

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE AMIT RAWAL

FRIDAY, THE 17TH DAY OF SEPTEMBER 2021 / 26TH BHADRA, 1943

WP(C) NO. 16409 OF 2021

WRIT PETITIONERS:

- 1 DR.THOMAS PAUL KATTOOKKARAN
AGED 57 YEARS
S/O. KATTOOKARAN KURIA PAUL,
ASSOCIATE PROFESSOR AND HEAD OF THE DEPARTMENT
(RETIRED), RESEARCH DEPARTMENT OF COMMERCE,
ST.THOMAS COLLEGE (AUTONOMOUS), THRISSUR,
RESIDING AT DEW DROPS, KATTOKARAN HOUSE,
MANALIPADAM STREET, KURIACHIRA P.O,
THRISSUR DISTRICT - 680006.
- 2 DR. C.D. VARGHESE
AGED 57 YEARS
S/O.C.R. DEVASSY,
ASSOCIATE PROFESSOR AND HEAD OF THE DEPARTMENT
(RETIRED),
RESEARCH DEPARTMENT OF BOTANY, ST.THOMAS
COLLEGE (AUTONOMOUS), THRISSUR,
RESIDING AT HOUSE NO. 79, HILL GARDENS,
ARCHERY P.O, THRISSUR - 680006.
- 3 DR. PAUL JOSE P
AGED 56 YEARS
S/O. P.L. JOSE, ASSOCIATE PROFESSOR AND RESEARCH GUIDE
(RETIRED), RESEARCH DEPARTMENT OF COMMERCE,
ST.THOMAS COLLEGE (AUTONOMOUS), THRISSUR,
RESIDING AT ALAPPATT PALATHINGAL HOUSE,
SWEET BAZAR ROAD, IRINJALAKUDA HOUSE NO., 680121.
- 4 GEETHA K.M
AGED 59 YEARS, D/O N.J.NAIR,
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF CHEMISTRY, SRI. KERALA VARMA COLLEGE,
THRISSUR, RESIDING AT 133/D, MEENAKSHPURAM,
CHITTELAPALLY P.O, THRISSUR - 680551.
- 5 DR.JOJU K.T
AGED 56 YEARS
S/O.K.A. THOMAS, ASSISTANT PROFESSOR (RETIRED),
DEPARTMENT OF MATHEMATICS, PRAJYOTHI NIKETHAN COLLEGE,
PUDUKAD, THRISSUR, RESIDING AT KOONAMMAVE HOUSE,
ST.MARYS CONVENT ROAD, OLLUR, THRISSUR - 680306.

- 6 DR. KEZIA KURUVILLA
AGED 59 YEARS
W/O. DR. JERRY EARALI,
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF ZOOLOGY, VIMALA COLLEGE, THRISSUR,
RESIDING AT 12/563, EARALIL HOUSE,
ZENANA MISSION ROAD, THRISSUR - 680020.
- 7 DR. LEEMA T.G
AGED 56 YEARS
D/O. GEORGE T.P, ASSOCIATE PROFESSOR AND HEAD OF
THE DEPARTMENT (RETIRED), DEPARTMENT OF ECONOMICS,
ST. ALOYSIUS COLLEGE, ELTHURUTH, THRISSUR,
RESIDING AT MEKKATTUKULAM HOUSE, ELTHURUTH P.O,
THRISSUR - 680611.
- 8 LUCY PAUL M.J
AGED 58 YEARS
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF CHEMISTRY, VIMALA COLLEGE, THRISSUR,
RESIDING AT MOONJELY HOUSE, VYLOPILLY NAGAR,
NELLENKARA, JUBILEE MISSION P.O, THRISSUR - 68005.
- 9 C.K. PRASANNAN
AGED 59 YEARS
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF MALAYALAM, SRI. KERALA VARMA
COLLEGE, THRISSUR,
RESIDING AT CHETTIAMPARAMBIL HOUSE,
KARUMATHARA P.O, KONATHUKUNNU, THRISSUR - 680123.
- 10 P.V. RAJASEKHARAN,
AGED 59 YEARS
S/O.M.K.KRISHNAN NAIR, ASSOCIATE PROFESSOR AND
HEAD OF THE DEPARTMENT (RETIRED),
DEPARTMENT OF ECONOMICS, SRI. KERALA VARMA
COLLEGE, THRISSUR, RESIDING AT APARNA,
ERUMELY P.O, KOTTAYAM, 686509.
- 11 SATHEESAN E.S
AGED 59 YEARS, S/O SHIVASANKARAMENON N.K,
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF MALAYALAM, SRI. KERALA VARMA
COLLEGE, THRISSUR, RESIDING AT SARANG,
MULLEPPILLY ROAD, EAST KADUNGALLUR,
UC COLLEGE, ALUVA - 683102.

