

**Jayakumar vs Union of India**

**Jayakumar vs Union of India**

**SooperKanoon Citation :** [sooperkanoon.com/1287956](https://sooperkanoon.com/1287956)

**Court :** Kerala

**Decided On :** Mar-04-2024

**Judge :** Honourable Mr.Justice Basant Balaji

**Appeal No. :** WP(C)/2517/2020

**Appellant :** Jayakumar

**Respondent :** Union of India

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945

WP(C) NO. 2517 OF 2020 PETITIONER/S: 1 JAYAKUMAR, AGED 55  
YEARS,THEKKEPARAMBU HOUSE, AVALOOKUNNU.P.O,  
PUNNAMADA, ALAPPUZHA 2 BABU.M,VALATHU HOUSE,  
CHERUTHANA.P.O, KARUVATTA, ALAPPUZHA 3  
JAYADEEP,THENGATHIL HOUSE, PADAHARAM, THAKAZHY,  
ALAPPUZHA 4 SURESH BABU,KALATHIL HOUSE, PATHIRAPPALLY,  
ALAPPUZHA 5 JACOB ANTONY,CHENNADU HOUSE,  
CHAMPAKULAM, ALAPPUZHA 6 RAJU.C.P.,CHOVUMPURAM

HOUSE, THATHAMPALLY, ALAPPUZHA 7  
C.SANTHOSH,PUTHENVEEDU, PUNNAPRA, ALAPPUZHA 8  
SHYLA.V,LEELALAYAM, THOTTAPPALLY.P.O, AMBALAPUZHA,  
ALAPPUZHA 9 RANI DEVADAS SREE CHAITHANYA,  
OLAKETTIAMBALAM.P.O, MAVELIKKARA 10 ALEX.T.T.,27386THYIL,  
KANJIRAMCHIRA.P.O, ALAPPUZHA BY ADVS. R.SUNIL KUMAR  
SMT.A.SALINI LAL SHRI.ARUN KRISHNA RESPONDENT/S: 1 UNION  
OF INDIA REPRESENTED BY SECRETARY MINISTRY OF DEFENCE,  
NEW DELHI-

2 QUARTERMASTER GENERAL Q MG BRANCH, GENERAL  
CANTEEN SERVICE, ARMY HEADQUARTERS, L-1, BLOCK NUMBER  
16, CHURCH ROAD, NEW DELHI-110011 3 DIRECTOR CANTEEN  
SERVICE DIRECTORATE, WING-III, WEST BLOCK 3, RK PURAM,  
NEW DELHI-110066 4 STATION COMMANDER STATION HEAD  
QUARTERS, (ARMY), KOCHI, NAVAL BASE, KOCHI- 5 STATION  
COMMANDER, STATION HEAD QUARTERS, PANGODE,  
THIRUVANANTHAPURAM-695006 BY ADVS. SHRI.P.VIJAYAKUMAR,  
ASG OF INDIA SUVIN R MENON THIS WRIT PETITION (CIVIL)  
HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH  
WP(C).25202/2020 AND CONNECTED CASES AND CONNECTED  
CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 25202 OF 2020 PETITIONER/S: 1 V.MONY (EX. HOY NB  
SUB) AGED 52 YEARS,PULIPARAVILA VEEDU, THANIMOODU,  
KANYAKUMARI, TAMIL NADU. 2 SANTOSH (EX.NK),TC 18/93/8,  
SOUPARNIKA, JAI NAGAR, THIRUMALA P.O.,  
THIRUVANANTHAPURAM. 3 K. PRAMOD (EX. NK),VPS 376-B, TC  
19/165-2, VATTAVILA, THIRUMALA, THIRUVANANTHAPURAM. 4  
VIJIMOL,D/O. KRISHNAN NAIR, KRISHNA NIVAS,

THRIPPADAPURAM, KULATHOOR P.O., THIRUVANANTHAPURAM. 5 S. SANDHYA,D/O. LATE T. SASI EX NK, NAKSHATRA, PERIJAMKADAVU, NEYARDAM, THIRUVANANTHAPURAM.

6 REJITHA A.S. NAIR,W/O. LATE GOPAN EX. NK. , SAROJA MANDIRAM, PUTHUKULANGARA P.O., NEDUMANGAD,THIRUVANANTHAPURAM. 7 T. SWAPANA,D/O. SOMAN NAIR, EX. NK., TC 22/1012, MANJUSHA, ATTUKAL, MANAKADU P.O., THIRUVANANTHAPURAM. 8 SUNIL NADAR,S/O. SWAMI NADAR EX. CNC, SUMATHI BHAVAN, PRIYAL LANE, PEYAD P.O., THIRUVANANTHAPURAM. 9 V. MANJUSHA,D/O. MOHANAN, EX. HAV., HARSHAM, TC 2058/2, TRIKKANNAPURAM, THIRUMALA P.O., THIRUVANANTHAPURAM. 10 SINDHU S. NAIR,D/O. SIVARAMANNAIR, EX. CFN, TC 7/1544(1), TKRA-19, THIRUNILAM LANE, THIRUMALA P.O., THIRUVANANTHAPURAM. 11 K.GEETHA,SREEBHAVANAM, TC 73/2650, SREEVARAHOM, VALLAKADAVU P.O., THIRUVANANTHAPURAM. 12 R. SALINI,D/O. LATE SEKHARAN, EX. PWR, PUTHUVALPUTHEN VEEDU, KACHANI, NATTAYAM P.O., THIRUVANANTHAPURAM. 13 S. REMESAN,PATTUVILAKAM, PERUNKUZZHI P.O., THIRUVANANTHAPURAM. 14 K.K. ANEESH KUMAR,KARTHIKAPPALLY VADAKKATHIL, THEZHAVA NORTH, KARTHIKAPPALLY VADAKKATHIL, THEZHAVA NORTH, KUTHIRAPANTHI P.O., KOLLAM. BY ADVS.R.SUNIL KUMAR SMT.A.SALINI LAL RESPONDENT/S: 1 UNION OF INDIA,REPRESENTED BY SECRETARY, MINISTRY OF DEFENCE, NEW DELHI-110011. 2 QUARTERMASTER GENERAL,Q MG BRANCH, GENERAL CANTEEN SERVICES, ARMY HEADQUARTERS, L-1, BLOCK NUMBER 16, CHURCH ROAD, NEW DELHI-1100011.

3 DIRECTOR,CANTEEN SERVICE DIRECTORATE, WING-III, WEST BLOCK 3, RK. PURAM, NEW DELHI-110066. 4 STATION COMMANDER,STATION HEAD QUARTERS, PANGODE, THIRUVAN-

ANTHAPURAM-695006. 5 THE CHAIRMAN,ADM COMMANDANT, STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM-695006. BY ADV SHRI.HARIDAS P.NAIR, CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 25209 OF 2020 PETITIONER/S: 1 S.SANTHOSH KUMAR (EX. NK),SANTOSH BHAVAN, NADUVATTOM P.O., PALLIPAD, ALAPPUZHA. 2 K.MURALEEDHARAN (EX HAV),KALAPATTU MURALEEGEETHAM, ORIPURAM, CHENNITHALA PO, ALAPPUZHA. 3 V.JAYALEKSHMI,(W/O. LATE G.ANIL KUMAR EX.NK), THONDITHARA HOUSE, THIRUVANDOOR P.O., CHENGANNUR, ALAPPUZHA. 4 BINDU R. KRISHNAN,(W/O. LATE RADHAKRISHNAN NAIR EX. HAV/CLK), KALEECKAL HOUSE, ELIPPAKULAM P.O., PALLICKAL, ALAPPUZHA. BY ADVS.R.SUNIL KUMAR SMT.A.SALINI LAL RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY SECRETARY, MINISTRY OF DEFENCE, NEW DELHI-110011. 2 QUARTERMASTER GENERAL,Q M G BRANCH, GENERAL CANTEEN SERVICES, ARMY HEADQUARTERS, L-1, BLOCK NUMBER 16, CHURCH ROAD, NEW DELHI-110011.

