional batches were sanctioned and the post of HSST (Philosophy) was created in the School. The petitioner was appointed with effect from 12.09.2011 onwards in the said post. In an identical case, one HSST (Economics) Smt. Praseena M, from the very same School, filed W.P.(C) No.13664 of 2018 seeking approval from the date of initial appointment as HSST.

4. This Court has directed in numerous cases that approval be granted to the Teachers appointed in the additional batches and posts, with effect from the date of



appointment. Hence, the petitioner is also entitled to get approval to her appointment as HSST Philosophy with effect from 12.09.2011. For the purpose, the petitioner moved the Government seeking approval to her appointment as HSST (Philosophy) with effect from 12.09.2011.

5. I have heard the learned Counsel for the petitioner and the learned Government Pleader representing respondents 1 to 3.

6. The petitioner would contend that there is no justification in denying approval to the appointment of the petitioner as HSST (Philosophy) with effect from 12.09.2011. The petitioner had worked all along from 12.09.2011 without any break.

7. Considering the facts of the case, I am of the view that the 1st respondent should consider Ext.P8 revision petition filed by the petitioner, expeditiously.

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The writ petition is accordingly disposed of directing the 1st respondent to consider Ext.P8 revision petition and pass appropriate orders thereon within a period of four months.

Sd/-
N. NAGARESH
JUDGE

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APPENDIX OF WP (C) 13921/2025

PETITIONER EXHIBITS

- | | |
|-----------------|--|
| Exhibit P-1 | TRUE COPY OF THE PROCEEDINGS OF THE RDD
HSE, KANNUR VIDE ORDER NO.
A5/336/2014/K.DIS DATED 21.04.2014 |
| Exhibit P-2 | TRUE COPY OF THE LETTER OF THE MANAGER
ADDRESSING THE RDDE HSE, KANNUR DATED
06.02.2015 |
| Exhibit P-3 | TRUE COPY OF THE COMMUNICATION VIDE NO.
A5/861/2015/N.DIS DATED 27.03.2015 OF
THE RDD HSE TO THE MANAGER |
| Exhibit P-4 | TRUE COPY OF THE JUDGMENT IN W.P. (C)
NO. 10067/2016 DATED 18.12.2017 |
| Exhibit P-5 | TRUE COPY OF THE RELEVANT PAGES OF THE
ATTENDANCE REGISTER FOR THE MONTH OF
SEPTEMBER 2011 |
| Exhibit P-5 (a) | TRUE COPY OF THE RELEVANT PAGES OF THE
ATTENDANCE REGISTER FOR THE MONTH OF
NOVEMBER 2012 |
| Exhibit P-5 (b) | TRUE COPY OF THE RELEVANT PAGES OF THE
ATTENDANCE REGISTER FOR THE MONTH OF
DECEMBER 2012 |
| Exhibit P-5 (c) | TRUE COPY OF THE RELEVANT PAGES OF THE
ATTENDANCE REGISTER FOR THE MONTH OF
JANUARY 2013 |
| Exhibit P-5 (d) | TRUE COPY OF THE RELEVANT PAGES OF THE
ATTENDANCE REGISTER FOR THE MONTH OF
JUNE 2013 |

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Exhibit P-6	TRUE COPY OF THE JUDGMENT IN W.P. (C) NO. 13664/2018 DATED 24.05.2024
Exhibit P-7	TRUE COPY OF THE JUDGMENT IN W.P (C) NO. 18339/2016 DATED 20.05.2024
Exhibit P-8	TRUE COPY OF THE REVISION PETITION SUBMITTED BY THE PETITIONER BEFORE THE GOVERNMENT DATED 20.03.2025 (WITHOUT EXHIBITS)
Exhibit P-9	TRUE COPY OF THE ORDER NO. RDD HSE/KNR/2349/2024-B2 (1) DATED 25.02.2025 OF THE RDD HSE, KANNUR