

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDHAN

THURSDAY, THE 31ST DAY OF MAY 2018 / 10TH JYAISHTA, 1940

WP(C).No. 17746 of 2018  
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PETITIONER :  
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DR.SHANAS S  
ASSISTANT PROFESSOR (AGRICULTURAL ENTOMOLOGY),  
RICE RESEARCH STATION, MONCOMPU, THEKKEKARA P.O,  
ALAPPUZHA, RESIDING AT VETTIYARA POIKA, KEEZHATTINGAL P.O,  
ATTINGAL, THIRUVANANTHAPURAM.685101.

BY ADVS.SRI.P.V.JAYACHANDRAN  
SRI.NIDHI BALACHANDRAN  
SMT.G.N.DEEPA

RESPONDENTS :  
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1. THE KERALA AGRICULTURAL UNIVERSITY  
REPRESENTED BY ITS REGISTRAR,  
KERALA AGRICULTURAL UNIVERSITY P.O,  
VELLANIKKARA, THRISSUR.680654.
2. THE REGISTRAR  
KERALA AGRICULTURAL UNIVERSITY,  
KERALA AGRICULTURAL UNIVERSITY P.O,  
VELLANIKKARA, THRISSUR.680654.
3. THE COMPTROLLER  
KERALA AGRICULTURAL UNIVERSITY,  
KERALA AGRICULTURAL UNIVERSITY PO,  
VELLANIKKARA, THRISSUR.680654.
4. THE SELECTION COMMITTEE FOR CAREER ADVANCEMENT  
PROMOTIONS OF KERALA AGRICULTURAL UNVIERSITY  
K A U POST, VELLANIKKARA, THRISSUR.680654.

R BY SRI.ROBSON PAUL, SC, KERALA AGRICULTURAL UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 31-05-2018, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :

- EXHIBIT P1: TRUE COPY OF THE ORDER F.NO.11(3) 2009-ESTT DATED  
14.-01.2010
- EXHIBIT P2: TRUE COPY OF THE RELEVANT PAGES OF 2010 UGC  
REGULATIONS DATED 30.06.2010
- EXHIBIT P3: TRUE COPY OF THE JUDGMENT DATED 10.07.2015 IN  
WPC NO.9390/2012-W
- EXHIBIT P4: TRUE COPY OF THE REQUEST DATED 28.05.2015

RESPONDENTS' EXHIBITS : NIL

/TRUE COPY/

P.A TO JUDGE

**ANIL K.NARENDRA, J.**

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W.P.(C).No.17746 of 2018  
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Dated this the 31<sup>st</sup> day of May, 2018

**J U D G M E N T**

The petitioner, who is working as Assistant Professor (Agricultural Entomology), Rice Research Station, Moncompu, has filed this writ petition under Article 226 of the Constitution of India, seeking a writ of mandamus commanding the respondents to induct him to the post of Assistant Professor on ₹37400-67000 with AGP of ₹8000/- with effect from 23.10.2011; grant career advancement promotion to the post of Associate Professor on Rs.37400-67000 with AGP of Rs.9000 with effect from 23.03.2014 on completion of 3 years as per Clause 6.1.12 of 2006 UGC Scheme; grant Career Advancement Promotion to the post of Professor on ₹37400-67000+10000 as AGP with effect from 23.10.2017 on completion of 3 years as per Clause 6.1.13 of Ext.P2 UGC Regulations of 2010 and re-fix his salary and disburse the consequential arrears. The petitioner has also sought for a declaration that he is legally entitled to the benefit of Clauses 10 of Ext.P2 Regulations of 2010 and the dictum laid down in Ext.P3 judgment dated 10.07.2015 in W.P.(C).No.9390 of 2012.

2. Heard the learned counsel for the petitioner and also the learned Standing Counsel for the Kerala Agricultural University representing respondents 1 to 4.

3. During the course of arguments, the learned counsel for the petitioner would confine the relief sought for in this writ petition as one directing the 2<sup>nd</sup> respondent to consider Ext.P4 request made by the petitioner in the light of Clause 10 of Ext.P2 UGC Regulations of 2010 and the dictum laid down in Ext.P3 judgment dated 10.07.2015 in W.P.(C) No.9390 of 2012.

4. The learned Standing Counsel for the Kerala Agricultural University representing respondents 1 to 4 would submit that the 2<sup>nd</sup> respondent shall consider and pass appropriate orders on Ext.P4 request made by the petitioner within a time limit to be fixed by this Court.

In such circumstances, this writ petition is disposed of by directing the 2<sup>nd</sup> respondent to consider and pass appropriate orders on Ext.P4 request made by the petitioner, strictly in accordance with law, taking note of the factual and legal contentions raised by the petitioner with reference to Clause 10 of Ext.P2 UGC Regulations of 2010 and the dictum laid down in Ext.P3 judgment, as expeditiously as possible, at any rate, within a period of two months from the date of receipt of a certified copy of this judgment, with notice to the petitioner and after affording him an opportunity of being heard.

**Sd/-  
ANIL K.NARENDRA  
JUDGE**