3 DIRECTOR,CANTEEN SERVICE DIRECTORATE, WING-III, WEST BLOCK 3, RK PURAM, NEW DELHI-110066. 4 STATION COMMANDER,STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM-695006. 5 THE CHAIRMAN,ADM COMMANDANT, STATION HOUSE QUARTERS, PANGODE, THIRUVANANTHAPURAM-695006. BY ADV SUVIN R MENON THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON

1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 25213 OF 2020 PETITIONER/S: 1 M.C.GEETHA (W/O  
LATE GOPIKUTTAN), NILICKAL HOUSE, KODUMON EAST POST,  
PATHANAMTHITTA 2 DEEPTHI KUMAR,JAYA BHAVAN, TC 32/223,  
MADAVAPURAM, TITANIUM, THIRUVANANTHAPURAM 3 R.BIJU  
(EX.NK),VAISHNAVAM, MAMPILALI, THUMPAMON P.O.,  
PATHANAMTHITTA 4 N.T.GEETHA KUMARI,(W/O.LATE  
MADUSUDANAN NAIR) PADMALAYAM PULLAD P.O.,  
PATHANAMTHITTA 5 BEEBA S KUMAR,(W/O.LATE SREEKUMAR  
EX.NK), CHULLICKAL HOUSE, KURUNGUZHA P.O.,  
PATHANAMTHITTA 6 PRIYA P. NAIR (W/O.LATE AJITH KUMAR)  
VADAKKANOTTIL HOUSE, EDAYARANMULA P.O.,  
PATHANAMTHITTA

7 PRASANNA S PILLAI ,W/O.LATE SASIDHARAN PILLAI)  
KEEZHEDATH THAZHATHETHIL, PANANGADU P.O., KULANADA,  
PATHANAMTHITTA 8 SREEJA R.(W/O.LATE ABHILASH K.  
NAIR),KADATHUR NANDANAM, VALLICODU P.O., KAIPATTOOR,  
PATHANAMTHITTA 9 I.AJITHA (W/O.LATE S. SUNIL),KOTTARAVILA  
ROHINI, KAITHAPPARAMBU P.O., PATHANAMTHITTA BY  
ADVS.R.SUNIL KUMAR SMT.A.SALINI LAL RESPONDENT/S: 1  
UNION OF INDIA REP.BY SECRETARY MINISTRY OF DEFENCE,  
NEW DELHI-110011 2 QUARTERMASTER GENERAL,Q MG BRANCH,  
GENERAL CANTEEN SERVICES, ARMY HEADQUARTERS, L-I,  
BLOCK NUMBER 16,

CHURCH ROAD NEW DELHI-110011 3 DIRECTOR,CANTEEN SERVICE DIRECTORATE, WING - III, WEST BLOCK 3, RK PURAM, NEW DELHI-110066 4 STATION COMMANDER,STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM 695 006 5 THE CHAIRMAN,ADM COMMANDANT, STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM 695 006 BY ADVS.SRI.K.SHRI HARI RAO, SRI SUVIN R MENON, CGC KRISHNA T C THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON

1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 26222 OF 2020 PETITIONER/S: 1 EX.N.K.ANILKUMAR.B, AGED 44 YEARS S/O. LATE BHASKARA PILLAI, BILLING CLERK, UNIT RUN CANTEEN (URC), KOTTARAKKARA, RESIDING AT ROHINI, MELILA P.O., KOTTARAKKARA, KOLLAM DISTRICT-691 508. 2 EX.N.K.RAJAN PILLA, AGED 56 YEARS S/O. LATE PARAMESWARAN PILLAI, BILLING CLERK, UNIT RUN CANTEEN (URC), KOTTARAKKARA, RESIDING AT REKHA NIVAS, NILAMELMURI, EAST KALLADA P.O., KOLLAM DISTRICT-691 502.

3 EX.HAV.ANILKUMAR B., AGED 52 YEARS S/O. BALAKRISHNAN NAIR, SALES ASSISTANT, UNIT RUN CANTEEN (URC), KOTTARAKKARA RESIDING AT GOKULAM, THAZHATHUKULAKKADA, KOTTARAKKARA, KOLLAM-691 521. 4 SATHIYAPAL BABU G., AGED 54 YEARS S/O. LATE GOVINDA PILLAI, BILLING CLERK, UNIT RUN CANTEEN (URC), KOTTARAKKARA RESIDING AT AMBIKA BHAVAN, NADUTHERI, PATHANAPURAM, PATTAZHI P.O., KOLLAM-691 522. BY

ADVS.K.C.SANTHOSHKUMAR

SMT.K.K.CHANDRALEKHA

RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI-110 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 110 001. 3 THE DEPUTY DIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI-110 001. 4 THE CHAIRMAN,ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006.

5 THE STATION COMMANDER STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006. BY ADVS. SHRI.P.VIJAYAKUMAR, ASG OF INDIA SUVIN R MENON THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 27478 OF 2022 PETITIONER/S: HAV BABUMON K K  
(RTD), AGED 44 YEARS S/O.KUNJU KUNJU.C.Y, BILLING CLERK  
CUM SALES PERSON, ESM URC KOLLAM, RESIDING AT  
MOOSARIVILA VEEDU, NADUTHERY, THALAVOOR.P.O,  
THALAVOOR VILLAGE, PATHANAPURAM TALUK,KOLLAM  
DISTRICT.

BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA BABU JOHN  
K.S.SUDHA ANUPAMA JOHNY RESPONDENT/S: 1 UNION OF INDIA  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT,

MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTHI BHAWAN, RAFI MARG, NEW DELHI-110119. 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 110001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH(QMG) ARMY HEAD QUARTERS, NEW DELHI-110001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA.P.O, PANGODU, THIRUVANANTHAPURAM-695006.

5 THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA.P.O, PANGODU, THIRUVANANTHAPURAM-695006. 6 THE MANAGER, ESM UNIT RUN CANTEEN, KOLLAM-691009. BY ADV MANU S., ASG OF INDIA, SUVIN R MENON CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 27795 OF 2021 PETITIONER/S:  
EX.SUB.HONY.CAPT.JAYAKUMAR.S, AGED 51 YEARS S/O LATE  
S.P. SUKUMARA PILLAI, ASSISTANT MANAGER, ESM UNIT RUN,  
CANTEEN, KOTTARAKKARA, RESIDING AT AVITOM,  
CHERUMOOD, VELLIMON P.O.KOLLAM DISTRICT-691 511 BY ADVS.  
K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA BABU JOHN  
ANUPAMA JOHNY P.MAYA K.S.SUDHA RESPONDENT/S: 1 UNION  
OF INDIA REPRESENTED BY THE SECRETARY TO THE  
GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT,  
GOVERNMENT OF INDIA, SHRAM SHAKTHI BHAWAN, RAFI MARG,  
NEW DELHI-110 2 THE SECRETARY TO THE GOVERNMENT

MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 3  
THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES,  
QUARTER MASTER GENERALS BRANCH (QMG) ARMY HEAD  
QUARTERS, NEW DELHI-110 001 4 THE CHAIRMAN ADM  
COMMANDANT, STATION HEAD QUARTERS, THIRUMALA  
P.O.PANGOUD, THIRUVANANTHAPURAM-695 006. 5 THE STATION  
COMMANDER, STATION HEAD QUARTERS, THIRUMALA  
P.O.PANGOUD, THIRUVANANTHAPURAM-695 006. 6 THE MANAGER  
, ESM UNIT RUN CANTEEN, KOTTARAKKARA, ,  
KIZHAKKETHERUVU, CHENGAMANDU P.O.KOTTARAKKARA-691  
557. BY ADVS. S.MANU, ASG OF INDIA, SRI SUVIN R MENON CGC  
THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED  
CASES AND CONNECTED CASES, THE COURT ON 4.3.2024  
DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 29919 OF 2021 PETITIONER/S: 1 C.PRASANNA  
KUMAR(EX JCO) AGED 54 YEARS S/O.VASUDEVAN NAIR,  
PRASANNALAYAM, SOORANAD (N) P.O., KOLLAM-690561. 2  
JAREENA P.ABRAHAM, W/O.LATE THOMAS MATHEW, PARACKAL,  
OTHERA P.O., THIRUVALLA, PATHANAMTHITTA. 3 USHAKUMARI,  
W/O.LATE HAV. MURALEEDHARAN NAIR, NALLOTTIL HOUSE,  
CHINGOLI P.O., ALAPPUZHA-690532. 4 ANANDHALEKSHMI,  
W/O.LATE HAV. THRIVIKRAMAN KOTTAKKATTENTHU,  
PALLARIMANGALAM P.O., MAVELIKKARA, ALAPPUZHA-690107.