- 12 DR. VARGHESE PAUL K
AGED 56 YEARS
ASSOCIATE PROFESSOR AND HEAD OF THE DEPARTMENT
(RETIRED), DEPARTMENT OF PSYCHOLOGY, PRAJYOTHI
NIKETHAN COLLEGE, PUDUKKAD, THRISSUR,
RESIDING AT GRACE DALE, KUTTIYAL ROAD, KUTTIMUKKU,
RAMAVARMAPURAM, THRISSUR - 680631.
- 13 DR. FRANCY K, KAKKASSERY
AGED 57 YEARS
S/O. K.J. KUNHIP, ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF ZOOLOGY, ST. THOMAS COLLEGE
(AUTONOMOUS), THRISSUR, RESIDING AT A3,
ALAKANANDA RESIDENCY, CHUNGAM P .O, AYYANTHOLE,
THRISSUR - 680003.
- 14 DR. K.C. FRANCIS
AGED 38 YEARS
S/O. CHERIA, ASSOCIATE PROFESSOR AND HEAD OF THE
DEPARTMENT (RETIRED), DEPARTMENT OF ECONOMICS,
ST. THOMAS COLLEGE (AUTONOMOUS), THRISSUR,
RESIDING AT KALLERY HOUSE, B-1, MEGHNA RESIDENCY,
KANNAMKULANGARA, KOORKENCHERRY, THRISSUR - 680007.
- 15 DR. BENNY T.M
AGED 56 YEARS
S/O. MATHEW T.V, ASSOCIATE PROFESSOR (RETIRED),
P.G. AND RESEARCH DEPARTMENT OF ZOOLOGY,
ST. JOSEPH'S COLLEGE (AUTONOMOUS), DEVAGIRI,
CALICUT, RESIDING AT 33/6239 E,
TEST GROUND ROAD, CHEVAYUR, CALICUT- 17.
- 16 DR. ANNIE SUSAN MATHEW
AGED 56 YEARS
D/O. MATHEW DANIEL, ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF ENGLISH, MAR THOMA COLLEGE,
THIRUVALLA, RESIDING AT WELUTHERIL HOUSE, R.S.P.O,
THIRUVALLA, PATHANAMTHITTA DISTRICT, PIN - 689111.
- 17 DR. G. KOSHY
AGED 57 YEARS
S/O. GEORGE THOMAS, ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF ENGLISH, MAR THOMA COLLEGE,
THIRUVALLA, RESIDING AT WELUTHERIL HOUSE,
R.S.P.O. THIRUVALLA,
PATHANAMTHITTA DISTRICT, PIN - 689111.

- 18 J.C KAPPAN
AGED 57 YEARS
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF ENGLISH, ST. DOMINIC COLLEGE,
KANJIRAPALLY, RESIDING AT THENAMAKKAL HOUSE,
KUNNUMBHAGAM, KANJIRAPPILLY, KOTTAYAM - 686507,
- 19 DR. SAJU JOSEPH
AGED 59 YEARS
S/O. JOSEPH.K.J, ASSOCIATE PROFESSOR(RETIRED),
DEPARTMENT OF ENGLISH, ST. DOMINIC COLLEGE,
KANJIRAPALLY, RESIDING AT KOCHUVEETIL HOUSE,
PARATHODU P.O, KANJIRAPPILLY, KOTTAYAM - 686512.
- 20 MARYKUTTY JOSEPH
AGED 58 YEARS
W/O. PHILIP C. JOSEPH,
ASSOCIATE PROFESSOR(RETIRED),
DEPARTMENT OF PHYSICS, ST. DOMINIC COLLEGE,
KANJIRAPALLY, RESIDING AT CHOLAMPUZHA HOUSE,
KOZHUVANAL P.O, KOTTAYAM - 686573.
- 21 DR. JOJO GEORGE,
AGED 57 YEARS
VICE PRINCIPAL AND HEAD OF THE DEPARTMENT
(RETIRED), DEPARTMENT OF BOTANY,
ST. DOMINIC COLLEGE, KANJIRAPALLY,
RESIDING AT EARATHU HOUSE, THAMPALAKADU P.O,
PONKUNNAM, KOTTAYAM - 686506.
- 22 NIRMALA JOSEPH
AGED 58 YEARS
W/O. K.J. JOY, ASSOCIATE PROFESSOR(RETIRED),
DEPARTMENT OF ZOOLOGY ST. DOMINIC COLLEGE,
KANJIRAPALLY,
RESIDING AT PANACHINANI KURUVANMAKEL HOUSE,
ANTHINAD P.O, KOTTAYAM - 686651.
- 23 RITA MARY THOMAS P
AGED 57 YEARS
ASSOCIATE PROFESSOR(RETIRED),
DEPARTMENT OF PHYSICAL EDUCATION, MERCY COLLEGE,
PALAKKAD, RESIDING AT THEKKINKATTIL HOUSE,
AYODHYA NAGAR, PALLIPPURAM P.O, PALAKKAD - 678006.

