

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

MONDAY, THE 30TH DAY OF SEPTEMBER 2013/8TH ASWINA, 1935

WP(C) .No. 17110 of 2013 (K)

PETITIONER:

M.P PRABHAKARAN, SUPERINTENDENT
KERALA STATE ELECTRICITY BOARD (RETIRED)
S/O.A.S.PADMANABHAN, AGED 67 YEARS
RESIDING AT MARUTHOLIL HOUSE, ELIKKULAM P.O.
POOVARANI (VIA) KOTTAYAM DISTRICT.

BY ADV. SRI.P.C.HARIDAS

RESPONDENTS:

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1. STATE OF KERALA
REPRESENTED BY ITS SECRETARY TO THE DEPARTMENT
OF LABOUR GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.
 2. KERALA STATE ELECTRICITY BOARD
REPRESENTED BY ITS SECRETARY
VAIDUTHI BHAVAN PATTOM P.O., THIRUVANANTHAPURAM
PIN-695 004.
 3. CONTROLLING AUTHORITY
UNDER PAYMENT OF GRATUITY ACT & DISTRICT LABOUR OFFICER
KOTTAYAM.
 4. APPELLATE AUTHORITY
UNDER THE PAYMENT OF GRATUITY ACT & REGIONAL JOINT LABOUR
COMMISSIONER CIVIL STATION, KAKKANAD ERNAKULAM.
 5. THE CHIEF ENGINEER (HR)
KERALA STATE ELECTRICITY BOARD
VAIDUTHI BHAVAN PATTOM P.O., THIRUVANANTHAPURAM
PIN-695 004.

R1,3 & 4 BY SR GOVERNMENT PLEADER SRI. RAMAPRASAD UNNI
R2 & 5 BY SRI.K.S.ANIL, SC, KSEB

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30-09-2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 17110 of 2013 (K)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1 - TRUE COPY OF THE COMMON ORDER DATED 06-02-2007 IN
G.C.NO.282/2005 AND OTHER CASES OF THE 3RD RESPONDENT.

EXT.P2 - TRUE COPY OF THE CHEQUE DATED 24-4-2013 ISSUED TO THE
PETITIONER.

EXT.P3 - TRUE COPY OF THE APPLICATION U/SS.8 AND 9 OF THE
GRATUITY ACT SUBMITTED BY THE PETITIONER

RESPONDENT(S) ' EXHIBITS

TRUE COPY

P.A TO JUDGE

K. VINOD CHANDRAN, J

W.P(C) No. 17110 of 2013 K

Dated this the 30th day of September, 2013

J U D G M E N T

The only grievance of the petitioner is to disburse the entire amounts awarded as per Ext.P1. It is the submission of the petitioner is that though the gratuity amount has been disbursed, the interest granted under Ext.P1 has not been disbursed to him. The learned counsel for the petitioner also places before me a common judgment of this Court in W.P(C) No.9928/2011 and connected cases.

2. The learned Standing Counsel for the respondent Board undertakes to comply with the dictum laid down in the said judgment, provided some time, as has been granted in that judgment, is granted to them. In the circumstances, there shall be a direction to grant the entire amount ordered as per Ext.P1, i.e, more specifically the interest granted within a period of six months from today. If the payment is made within the above period, the interest shall run only up to 23.4.2013, the date of deposit of the gratuity amount and if not paid within six months, the interest shall run till the date of payment.

Writ petition is disposed of.

Sd/-
(K. VINOD CHANDRAN, JUDGE)

jma

//true copy//

P. A to Judge