5 SREEJA.S, W/O.LATE HAV.RAJEEV R.NAIR (SENA MEDAL),  
VAISHNAVAM, KARAKKAD PO, ALAPPUZHA P.O-689504. BY ADVS.  
R.SUNIL KUMAR A.SALINI LAL ARUN KRISHNA RESPONDENT/S: 1  
UNION OF INDIA REPRESENTED BY SECRETARY MINISTRY OF

DEFENSE, NEW DELHI-110011. 2 QUARTERMASTER GENERAL, Q MG BRANCH, GENERAL CANTEEN SERVICES, ARMY HEADQUARTERS, L-1, BLOCK NUMBER 16, CHURCH ROAD, NEW DELHI-110011. 3 DIRECTOR, CANTEEN SERVICE DIRECTORATE, WING-III, WEST BLOCK 3, RK PURAM, NEW DELHI-110066. 4 STATION COMMANDER, STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM- 695006. 5 THE CHAIRMAN ADM COMMANDANT, STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM-695006. BY ADV SUVIN R MENON THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 30508 OF 2021 PETITIONER/S: 1 EX.HAV.MANU V.G., AGED 43 YEARS S/O. GOPINATHAN PILLAI, STORE HANDLER, ESM URC, PATHANAMTHITTA, RESIDING AT MADATHIL VEEDU, THAZHATHUMURI, KIZHAKKENADA, EAST KALLADA, KOLLAM - 691 502. 2 EX.NK.RAJESH G. NAIR,AGED 48 YEARS S/O. GOPINATHAN NAIR, SECURITY STAFF, ESM URC PATHANAMTHITTA, RESIDING AT MELEPLAMKUZHIYIL HOUSE, PUTHUMALA P. O., PARAKKODE, PATHANAMTHITTA - 691 554. 3 EX.HAV.ACP-I ABRAHAM SKARIAH, AGED 55 YEARS S/O. A. SKARIA, BILLING CLERK, URC (EXTN.COUNTER), PATHANAMTHITTA, RESIDING AT MARY VILLA, THUMPAMON P. O., PATHANAMTHITTA - 689 502. 4 EX.HAV. VENUGOPAL K., AGED 56 YEARS S/O. KOCHUKUNJU NARI, BILLING CLERK CUM SALES PERSON, URC PATHANAMTHITTA, RESIDING AT 'THEJAS', PARANTHAL P. O., PONGALADY, PANDALAM, PATHANAMTHITTA - 689 501. 5 EX.SUB.CLK

STEEPAN C.,AGED 56 YEARS S/O. LATE K. CHACKO, STORE KEEPER, URC PATHANAMTHITTA, RESIDING AT SHINEY BHAVAN, P. O. CHOORAKODE, VIA MADAKALA, ADOOR, PATHANAMTHITTA - 691 551. 6 SULOCHANA K.,AGED 53 YEARS, W/O. LATE NK. SANAL KUMAR, REGIMENTAL EMPLOYEE, ESM URC PATHANAMTHITTA, RESIDING AT MURUPPEL HOUSE, MUTTATHKONAM P. O., ELAVAMTHITTA, PATHANAMTHITTA - 689 625. 7 MAYADEVI P. S. ,AGED 57 YEARS, W/O. LATE HAV. SREEKUMAR S., BILLING CLERK, ESM URC, PATHANAMTHITTA, RESIDING AT 'SREEGOVIND', KURAMPALA, PANDALAM P. O., PATHANAMTHITTA - 689 501. 8 LALY MATHEW,AGED 53 YEARS, W/O. HAV. MATHEW SAMUEL, SAFAIWALA, URC (EXTN.COUNTER), PATHANAMTHITTA, RESIDING AT VADAKKETHIL, KODUMON P. O., PATHANAMTHITTA - 691 555. 9 MOHAN DAS, AGED 56 YEARS S/O. SILAS, SAFAIWALA, URC (EXTN.COUNTER), PATHANAMTHITTA, RESIDING AT ERIDHIL NILKUNNATHIL, OONNUKAL P. O., CHENNEERKKARA, OMALLOOR, PATHANAMTHITTA - 689 647. BY ADVS. K.C.SANTHOSHKUMAR, BABU JOHN K.K.CHANDRALEKHA RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI - 110 119. 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI - 110 001. 3 THE DEPUTY DIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER GENERALS, BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI - 110 001. 4 THE CHAIRMAN ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P. O., PANGODU, THIRUVANANTHAPURAM - 695 006. 5 THE STATION COMMANDER STATION HEAD QUARTERS, THIRUMALA P. O., PANGODU, THIRUVANANTHAPURAM - 695 006. 6 THE MANAGER ESM UNIT RUN CANTEEN, PATHANAMTHITTA - 689 001. BY ADV MANU S., ASG OF INDIA THIS WRIT PETITION (CIVIL)

HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 30564 OF 2021 PETITIONER/S: 1 EX. HAV. SOMANATHAN PILLAI K.V., AGED 57 YEARS, S/O.KUTTAN PILLAI, BILLING CLERK, ESM URC KOTTARAKKARA, RESIDING AT USHUS, THUVAYOOR SOUTH P.O., KADAMPANADU, PATHANAMTHITTA-691 552. 2 EX.GNR KISHORE.R.R., AGED 42 YEARS BILLING CLERK, ESM URC KOTTARAKKARA, RESIDING AT RAJ BAHVAN, VETTIKKAVALA P.O., KOTTARAKKARA-691 538. 3 EX.HAV. ANIL KUMAR.T., AGED 43 YEARS S/O.THANKAPPAN PILLAI.M., BILLING CLERK, ESM URC KOTTARAKKARA, RESIDING AT PALAVILA VEEDU, NADUKKUNNU, VETTIKKAVALA, KOLLAM-691 235. 4 EX.LD VINODKUMAR.K., AGED 42 YEARS S/O.S.KRISHNA PILLAI, STORE HANDLER ESM UNIT RUN CANTEEN KOTTARAKKARA, RESIDING AT VINU MANDIRAM, VETTIKKAVALA P.O., KOTTARAKAKRA, KOLLAM DISTRICT-691 538. BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI-110 119. 2 THE SECRETARY TO THE GOVERNMENT, MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 110 001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS, BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI-110 001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006. 5

THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006. 6 THE MANAGER, ESM UNIT RUN CANTEEN, KOTTARAKAKRA, KIZHAKKETHERUVU, CHENGAMANADU P.O., KOTTARAKKARA-691 557. BY ADV MANU S., ASG OF INDIA, SRI SUVIN R MENON CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 30652 OF 2021 PETITIONER/S: EX.SEP.ANOOP KUMAR, AGED 40 YEARS S/O PRABHAKAAN PILLAI D, BILLING CLERK, ESM URC, MAVELIKKARA, RESIDING AT KUTTIYIL KIZHAKKATHIL, MUTHUKULAM SOUTH, KARTHIKAPPALLY, ALAPPUZHA DISTRICT-691506. BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM MARG, NEW DELHI-110119. 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI-110001. 3 THE DEPUTYDIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI-110001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P O, PANGODU, THIRUVANANTHAPURAM-695006.

5 THE STATION COMMANDER STATION HEAD QUARTERS, THIRUMALA P O, PANGODU, THIRUVANANTHAPURAM-695006. 6 THE MANAGER ESM UNIT RUN CANTEEN, MAVELIKKARA-690105. BY ADV MANU S., ASG OF INDIA, SRI SUVIN R MENON CGC THIS

WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 30668 OF 2021 PETITIONER/S: 1 EX.LD PRADEEP M.,  
AGED 40 YEARS S/O.MANIYAN, BILLING CLERK, URC,  
THIRUVANANTHAPURAM, RESIDING AT PREETHA SADANAM,  
BHAGAVATHINADA.P.O, THIRUVANANTHAPURAM-695001. 2  
EX.HAV.SURESH KUMAR,AGED 43 YEARS S/O.KRISHNANKUTTY,  
BILLING CLERK, URC, THIRUVANANTHAPURAM, RESIDING AT  
MELAKUNHU VEEDU, KURUTHIYOORKONAM, PARASUVAIKAL.P.O,  
THIRUVANANTHAPURAM-695508. 3 EX.SEP.RAJEEV.D, AGED 40  
YEARS S/O.DAMODHARAN, BILLIN CLERK, URC,  
THIRUVANANTHAPURAM, RESIDING AT 'DEVI CHAITHANYAM',  
KANJIRAMPARA.P.O, THIRUVANANTHAPURAM-695030. 4 EX.HAV.  
ANIL KUMAR G., AGED 48 YEARS, S/O.RAMAN GANDHARVAN,  
BILLING CLERK, URC, THIRUVANANTHAPURAM, RESIDING AT  
'RETNA VILAASAM', THOPPUMUKKU, VATTIYOORKAVU.P.O,  
THIRUVANANTHAPURAM-695013. 5 EX.NK.RENJITH NAIR.S,  
SECURITY STAFF, UNIT RUN CANTEEN, STATION HEAD  
QUARTERS, THIRUVANANTHAPURAM, RESIDING AT 'DWARAKA',  
TC 48/49(3),NJALIKONAM, KUNNAPUZHA, ARAMADA.P.O,  
THIRUVANANTHAPURAM-695032.