- 24 MARY SARA CHERIAN
AGED 56 YEARS
D/O. V.M. CHERIAN, ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF CHEMISTRY, MAR THOMA COLLEGE,
THIRUVALLA, RESIDING AT CHERIPPERIL HOUSE,
MANJADI P.O, THIRUVALLA - 689105.
- 25 DR. VINCENT TEREENCE REBELLO,
AGED 56 YEARS
S/O. NICHOLAS REBELLO, ASSOCIATE PROFESSOR AND
DEAN (RETIRED), ST. ALBERT'S COLLEGE, ERNAKULAM,
RESIDING AT NIAL DALE, 35/161 (TMC),
N.G.O. QUARTERS WEST P.O,
THRIKKAKARA, PIN - 682021.
- 26 DR. GEORGE MATHEW
AGED 57 YEARS, S/O M.J.MATHEW,
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF ZOOLOGY, ST. JOSEPH'S COLLEGE
(AUTONOMOUS), DEVAGIRI, CALICUT,
RESIDING AT MATTATHIL HOUSE, BHAVANS ROAD,
CHEVAYUR P.O, CALICUT - 673017,
- 27 ABY THOMAS
AGED 57 YEARS
S/O.P.K. THOMAS, ASSISTANT PROFESSOR (RETIRED),
DEPARTMENT OF ECONOMICS, MAR THOMA COLLEGE,
THIRUVALLA, RESIDING AT PANDAKASALA, KAMPAMCODE,
VAYAKKAL P.O, VALAKOM, KOLLAM DISTRICT - 691532.
- 28 DR. A. SHERSHAH
AGED 57 YEARS
S/O. A. AMANULLA, ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF PHYSICAL EDUCATION,
TKM COLLEGE OF ARTS & SCIENCE, KOLLAM,
RESIDING AT HAMDALA, VATTAPALAMOODU,
SREENIVASAPRUAM P.O, VARKALA - 695145.
- 29 DR. DAVIS ANTONY MUNDASERY
AGED 56 YEARS
ASSOCIATE PROFESSOR AND HEAD OF DEPARTMENT OF
STATISTICS (RETIRED), CHRIST COLLEGE (AUTONOMOUS),
IRINJALAKUDA, RESIDING AT MUNDASERY HOUSE,
PALAKL, PALLISSERY P.O, THRISSUR - 680027.

BY ADVS.
ARUN.B.VARGHESE
AISWARYA V.S.

RESPONDENTS:

- 1 STATE OF KERALA
REPRESENTED BY PRINCIPAL SECRETARY,
DEPARTMENT OF HIGHER EDUCATION,
GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM -695001.

- 2 THE DIRECTOR
DIRECTORATE OF COLLEGIATE EDUCATION, VIKAS BHAVAN,
THIRUVANANTHAPURAM - 695033.

GP SRI JIMMY GEORGE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17.09.2021, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

JUDGMENT

The matter in controversy is covered by the judgment of this Court in W.P(C).1033/2020 and connected cases dated 18.3.2021, whereby the benefit of broken service has been accorded to the petitioners therein.

This writ petition is allowed in terms of the aforementioned judgment with a further direction to the respondents to accord the pensionary benefits the petitioners are entitled to, in accordance with law. Let this exercise be undertaken within a period of two months from the date of receipt of a copy of this judgment.

Sd/-
AMIT RAWAL
JUDGE

APPENDIX OF WP(C) 16409/2021

PETITIONER EXHIBITS

- Exhibit P1 TRUE COPY OF REPRESENTATION DATED 09.10.2020 SUBMITTED BY THE WRIT PETITIONERS 1 TO 15 BEFORE THE 1ST RESPONDENT.
- Exhibit P2 TRUE COPY OF REPRESENTATION DATED 09.10.2020 SUBMITTED BY THE WRIT PETITIONERS 16 TO 28 BEFORE THE 1ST RESPONDENT.
- Exhibit P3 TRUE COPY OF JUDGMENT DATED 20.11.2020 IN WP(C) NO.25584/2020 OF THE HONOURABLE HIGH COURT OF KERALA.
- Exhibit P4 TRUE COPY OF THE ORDER NO.GO(RT) NO. 688/2021/H.EDN DATED 24.05.2021 ISSUED BY THE 1ST RESPONDENT.
- Exhibit P5 TRUE COPY OF THE JUDGMENT DATED 18.03.2021 IN WP(C) NO. 1033/2020 OF THE HONOURABLE HIGH COURT OF KERALA.

