

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

WEDNESDAY, THE 30<sup>TH</sup> DAY OF JUNE 2021 / 9TH ASHADHA, 1943

WP (C) NO. 20684 OF 2015

**PETITIONER:**

R.VIJAYA KUMAR

S/O.RAMAN NADAR, SOUPARNIKA, RAM NAGAR, KIDARAKUZHI,  
VENGANOOR, THIRUVANANTHAPURAM

BY ADV SRI.T.K.ANANDA KRISHNAN

**RESPONDENTS:**

- 1 STATE OF KERALA  
REPRESENTED BY ITS SECRETARY, KERALA WATER RESOURCES  
DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-  
695 001.
- 2 MANAGING DIRECTOR  
KERALA WATER AUTRORITY, JALA BHAVAN,  
THRIUVANANTHAPURAM-695 024.
- 3 THE SUPERINTENDING ENGINEER  
PUBLIC HEALTH CIRCLE, KERALA WATER AUTHORITY,  
THIRUVANANTHAPURAM-695 024.
- 4 THE FINANCE MANAGER AND CHIEF ACCOUNTS OFFICER,  
JALA BHAVAN, KERALA WATER AUTHORITY, JALABHAVAN,  
THRIUVANANTHAPURAM-695 024.
- 5 THE EXECUTIVE ENGINEER  
SEWERAGE DIVISION, KERALA WATER AUTHRORITY, PATTOOR,  
THIRUVANANTHAPURAM - 695 024.
- 6 THE ASSISTANT EXECUTIVE ENGINEER,  
KERALA WATER AUTHORITY, SEWERAGE SUB-DIVISION, NORTH,  
THIRUANANTHAPURAM - 695 024.

BY ADVS.

SRI.JOSEPH JOHN, SC, KERALA WATER AUTHORITY

SHRI.P.BENJAMIN PAUL, SC, KERALA WATER AUTHORITY

SRI. SUNIL KUMAR KURIAKOSE GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
30.06.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**JUDGMENT**

When this matter was called today, Sri.Benjamin Paul – learned Standing Counsel for the Kerala Water Authority (KWA), submitted that, pending this lis, the petitioner has approached the competent respondent with a proposal for settlement, which was acceded to and that all his eligible benefits have been granted. He, therefore, prayed that this writ petition be closed as having become infructuous.

2. Sri.T.K.Ananda Krishnan – learned counsel appearing for the petitioner, submitted that he does not have instructions from his client as to the afore.

In the afore circumstances, I close this writ petition, on the basis of the afore submissions made on behalf of the KWA; however, leaving liberty to the petitioner to seek rehearing, if any further issues are required to be considered by this Court on its merits.

Sd/-

**DEVAN RAMACHANDRAN**

SAS/30/06/2021

**JUDGE**

APPENDIX OF WP(C) 20684/2015

PETITIONER ANNEXURE:-

EXHIBIT P1	P1:TRUE COPY OF THE RELEVANT PAGES OF THE JUDGMENT OF THE HONOURABLE SUPREME COURT OF INDIA IN WPC.NO.112/1990
EXHIBIT P2	P2:TRUE COPY OF THE ORDER NO.KWA/HQ/EI-15605/94 DATED 09.10.1995 REINSTATING THE PETITIONER IN TO SERVICE
EXHIBIT P3	P3:TRUE COPY OF THE ORDER NO. KWA/HQ/EI/199/95 FIXING THE PAY OF THE PETITIONER
EXHIBIT P4	P4:TRUE COPY OF THE ORDER NO. KWA/EF/JB/15149/98 DTD 27.10.1999 GRANTING PAY PROTECTION TO THE PETITIONER
EXHIBIT P5	P5:TRUE COPY OF THE ORDER NO. GO. (P) NO.2357/99/FIN DATED 25.11.1999
EXHIBIT P6	P6:TRUE COPY OF THE ORDER NO. KWA/EI/1256/2003 GRANTING TIME BOUND HIGHER GRADE DATED 08.03.2012
EXHIBIT P7	P7:TRUE COPY OF THE GRATUITY PAYMENT ORDER DATED 07.07.2014 SHOWING THE DEDUCTION
EXHIBIT P8	P8:TRUE COPY OF THE AUDIT OBJECTION ISSUED BY THE 4TH RESPONDENT
EXHIBIT P9	P9:TRUE COPY OF THE ORDER ISSUED BY 6TH RESPONDENT 28.05.2013
EXHIBIT P10	P10:TRUE COPY OF THE ORDER ISSUED BY THE 5TH RESPONDENT 22.02.2014
EXHIBIT P11	P11:TRUE COPY OF THE ORDER ISSUED BY THE 6TH RESPONDENT 12.05.2014 REVISING SCALE OF PAY
EXHIBIT P12	P12:TRUE COPY OF THE REPORT OF PENSION PAYMENT TO THE PETITIONER

EXHIBIT P13

P13:TRUE COPY OF THE LIABILITY CERTIFICATE  
ISSUED BY THE 5TH RESPONDENT

EXHIBIT P14

P14:TRUE COPY OF THE REPRESENTATION SUBMITTED  
BY THE PETITIONER TO THE 2ND RESPONDENT

RESPONDENTS'

NIL

EXHIBITS:-

//TRUE COPY//

P.A. TO JUDGE