6 EX.NK.JIJUMON.N, AGED 48 YEARS S/O.NAKULAN, SECURITY  
STAFF, UNIT RUN CANTEEN, THIRUVANANTHAPURAM, RESIDING  
AT T/C 1069(1), AISWARYA BHAVAN, KEEZHEPANAKKARA VEEDU,  
MELANCODE, NEMOM.P.O, THIRUVANANTHAPURAM-695020.

BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA BABU JOHN  
RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE  
SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND  
EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN,  
RAFI MARG, NEW DELHI- 110019. 2 THE SECRETARY TO THE  
GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA,  
NEW DELHI- 110001. 3 THE DEPUTY DIRECTOR GENERAL,  
CANTEEN SERVICES, QUARTER MASTER GENERALS  
BRANCH(QMG), ARMY HED QUARTERS, NEW DELH-110001. 4 THE  
CHAIRMAN,ADM COMMANDANT, STATION HEAD  
QUARTERS,THIRUMALA.P.O, PANGODU, THIRUVANANTHAPURAM-  
695006.

5. THE STATION COMMANDER, STATION HEAD QUARTERS,

THIRUMALA PO, PANGODU, THIRUVANANTHAPURAM 695 006 5  
THE MANAGER, ESM UNIT RUN CANTEEN,  
THIRUVANANTHAPURAM-695001. BY ADV MANU S. DSG OF INDIA  
THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED  
CASES AND CONNECTED CASES, THE COURT ON 4.3.2024  
DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 30679 OF 2021 PETITIONER/S: 1 EX.NK .  
MOHANAKUMAR S., AGED 50 YEARS S/O.LATE SANKARA PILLAI,  
BILLING CLERK CUM SALES PERSON UNIT RUN STATION  
CANTEEN (EXTN. COUNTER), KOLLAM, RESIDING AT MADATHIL  
HOUSE, MUTHUKULAM NORTH P.O., KARTHIKAPPALLY,  
ALAPPUZHA DISTRICT - 690 560. 2 LD NK.SUJITH LAL D.R., AGED  
40 YEARS S/O.RADHAMANI A., STORE HANDLER, EMC URC,

KOLLAM RESIDING AT SUNITH MANDIRAM, PERUMPUZHA P.O., KUNDARA, KOLLAM - 691 504. 3 SUSHAMA B., 138777848 (SERVICE WIDOW), W/O.LATE NK.MURALEEDHARAN J., AGED 57, BILLING CLERK/SALES PERSON, URC EXTN. COUNTER, KOLLAM, RESIDING AT 'ASHALAYAM', KALAKKODE P.O., PHOOTHAKULLAM, SOUTH PARAVOOR, KOLLAM - 691 302. 4 UMA RAMESH, 14577401N (SERVICE WIDOW), AGED 51, W/O.LATE HAV.B.RAMESH KUMAR, BILLING CLERK/SALES PERSON, URC EXTN. COUNTER KOLLAM, RESIDING AT 'RESHMI BHAVAN', AYIROOR P.O., VARKALA, THIRUVANANTHAPURAM - 695 310.

5 EX.LD ANISH CHANDRAN, AGED 38 YEARS S/O.RAMACHANDRAN PILLAI, BILLING CLERK/SALES PERSON, URC EXTN. COUNTER, KOLLAM, RESIDING AT ALAVILA THEKKATHIL, PERUMPUZHA P.O., ELLAMPALLOOR, KOLLAM - 691 504. BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA BABU JOHN RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI - 110 119. 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI - 110 001. 3 THE DEPUTY DIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH (QMG), ARMY HEAD QUARTERS, NEW DELHI -110 001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM - 695 006. 5 THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM - 695 006. 6 THE MANAGER, ESM UNIT RUN CANTEEN, KOLLAM. BY ADV MANU S., ASG OF INDIA THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 7461 OF 2022 PETITIONER/S: EX.NK. BINU S.S.,AGED 43  
YEARS S/O. SUKUMARAN NAIR, SECURITY STAFF, UNIT RUN  
CANTEEN, STATION HEAD QUARTERS, THIRUVANANTHAPURAM,  
RESIDING AT 'SREESARASWATHY', MELEKANNARATHALA,  
OTTASEKHARAMANGALAM P.O, THIRUVANANTHAPURAM 695 125.

BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA ANUPAMA  
JOHNY P.MAYA RESPONDENT/S: 1 UNION OF INDIA,  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT,  
MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF  
INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI 110 119.  
2 THE SECRETARY TO THE GOVERNMENT, MINISTRY OF  
DEFENCE, GOVERNMENT OF INDIA, NEW DELHI 110 001. 3 THE  
DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER  
MASTER GENERALS BRANCH (QMG) ARMY HEAD QUARTERS,  
NEW DELHI 110 001 4 THE CHAIRMAN, ADM COMMANDANT,  
STATION HEAD QUARTERS, THIRUMALA P.O, PANGODU,  
THIRUVANANTHAPURAM 695 006. 5 THE STATION COMMANDER,  
STATION HEAD QUARTERS, THIRUMALA P.O, PANGODU,  
THIRUVANANTHAPURAM 695 006. 6 THE MANAGER, UNIT RUN  
CANTEEN, STATION HEAD QUARTERS, THIRUMALA P.O,  
PANGODU, THIRUVANANTHAPURAM 695 006. BY ADVS. MANU S.,  
ASG OF INDIA K.S.PRENJITH KUMAR THIS WRIT PETITION (CIVIL)  
HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH  
WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED  
CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 29383 OF 2022 PETITIONER/S: HAV.S.SURESH KUMAR  
(RTD.), AGED 43 YEARS S/O.N.SREEDHARAN, BILLING CLERK ESM  
URC, MAVELIKKARA, RESIDING AT SURESH BHAVANAM,  
MUTHUKULAM NORTH, CHEPPAD P.O., ALAPPUZHA DISTRICT -  
690 507. BY ADVS.K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA  
BABU JOHN RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED  
BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF  
LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM  
SHAKTI BHAWAN, RAFI MARG, NEW DELHI - 110 119. 2 THE  
SECRETARY TO THE GOVERNMENT, MINISTRY OF DEFENCE,  
GOVERNMENT OF INDIA, NEW DELHI - 110 001. 3 THE DEPUTY  
DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER  
GENERALS BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI -  
110 001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD  
QUARTERS, THIRUMALA P.O., PANGODU,  
THIRUVANANTHAPURAM - 695 006. 5 THE STATION COMMANDER,  
STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU,  
THIRUVANANTHAPURAM - 695 006 . 6 THE MANAGER, ESM UNIT  
RUN CANTEEN, MAVELIKKARA-690 105. BY ADV S.MANU, SRI  
SUVIN R MENON CGC THIS WRIT PETITION (CIVIL) HAVING COME  
UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020  
AND CONNECTED CASES AND CONNECTED CASES, THE COURT  
ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 35026 OF 2022 PETITIONER/S: 1 EX.HONY.SUBEDAR  
SASIKUMAR (RETIRED) AGED 57 YEARS, S/O. LATE VALU PILLAI.P.,  
STORE-IN- CHARGE, ESM URC, KOLLAM, RESIDING AT

ANANDHASREE, KUZHIMATHICADU P.O., KOLLAM DISTRICT - 691 509. 2 SMT. SINDHU,W/O. LATE HAV. VENU P.C., AGED 50 YEARS, STORE HANDLER, ESM URC, KOLLAM, RESIDING AT NANDANAM, NATTUVATHUKKAL, VELLIMON P.O., KOLLAM-691 511. 3 SMT. KAVITHA RAJASEKHARAN NAIR, W/O. EX.NAIK RAJASEKHARAN NAIR, AGED 51 YEARS, MULTI TASKING STAFF (MTS) ESM URC, KOLLAM, RESIDING AT ROOPAM, THEKKEVILA P.O., KOLLAM - 16. BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA BABU JOHN ANUPAMA JOHNY K.S.SUDHA VISMAYA VENUGOPAL RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI - 110 119 2 THE SECRETARY TO THE GOVERNMENT, MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI - 110 001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI - 110 001 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006 5 THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006 BY ADV SHRI.HARIDAS P.NAIR, CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 35173 OF 2022 PETITIONER/S: 1  
EX.HAV.ARUNKUMAR.B, AGED 45 YEARS S/O.BHARGAVAN, STORE  
HANDLER, STN., URC, THIRUVANANTHAPURAM, RESIDING AT