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE AMIT RAWAL

FRIDAY, THE 17TH DAY OF SEPTEMBER 2021 / 26TH BHADRA, 1943

WP(C) NO. 16832 OF 2021

PETITIONERS:

- 1 DR. JOBY THOMAS K
AGED 56 YEARS
S/O.K.O. THOMAS,
ASSOCIATE PROFESSOR (RETIRED),
DEPARTMENT OF CHEMISTRY,
ST. THOMAS COLLEGE (AUTONOMOUS), THRISSUR,
RESIDING AT KAKKASSERY HOUSE, VELUKKARAN LANE,
EAST FORT THRISSUR 680 005.

- 2 DR. BIJU JOHN M.,
AGED 50 YEARS
S/O. JOHN M.J.
ASSOCIATE PROFESSOR AND HEAD OF THE DEPARTMENT,
DEPARTMENT OF COMMERCE,
ST. THOMAS COLLEGE (AUTONOMOUS), THRISSUR,
RESIDING AT MAILIT PAL THINGAL HOUSE,
HARMONY STREET, LORDUPURAM,
EAST FORT THRISSUR 680 005.

- 3 DR. MINI CHANDRAN.C,
AGED 54 YEARS
W/O. PRASAD D,
ASSOCIATE PROFESSOR AND HEALTH OF THE DEPARTMENT,
DEPARTMENT OF ZOOLOGY,
KSMD B COLLEGE, SASTHAMCOTTA, KOLLAM,
RESIDING AT MOHANAM, MANAKKARA,
SHANKARA MANGALAM COMPOUND, S
ASTHAMKOTTA, KOLLAM 690 521.

- 4 DR. TRISINA M ALAPAT,
AGED 50 YEARS
W/O. DR. FRANCY KAKKASERRY,
ASSOCIATE PROFESSOR,
DEPARTMENT OF ENGLISH,
MERCY COLLEGE, PALAKKAD.
RESIDING AT A3,
ALAKANANDA RESIDENCY,
CHUNGAM P.O. AYYANTHOLE, THRISSUR 680 003.

- 5 MARIYAMA JOHN,
AGED 54 YEARS
W/O. POWER JOSE KONIKKARA, ASSOCIATE PROFESSOR,
DEPARTMENT OF PHYSICS MERCY COLLEGE, PALAKKAD,
RESIDING AT KONIKKARA HOUSE, 27/766(20),
SIRNIVASA GARDENS KALLIKKAD, PALAKKAD 695 572.
- 6 DR. BIJU C.S,
AGED 50 YEARS
S/O. C.S. CHERIAN, ASSOCIATE PROFESSOR,
DEPARTMENT OF ENGLISH AND COORDINATOR DEPARTMENT
OF MEDIA STUDIES ST. THOMAS, COLLEGE, THRISSUR,
RESIDING AT CHEMPAKATHINAL HOUSE, YASORAM ROAD,
CHRISTOPHER NAGAR, OLLUR, THRISSUR 680 306.

BY ADVS.
ARUN.B.VARGHESE
AISWARYA V.S.

RESPONDENTS:

- 1 STATE OF KERALA,
REPRESENTED BY PRINCIPAL SECRETARY,
DEPARTMENT OF HIGHER EDUCATION,
GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM 695 001.
- 2 THE DIRECTOR,
DIRECTORATE OF COLLEGIATE EDUCATION, VIKAS BHAVAN,
THIRUVANANTHAPURAM 695 033.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17.09.2021, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

JUDGMENT

The matter in controversy is covered by the judgment of this Court in W.P(C).1033/2020 and connected cases dated 18.3.2021, whereby the benefit of broken service has been accorded to the petitioners therein.

This writ petition is allowed in terms of the aforementioned judgment with a further direction to the respondents to accord the pensionary benefits the 1st petitioner is entitled to, in accordance with law. Other petitioners are still in service. Let this exercise be undertaken within a period of two months from the date of receipt of a copy of this judgment.

Sd/-
AMIT RAWAL
JUDGE

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APPENDIX OF WP(C) 16832/2021

PETITIONER EXHIBITS

- Exhibit P1 TRUE COPY OF JUDGMENT DATED 20.11.2020
IN WPC NO. 25554/2020 OF THE HONOURABLE
HIGH COURT OF KERALA.
- Exhibit P2 TRUE COPY OF THE ORDER NO. GO(RT) NO.
687/2021/H.EDN. DATED 24.05.2021 ISSUED
BY THE IST RESPONDENT.
- Exhibit P3 TRUE COPY OF JUDGMENT DATED 18.03.2021
IN WPC NO. 1033/2020 OF THE HONOURABLE
HIGH COURT OF KERALA.