

Jithosh K vs State of Kerala

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SooperKanoon Citation : sooperkanoon.com/1280153

Court : Kerala

Decided On : Mar-28-2025

Judge : Honourable Mr. Justice a.Muhamed Mustaque,Honourable Mr.Justice P. Krishna Kumar

Appeal No. : OP(KAT)/141/2025

Appellant : Jithosh K

Respondent : State of Kerala

Judgement :

OP(KAT) NO. 141 OF 2025 1

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE & THE HONOURABLE MR.JUSTICE P. KRISHNA KUMAR
FRIDAY, THE 28TH DAY OF MARCH 2025 / 7TH CHAITHRA, 1947
OP(KAT) NO. 141 OF 2025 AGAINST THE ORDER DATED 25.01.2024
IN O.A.NO.2273 OF 2021 PETITIONER/APPLICANT :

JITHOSH K AGED 39 YEARS S/O. KUNACHAN V J., VELLIKKARA HOUSE, AROOR P.O., ALAPPUZHA, KERALA, PIN - 688534 BY ADVS.

K.P.PRADEEP T.T.BIJU T.THASMI M.J.ANOOPA POOJA V.M.
RESPONDENTS/RESPONDENTS : 1 STATE OF KERALA
REPRESENTED BY ITS SECRETARY GENERAL EDUCATION
DEPARTMENT, GOVERNMENT SECRETARIATE
THIRUVANANTHAPURAM, PIN - 695001 2 DIRECTOR OF GENERAL
EDUCATION JAGATHI, THIRUVANANTHAPURAM, PIN - 695014
OP(KAT) NO. 141 OF 2025 2 3 KERALA PUBLIC SERVICE
COMMISSION, REPRESENTED BY SECREATRY, PATTOM,
THIRUVANANTHAPURAM, PIN - 695001 4 DISTRICT OFFICER,
KERALA PUBLIC SERVICE COMMISSION, ALAPPUZHA, ALISSERY
ROAD, ZACKARIA BAZAAR, ALAPPUZHA, PIN - 688012

5 RAJESH M JAYA NIVAS, NEAR CARD BANK, MULLAKKAL WARD,
ALAPPUZHA, PIN - 688001 6 RUGHMA SASIKUMAR OMNIVAS CMC
32, CHERTHALA, ALAPPUZHA, PIN - 688524 7 THE DEPUTY
DIRECTOR OF EDUCATION ALAPPUZHA, NEAR CIVIL STATION,
ALAPPUZHA, PIN - 688001 BY SRI.A.J.VARGHESE,
SR.GOVERNMENT PLEADER THIS OP KERALA ADMINISTRATIVE
TRIBUNAL HAVING COME UP FOR ADMISSION ON 28.03.2025, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING: OP(KAT)
NO. 141 OF 2025 3

JUDGMENT

A.Muhammed Mustaque, J.

The petitioner was unsuccessful before the Tribunal in challenging rotation system followed in advising candidates from the ranked list for appointment to the post of Physical Education Teacher, High School (Malayalam Medium) in Alappuzha District. The 6th respondent has been appointed. However, we note that the list expired on 17.12.2021. In such circumstances, there is no scope for entertaining this original petition, and no relief can be granted to the petitioner. Accordingly, this original petition stands dismissed in limine. Sd/- A.MUHAMED MUSTAQUE JUDGE Sd/- P.KRISHNA KUMAR JUDGE rkj OP(KAT) NO. 141 OF 2025 4

APPENDIX OF OP(KAT) 141/2025 PETITIONER ANNEXURES Annexure A1
THE TRUE COPY OF THE RANK LIST FOR THE

POST OF PHYSICAL EDUCATION TEACHER HIGHER SCHOOL, MALAYALAM
MEDIUM EDUCATION DEPARTMENT IN ALAPPUZHA DISTRICT HAVING
RANK LIST NO.925/18/SSII ISSUED BY THE 4TH RESPONDENT Annexure A2
THE TRUE COPY OF THE APPOINTMENT CHART FOR THE POST OF
PHYSICAL EDUCATION TEACHER HIGHER SCHOOL MALAYALAM MEDICUM
EDUCATION DEPARTMENT IN ALAPPUZHA DISTRICT ISSUED BY THE 4TH
RESPONDENT TO THE APPLICANT Annexure A3 THE TRUE COPY OF THE
APPOINTMENT CHART FOR THE POST OF PHYSCIAL EDUCATION
TEACHER HIGHER SCHOOL MALAYALAM MEDIUM EDUCATION
DEPARTMENT IN ALAPPUZHA AS PER CIRCULAR NO.05/07 ISSUED BY THE
4TH RESPONDENT TO THE APPLICANT

Annexure A4 THE TRUE COPY OF THE APPOINTMENT CHART PUBKISHED
BY THE 4TH RESPONDENT IN THE CHART PUBLISHED BY THE ALAPPUZHA
DISTRICT OFFICER Annexure A5 THE TRUE COPY OF THE APPLICATION
SUBMITTED BY THE COMPLAINT BEFORE THE FOURTH RESPONDENT
23/10/2021 Annexure A6 THE TYPED COPY OF THE ANNEXURE A5 Annexure
A7 THE TRUE COPY OF THE REPLY FOR THE

RESPONDENT THE HAVING NUMBER A2/309411/2021 ISSUED BY THE
FOURTH RESPONDENTS TO THE COMPLAINANT DATED

Exhibit P1 TRUE COPY OF THE ORIGINAL APPLICATION IN O.A.NO.2273 OF
2021 BEFORE THE KERALA ADMINISTRATIVE TRIBUNAL,
THIRUVANANTHAPURAM OP(KAT) NO. 141 OF 2025 5 Exhibit P2 TRUE COPY
OF THE REPLY STATEMENT SUBMITTED BY THE 3RD AND 4TH
RESPONDENT Exhibit P3 TRUE COPY OF THE REPLY STATEMENT
SUBMITTED BY THE RESPONDENTS 5 AND 6 Exhibit P4 TRUE COPY OF THE
REPLY STATEMENT SUBMITTED BY THE 7TH RESPONDENT Exhibit P5
TRUE COPY OF THE ORDER IN O.A NO.2273 OF 2021 DATED 25-01-2024
PASSED BY THE KERALA ADMINISTRATIVE TRIBUNAL