'SIVALAYAM', TC- THIRUVANANTHAPURAM-695008. 2 EX.N.K.R.ASHOKAN,AGED 48 YEARS S/O.APPUKUTTAN NAIR, SECURITY STAFF, STN.URC, THIRUVANANTHAPURAM, RESIDING AT TC 8/1449(5), DHARUL HAQ, VADAKARA NAGAR, THIRUMALA, THIRUVANANTHAPURAM- 695006. 3 SMT.SANDHYA.V,AGED 40 YEARS W/O.LATE SHIBU.A, HOUSE KEEPER (SAFAIWALA), STN.URC, THIRUVANANTHAPURAM, RESIDING AT THANNIVILA THADATHARIKATHU VEEDU, KATTAKADA.P.O,THIRUVANANTHAPURAM-695572. BY ADVS. K.C.SANTHOSHKUMAR,K.K.CHANDRALEKHA K.S.SUDHA,BABU JOHN ANUPAMA JOHNY,VISMAYA VENUGOPAL RESPONDENT/S:

1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI 110119. 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI-110001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH(QMG) ARMY HEAD QUARTERS, NEW DELHI-110001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA.P.O, PANGODU, THIRUVANANTHAPURAM-695006. 5 THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA.P.O, PANGODU, THIRUVANANTHAPURAM-695006. 6 THE MANAGER, ESM UNIT RUN CANTEEN, THIRUVANANTHAPURAM-695006. BY ADV K.S.PRENJITH KUMAR, SUVIN R MENON THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 35231 OF 2022 PETITIONER/S: 1 EX.HAV.SHIBU  
THOMAS (RETIRED) AGED 43 YEARS, S/O. M.THOMAS, AGED 43  
YEARS, ACCOUNTANT, ESM URC, KOLLAM RESIDING AT SHIJU  
BHAVAN, THALAVOOR, MANJAKKALA, PATHANAPURAM, KOLLAM  
DISTRICT - 691 508. 2 EX.NK.ANOOPKUMAR.V.,AGED 38 YEARS,  
S/O. VIJAYACHANDRAN PILLAI, MULTI TASKING STAFF (MTS, ESM  
URC, KOLLAM, RESIDING AT PLAVILA VEEDU, SHANTY NAGAR -  
240, AYATHIL P.O., KOLLAM-691 021. BY ADVS.  
K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA BABU JOHN  
ANUPAMA JOHNY K.S.SUDHA VISMAYA VENUGOPAL  
RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE  
SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND  
EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN,  
RAFI MARG, NEW DELHI - 110 119. 2 THE SECRETARY TO THE  
GOVERNMENT, MINISTRY OF DEFENCE, GOVERNMENT OF INDIA,  
NEW DELHI - 110 001. 3 THE DEPUTY DIRECTOR GENERAL,  
CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH  
(QMG) ARMY HEAD QUARTERS,A NEW DELHI - 110 001 4 THE  
CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM - 695 006. 5  
THE STATION COMMANDER, STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM - 695 006.  
BY ADV MINI GOPINATH -CGC . THIS WRIT PETITION (CIVIL)  
HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH  
WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED  
CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945

WP(C) NO. 35246 OF 2022 PETITIONER/S: 1 EX.NB.SUB.SREERAJ P. (RTD), AGED 48 YEARS S/O.K.G.PURUSHOTHAMAN NAIR,MULTI TASKING STAFF (MTS) ESM URC, MAVELIKKARA, RESIDING AT ANJU BHAVANAM, MUTHUKULAM (NORTH) P.O., ALAPPUZHA DISTRICT - 690 506. 2 EX.HONY.NB SUB VINOD KUMAR.K., AGED 49 YEARS, S/O. KUTTAN PILLAI, SECURITY STAFF, ESM URC, MAVELIKKARA, RESIDING AT VAZHUVELIL PADEETTATHIL HOUSE, PONKAM/PUNNAMOOD, MAVELIKKARA.P.O. ALAPPUZHA - 690 101.

3 EX.HAV.SUNIL KUMAR.G.,AGED 44 YEARS S/O. V.K.GOPINATHAN PILLAI, STORE HANDLER, ESM URC, MAVELIKKARA, RESIDING AT VADAKKE MARUTHARA VEEDU, OTHERA P.O., THIRUVALLA, PATHANAMTHITTA-689 546. 4 EX.SEP. SUNIL KUMAR.S.,AGED 38 YEARS S/O. SASIDHARAN PILLAI, MULTI TASKING STAFF, ESM URC, MAVELIKKARA, RESIDING AT SALKALA NIVAS, PALLIKKAL P.O., KATTANAM, ALAPPUZHA 690 503. BY ADVS.K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA,BABU JOHN ANUPAMA JOHNY VISMAYA VENUGOPAL RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI - 110 119. 2 THE SECRETARY TO THE GOVERNMENT, MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI - 110 001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI - 110 001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM - 695 006 5 THE STATION COMMANDER,STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM - 695 006. 6 THE MANAGER, ESM UNIT RUN CANTEEN, MAVELIKKARA-690 105. BY ADV SUVIN R MENON CGC, N.S.DAYA SINDHU SHREE HARI THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG

WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 453 OF 2023 PETITIONER/S: EX.SUB.  
JAYAPRAKASH.S,AGED 52 YEARS S/O. K.SHANKAR PILLAI,  
WORKING AS ASSISTANT MANAGER, STN. URC ALAPPUZHA,  
RESIDING AT SREERAGAM HOUSE, KOMANA, AMBALAPPUZHA  
P.O., ALAPPUZHA -, PIN - 688561 BY ADVS.  
K.C.SANTHOSHKUMAR,K.K.CHANDRALEKHA BABU  
JOHN,ANUPAMA JOHNY K.S.SUDHA VISMAYA VENUGOPAL  
RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE  
SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND  
EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN,  
RAFI MARG, NEW DELHI -, PIN - 110119 2 THE SECRETARY TO THE  
GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA,  
NEW DELHI -, PIN - 110001 3 THE DEPUTY DIRECTOR GENERAL  
CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI -, PIN - 110001 4 THE  
CHAIRMAN ADM COMMANDANT, STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM -, PIN -  
695006 5 THE STATION COMMANDER STATION HEAD QUARTERS  
(ARMY), NAVAL BASE.P.O., KOCHI -, PIN - 682004 6 THE MANAGER  
ESM UNIT RUN CANTEEN, ALAPPUZHA -, PIN - 688001

7 HONY SUB MAJ SUBHASH B M (RETD) ( SOUGHT TO BE  
IMPLEADED ) S/O.LATE BHASKARAN P K WORKING AS BILLING  
CLERK, STATION CANTEEN, ALAPPUZHA RESIDING AT SREELAYA  
,PUNNAPRA MOB NO. 9496372800 ( SOUGHT TO BE IMPLEADED )

BY ADVS.SUVIN R MENON K.S.PRENJITH KUMAR, BALAGANGADGARAN R.PRADEEP KUMAR, GIRIJA K GOPAL(K/723/1995) THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 456 OF 2023 PETITIONER/S: EX.SUB. REVI KUMAR.K.D, AGED 54 YEARS S/O. LATE CPD PILLAI, WORKING AS ACCOUNTS CLERK, STN. URC ALAPPUZHA, RESIDING AT SREERAGAM HOUSE, KOMANA, AMBALAPPUZHA P.O., ALAPPUZHA - ., PIN - BY ADVS. K.C.SANTHOSHKUMAR,K.K.CHANDRALEKHA BABU JOHN,ANUPAMA JOHNY K.S.SUDHA VISMAYA VENUGOPAL RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI -, PIN - 110119 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI -, PIN - 110001 3 THE DEPUTY DIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI -, PIN - 110001 4 THE CHAIRMAN ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM -, PIN - 695006

5 THE STATION COMMANDER STATION HEAD QUARTERS (ARMY), NAVAL BASE.P.O., KOCHI -, PIN - 682004 6 THE MANAGER ESM UNIT RUN CANTEEN, ALAPPUZHA -, PIN - 688001 BY ADV MINI GOPINATH, SUVIN R MENON -CGC . THIS WRIT PETITION (CIVIL)

HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 1548 OF 2023 PETITIONER/S: SUSHAMA.B, AGED 58  
YEARS, 13877848 (SERVICE WIDOW)' W/O. LATE  
NK.MURALEEDHARAN.J., AGED 58, BILLING CLERK/SALES  
PERSON, URC EXTN.COUNTER KOLLAM, RESIDING AT  
'ASHALAYAM', KALAKKODE P.O., HOOTHAKULLAM SOUTH  
PARAVOOR, KOLLAM -, PIN - 691302

BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA ANUPAMA  
JOHNY K.S.SUDHA RESPONDENT/S: 1 UNION OF INDIA  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT,  
MINISTRY OF LABOUR AND EMPLOYMENT,GOVERNMENT OF  
INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI -, PIN - 2  
THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE,  
GOVERNMENT OF INDIA, NEW DELHI -, PIN - 110001 3 THE DEPUTY  
DIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER  
GENERALS BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI -, PIN - 110001 4 THE  
CHAIRMAN ADM COMMANDANT, STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM -, PIN -  
695006 5 THE STATION COMMANDER STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM -, PIN -  
695006 6 THE MANAGER ESM UNIT RUN CANTEEN, KOLLAM - ., PIN  
- 691011 BY ADV SUVIN R MENON THIS WRIT PETITION (CIVIL)  
HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH  
WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED

CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 13827 OF 2023 PETITIONER/S: LOVELY.D.,AGED 52  
YEARS, (SERVICE WIDOW) W/O. LATE BIJU PAPPACHAN (EX.NAIK)  
HOUSE KEEPER (SAFAIWALA) ESM URC KOLLAM, RESIDING AT  
JOSHIN DALE, VELLIMON P.O., PERINADU, KOLLAM DISTRICT - .,  
PIN - 691511

BY ADVS. K.C.SANTHOSHKUMAR, K.K.CHANDRALEKHA ANUPAMA  
JOHNY, K.S.SUDHA VISMAYA VENUGOPAL, KRISHNAPRIYA R.  
RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE  
SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND  
EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN,  
RAFI MARG, NEW DELHI -, PIN - 110119 2 THE SECRETARY TO THE  
GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA,  
NEW DELHI PIN - 110001 3 THE DEPUTY DIRECTOR GENERAL,  
CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI -, PIN - 110001 4 THE  
CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM -, PIN - 5  
THE STATION COMMANDER,STATION HEAD QUARTERS,  
THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM -, PIN -  
695006 6 THE MANAGER, ESM UNIT RUN CANTEEN, KOLLAM., PIN -  
BY ADV MANU S. DSG OF INDIA THIS WRIT PETITION (CIVIL)  
HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH  
WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED  
CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 16984 OF 2023 PETITIONER/S: HONY SUB MAJ  
SUBHASH B M (RETD), AGED 50 YEARS S/O.LATE BHASKARAN P K  
WORKING AS BILLING CLERK, STATION CANTEEN, ALAPPUZHA  
RESIDING AT SREELAYA ,PUNNAPRA ALAPPUZHA ( MOB NO.  
9496372800), PIN - 688004 BY ADVS.U.BALAGANGADHARAN  
R.PRADEEP KUMAR RESPONDENT/S: 1 UNION OF INDIA  
REPRESENTED BY THE SECRETARY TO THE GOVT MINISTRY OF  
LABOUR AND EMPLOYMENT GOVT OF INDIA, NEW DELHI - 110001,  
PIN - 110001 2 THE SECRETARY, MINISTRY OF DEFENCE GOVT OF  
INDIA, NEW DELHI, PIN - 110001 3 THE DIRECTOR GENERAL OF  
CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH  
(QMG), ARMY HEAD QUARTERS, NEW DELHI, PIN - 110001

4 THE CHAIRMAN ADM COMMANDANT STATION HEAD QUARTERS  
(ARMY) NAVAL BASE PO KOCHI, PIN - 682004 5 THE MANAGER  
STATION CANTEEN ZACHARIA BAZAR. BAZAR P.O. ALAPPUZHA,  
PIN - 688012 6 COL JOSEPH PURACKAL (RETD) MANAGER  
STATION CANTEEN ALAPPUZHA, PIN - 688001 7 EX SUB  
JAYAPRAKASH S ASST MANAGER STATION CANTEEN  
ALAPPUZHA, PIN - 688001 8 THE STATION COMMANDER,STATION  
HQ (ARMY) PANGODE, THIRUMALA POST  
THIRUVANANTHAPURAM, PIN - 695006 BY ADVS. SUVIN R MENON  
SANTHOSHKUMAR K.C K.K.CHANDRALEKHA(K/26/1988) THIS WRIT  
PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON

1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES  
AND CONNECTED CASES, THE COURT ON 04.03.2024 DELIVERED  
THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI  
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945  
WP(C) NO. 22466 OF 2021 PETITIONER/S: 1 HONY NB SUB  
MADHUSUDANAN K AGED 51 YEARS (RETD.), S/O.KRISHNAN,  
WORKING AS BILLING CLERK, STATION CANTEEN, ALAPPUZHA,  
RESIDING AT AKASH BHAWANAM, CHETTIKULANGARA P.O.,  
ALAPPUZHA-690106. 2 HAV.ANILKUMAR K.G. (RETD.), AGED 51  
YEARS WORKING AS BILLING CLERK CUM DEMANDS CLERK CUM  
SERVER CLERK, STATION CANTEEN, ALAPPUZHA, RESIDING AT  
PARAMPILATHU HOUSE, EDANAD P.O., PUTHENCAVU,  
CHENGANNUR-689123. 3 HAV. SUBHASH G. (RETD.), AGED 47  
YEARS WORKING AS BILLING CLERK CUM DEMANDS CLERK CUM  
SERVER CLERK, STATION CANTEEN, ALAPPUZHA, RESIDING AT  
ANCHIL HOUSE, ANANDESWARAM, THOTTAPPALLY P.O.,  
ALAPPUZHA DISTRICT.

4 HAV. GOPAKUMAR (RETD.), AGED 44 YEARS WORKING AS  
BILLING CLERK, STATION CANTEEN, ALAPPUZHA, RESIDING AT  
KRISHNAMANDIRAM, KAITHA SOUTH, MAVELIKKARA, ALAPPUZHA  
DISTRICT-690106. 5 SEP. SHAIJU S. NAR (RETD.), AGED 45 YEARS  
WORKING AS BILLING CLERK, STATION CANTEEN, ALAPPUZHA,  
RESIDING AT MANNARETHU HOUSE, CHERUKOLE P.O.,  
MAVELIKKARA, ALAPPUZHA DISTRICT-690014. 6 SIJU A.S., AGED  
47 YEARS WORKING AS BILLING CLERK, STATION CANTEEN,  
ALAPPUZHA, RESIDING AT PRANAVAM, KARUMADY P.O.,  
ALAPPUZHA DISTRICT-688561. 7 PUSHPA S. KUMAR,AGED 49  
YEARS WORKING AS SWEEPER, STATION CANTEEN, ALAPPUZHA,  
RESIDING AT ARACKAL PARAMBIL HOUSE, NEDUMUDI P.O.,  
ALAPPUZHA-688503. BY ADVS. K.C.SANTHOSHKUMAR  
K.K.CHANDRALEKHA BABU JOHN ANUPAMA JOHNY P.MAYA  
K.S.SUDHA RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED  
BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF  
LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM

SHAKTI BHAWAN, RAFI MARG, NEW DELHI-110119. 2 THE SECRETARY TO GOVERNMENT, MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 110001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS, BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI-110001.

4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS (ARMY), NAVAL BASE P.O., KOCHI-682004. 5 THE STATION COMMANDER, STATION HEAD QUARTERS (ARMY), NAVAL BASE P.O., KOCHI-682004. BY ADV Girish Kumar V, SRI SUVIN R MENON CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 23782 OF 2021 PETITIONER/S: 1 N.K.SUNILKUMAR PILLAI(RETIRED),AGED 51 YEARS S/O CHANDRAN PILLAI, SALES ASSISTANT AT STATION CANTEEN, KOLLAM , RESIDING AT NAVAMI, VILAYIL VEEDU, KOONAYIL, LPS, PARAVOOR, KOLLAM DISTRICT, NOW RESIDING AT GOKULAM BEHIND MEKON SCHOOL, CHANDANATHOPPU, KOTTAMKARA VILLAGE, KOLLAM DISTRICT - 691 014. 2 HV.BABUKUTTAN PILLAI, (RETIRED), S/O MADHAVAN, BILLING CLERK CUM SALES PERSON, EX-SERVICEMEN CANTEEN, KERALAPURAM, KOLLAM, RESIDING AT ARYALAYAM, MYNAGAPALLY VILLAGE, MYNAGAPPALLY P.O.KOLLAM-690 519. BY ADVS.K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA,BABU JOHN ANUPAMA JOHNY,P.MAYA K.S.SUDHA RESPONDENT/S: 1 UNION OF INDIA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARGE, NEW DELHI-110 119. 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF

DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 110 001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS, BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI-110 001. 4 THE CHAIRMAN ADM COMMANDANT STATION HEAD QUARTERS, THIRUMALA P.O.PANGODU, THIRUVANANTHAPURAM-695 006.

5 THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA P.O.PANGODU, THIRUVANANTHAPURAM-695 006. BY ADV SRI SUVIN R MENON, SMT.MINI GOPINATH, CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 27386 OF 2020 PETITIONER/S: 1 EX. NK P.G.JOSE, AGED 55 YEARS S/O.G.GEORGE, BILLING CLERK CUM SALES PERSON, UNIT RUN CANTEEN (URC), KOTTARAKKARA, RESIDING AT PUNNOORATHU HOUSE, THAYYAYIL P.O., PANDALAM THEKKEKARA VILLAGE, PATHANAMTHITTA DISTRICT-691 525. 2 BIJU.K.J.,AGED 48 YEARS S/O.EX.HAV.K.S.JOHN, SERVER OPERATOR, UNIT RUN CANTEEN (URC),MAVELIKKARA, RESIDING AT KUZHITHUNDIL HOUSE, VADAKKUPURAM P.O., KONNI VILLAGE, PATHANAMTHITTA DISTRICT-689 653. 3 VIPIN KUMARKUTTY,AGED 44 YEARS S/O.EX.SGT.C.T.KRISHNANKUTTY, ACCOUNTS CLERK, UNIT RUN CANTEEN (URC), MAVELIKKARA, RESIDING AT POOVANUMPARA HOUSE, KOTTAMONPARA P.O., SEETHATHODE VILLAGE, KONNY TALUK, PATHANAMTHITTA-689 563. BY ADV M.M.DEEPA RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI-110 119. 2 THE

SECRETARY TO THE GOVERNMENT, MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI- 110 001. 3 THE DEPUTY DIRECTOR GENERAL, CANTEEN SERVICES, QUARTER MASTER GENERALS, BRANCH (QMG) ARMY HEAD QUARTERS, NEW DELHI-110 001. 4 THE CHAIRMAN, ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006. 5 THE STATION COMMANDER, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM-695 006. BY ADV SRI.JAGADEESH LAKSHMAN, CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 25635 OF 2023 PETITIONER/S: M.I.MANOJ KUMAR, S/O MS PILLAI, MS BHAVAN, BHAGAVATHINADA (PO), BALARAMAPURAM, THIRUVANANTHAPURAM-, PIN - 695501 BY ADVS.R.SUNIL KUMAR, A.SALINI LAL ADITYA DEV, NIKITHA SURESH RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY, SECRETARY MINISTRY OF DEFENSE, NEW DELHI, PIN - 110011 2 QUARTERMASTER GENERAL, Q MG BRANCH, GENERAL CANTEEN SERVICES, ARMY HEADQUARTERS, L-1, BLOCK NUMBER 16, CHURCH ROAD, NEW DELHI -, PIN - 110011 3 DIRECTOR, CANTEEN SERVICE DIRECTORATE, WING -III, WEST BLOCK 3, RK PURAM, NEW DELHI - ., PIN - 110066 4 STATION COMMANDER, STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM, PIN - 695006 5 CHAIRMAN UNIT RUN CANTEEN, NCC DIRECTORATE (K&L), COTTON HILL BUNGALOW, THIRUVANANTHAPURAM-, PIN - 6 ADDL. DIRECTOR GENERAL NCC DIRECTORATE (K&L) COTTON HILL BUNGALOW, THIRUVANANTHAPURAM-, PIN - BY ADV SUVIN R MENON, N.S.DAYA SINDHU SHREE HARI THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG

WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING: :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 25814 OF 2023 PETITIONER/S: 1 B UNNIKRISHNAN NAIR,AGED 50 YEARS (SUB MAJ (HONY CAPT(RETD)), S/O M BHASKARAN NAIR BHASKARA VILASOM, SNRA 10, KERALADITHYAPURAM, POWDIKONAM, THIRUVANANTHAPURAM-, PIN - 695588 2 S ANIL KUMAR (EX-HAV), AGED 47 YEARS S/O SUKUMARAN NAIR ANIL BHAVAN, KAROOR, POTHENCODE, THIRUVANANTHAPURAM-, PIN - 695584 3 M SHAJI NK(RETD),AGED 50 YEARS S/O MADHAVAN NAIR INDIRA BHAVAN, THALAYAL, ARALAMOODU P.O. THIRUVANANTHAPURAM-, PIN - 695123 BY ADVS.R.SUNIL KUMAR A.SALINI LAL,NIKITHA SURESH, ADITYA DEV RESPONDENT/S: 1 UNION OF INDIA,REPRESENTED BY, SECRETARY MINISTRY OF DEFENSE, NEW DELHI-, PIN - 110011 2 QUARTERMASTER GENERAL Q MG BRANCH, GENERAL CANTEEN SERVICES, ARMY HEADQUARTERS, L-1, BLOCK NUMBER 16, CHURCH ROAD NEW DELHI -, PIN - 110011 3 DIRECTOR, CANTEEN SERVICE DIRECTORATE, WING -III, WEST BLOCK 3, RK PURAM, NEW DELHI - PIN - 110066 4 STATION COMMANDER,STATION HEAD QUARTERS, PANGODE, THIRUVANANTHAPURAM, PIN - 695006 5 CHAIRMAN UNIT RUN CANTEEN,NCC DIRECTORATE (K&L), COTTON HILL BUNGALOW, THIRUVANANTHAPURAM- ., PIN - 6 ADDL. DIRECTOR GENERAL NCC DIRECTORATE (K&L) COTTON HILL BUNGALOW, THIRUVANANTHAPURAM- ., PIN - BY ADV K.S.PRENJITH KUMAR THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE BASANT BALAJI MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945 WP(C) NO. 17289 OF 2023 PETITIONER/S: LAC VINOBT.J. (RETIRED), AGED 48 YEARS S/O. T.A.JOSEPH, WORKING AS BILLING CLERK, STATION CANTEEN, ALAPPUZHA, RESIDING AT THOTTUVELIL HOUSE, PANDY P.O., ALAPPUZHA DISTRICT -, PIN - 690517 BY ADVS. K.C.SANTHOSHKUMAR K.K.CHANDRALEKHA RESPONDENT/S: 1 UNION OF INDIA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI -, PIN - 110119 2 THE SECRETARY TO THE GOVERNMENT MINISTRY OF DEFENCE, GOVERNMENT OF INDIA, NEW DELHI -, PIN - 110001 3 THE DEPUTY DIRECTOR GENERAL CANTEEN SERVICES, QUARTER MASTER GENERALS BRANCH

(QMG) ARMY HEAD QUARTERS, NEW DELHI, PIN - 110001 4 THE CHAIRMAN ADM COMMANDANT, STATION HEAD QUARTERS, THIRUMALA P.O., PANGODU, THIRUVANANTHAPURAM, PIN - 695006

5 THE STATION COMMANDER, STATION HEAD QUARTERS (ARMY), NAVAL BASE.P.O., KOCHI, PIN - 682004 6 THE MANAGER ESM UNIT RUN CANTEEN, ALAPPUZHA, PIN - 688001 BY ADV VISHNU JAYAPALAN THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 1.2.2024, ALONG WITH WP(C).2517/2020 AND CONNECTED CASES AND CONNECTED CASES, THE COURT ON 4.3.2024 DELIVERED THE FOLLOWING: CR

## **JUDGMENT**

[WP(C) Nos.2517/2020, 25202/2020, 25209/2020, 25213/2020, (Dated: this the 4th day of March, 2024) In W.P.(C)No.25209 of 2020, the petitioners are employees of Unit Run Canteens

(hereinafter referred to as URC) working at Mavelikkara extension counter functioning under the administrative control of Army Station Head Quarters, Pangode, Thiruvananthapuram. The URCs are run by the Canteen Stores Department (hereinafter referred to as CSD), is governed by the Board of Control

of Canteen Services (BOCCS), is headed by the Minister of Defence and has members like the Defence Secretary, Secretary of Defence (Finance), the Quarter Master General (QMG). The present form of canteen came into existence in 1947 and the funds for CSD were met from the consolidated fund of India to purchase goods for the trade. Petitioners are either Ex-servicemen or dependent on Ex-Servicemen. They joined the canteens on the basis of a Standard Operating Procedure (SOP) issued by the respondents. After a period of probation, the petitioners will be treated as permanent/temporary employees.

2. The petitioners submit that the respondents are trying to remove

the petitioners from their office, and they are to be replaced by contractual employees. Aggrieved by the same, the petitioners have filed this writ petition. The connected cases are W.P.(C)Nos.25202, 25209, 25213, 2517, 26222, 456, 13827, 17289/23, in which the petitioners also have the same grievance and they are working at different extension counters, and the respondents are the identical persons. Except the above cases, W.P.(C)Nos. 1548 of 2023, 25814 of 2023, 25635 of 2023 and 16984/2023, the petitioners have different prayers. In W.P.(C)No.16984 of 2023, the petitioners sought the following prayers:

A. Issue writ in the nature of mandamus commanding 5th respondent to assign duties and responsibility of Asst Manager to the petitioner forthwith B. Issue writ in the nature of mandamus commanding 5th respondent to relieve 7th respondent from the duties and responsibilities of Asst Manager forthwith C. Issue writ in the nature of mandamus commanding 4 respondent to institute an inquiry against 6th and 7th respondent on the Exhibit P5 complaint lodged by the petitioner D. Declare that applicant being appointed as Asst Manager is entitled to assigned with duties and responsibilities attached to the post of Asst Manager E. Such other relief that the Hon'ble Court feel deem fit in the facts and circumstances of the case. In W.P.(C) No.1548 of 2023, 25814 of 2023 and 25635 of 2023, the petitioners challenge the termination and seek direction for reinstatement in service.

3. A counter affidavit is filed by the respondents. The 1st and foremost

contention raised is that the writ petition is not maintainable as the Unit Run Canteens does not come under the definition of State. Three vital aspects and tests to determine whether an organization - institution, or body comes under the definition of other authorities are; i) Creation, ii) Finance, and iii) Control. As far as the first test is concerned, that is, creation, URCs are established in terms of provisions laid down in AO/19/2003/QMG. The canteen services directorate grants sanction to a unit to operate the URCs on the basis of recommendation of higher formation/CSD head office. The URCs are given sanctions on the basis of certain basic criteria. The creation of a unit run canteen arises out of the need for defense personnel posted in a particular unit /formation and not by any Act but by an order from the Quarter Master General branch of the Army. It is not the creation of the constitution or parliament or a State Legislature. AO/19/2003/QMG is an Army order and not a notification nor does it carry any statutory validity. Thus, it is not a State, coming under Article 12 of the Constitution of India, and therefore, the writ petition is not maintainable against the Unit Run Canteen.

4. As regards 2nd test finance, the URCs depend on regimental non-

public funds for financial support. The regimental non-public funds are created through contributions from the defence personnel. URCs are not funded by the Government /Public funds or from the consolidated fund of India. URCs do not receive any direct pecuniary benefit from the Government of India, nor do the CSDs under any obligation to grant any financial assistance to URCs. Loans granted by CSDs to URCs are also repaid in full along with interest at 4% for the 1st loan and 6% for the 2nd loan for a maximum period of five years. There is no direct or indirect funding from any Government authority. Ext.R5(b) is a letter issued by the Ministry of Defence to the Chief of Army Staff, explaining the statutes of the Unit Run Canteen and their employees. It specifically states that CSD is a department under the Ministry of Defence, all its employees are Government employees. The funds of the department form part of the Consolidated Fund of India, but the unit canteens like the Army Head Quarters canteen are private undertakings of the unit concerned; their funds are non-government funds. CSD has no administrative control over the unit canteens or the personnel who are employed by the units under various terms and conditions

mutually settled between the units and the employees, they are not Government servants, and therefore, the Ministry has no control over their service conditions and has no jurisdiction over the service conditions of such employees. Thus, there is no direct financial obligation by the State.

5. With regard to the 3rd test, control is concerned, URCs are managed

through a Standard Operating Procedure (SOP), formulated by the URC management committee. The staff members are employed as per qualitative requirements formulated by the URC management. The procurement of stores/goods for the URCs can be done only from a CSD depot by making advance payment from their non-public (regimental) funds and the profits of URCs are distributed, utilised as regimental funds by the unit/formations, for the welfare activities of troops and their families after meeting the operational /running expenses of URCs.

6. Ext.R5(c) is another letter issued by the Deputy Dte., General

Canteen Services, Army Headquarters, New Delhi, to all the headquarters of the Command. It specifically points out that all URCs are private undertakings of the unit, and their funds are non-governmental funds. The directorate or the CSD headquarters has no administrative control over the civilian employees of the URC, as they are employed under certain terms and conditions mutually settled between the unit and the employee. The URCs are covered under the Shops and Establishment Act of various States in which URCs are located. In view of the above, any representations concerning the employees, URCs should not be referred to the directorate. At no stage of engagement does the staff of URCs translate into a permanent employee in the URCs. The individuals signed separate agreements for their engagement as staff URCs, and they are not given permanent employee status. The competent authority is permitted to amend/alter, and issue clarifications regarding the service conditions of the employees of the URC. It is the issue that confers the welfare of the organisation and protects the interest of the organisation.

7. The competent authorities are very well authorised to decide upon

the tenure of a contract to be entered into with the person who is engaged purely on a contract basis. The petitioners are contractual employees of the ex-servicemen unit run canteens, and their function is under the administrative control of station headquarters at Thiruvananthapuram. The S.O.P. regarding the functioning of station canteen Thiruvananthapuram, ESM URC - Pathanamthitta, Kollam, Mavelikara, and Kottarakara, under the administration team control of station headquarters, Thiruvananthapuram are issued by the station headquarters, Thiruvananthapuram. The amendments are carried out by the station headquarters in Thiruvananthapuram by letter dated 20.05.2019, which mandate that all contractual employees, including the Manager and Assistant Manager, will be initially employed for 11 months and can be re-hired for 11 more months without conducting of interview. Therefore, prayed for dismissal of the writ petition.

8. Since respondents have raised the contention that the primary

question that requires to be considered is whether the Unit Run Canteen is under the State Government coming within the ambit of Article 12 of the Constitution of India or authority and whether the writ petition under Article 226 of the Constitution of India is maintainable before this Court against the Unit Run Canteen. The said question has to be decided first.

9. In the decision reported in *Sombir Singh v. Union of India*, (2014 SCC

OnLine Del 2769), the High Court of Delhi held that,

2. At the outset a preliminary objection is raised to the maintainability of

the petition by learned counsel for the Respondents who contends that in terms of the judgment of the Hon'ble Supreme Court in Civil Appeal No. 3495/2005, *R.R. Pillai (dead) through LRs v. Commanding Officer, HQ S.A.C.(U)* wherein it was held that the employees of Unit Run Canteens are not Government employees, the present petition cannot be entertained.

3. It may be noted that the aforesaid judgment of the Supreme Court was

given on a reference to a three Judge Bench doubting the correctness of the earlier view of the Supreme Court in Union of India v. Mohd. Aslam, (2001) 1 SCC 720. Paras 10 and 11 of the said judgment which are relevant are reproduced hereunder:- 10. The question whether the URC can be treated as an instrumentality of the State does not fall for consideration as that aspect has not been considered by CAT or the High Court. Apparently, on that score alone we could have dismissed the appeal. But we find that the High Court placed reliance on Rule 24 to deny the effect of the appointment. From Rule 4 read with Rule 2 it is clear classification that all employees are first on probation and they shall be treated as temporary employees. After completion of five years they might be declared as permanent employees. They do not get the status of the Government employees at any stage. In Aslams case (supra) CATs order was passed in 1995. By that time 1999 Rules were not in existence and 1984 rules were operative.

11. It is to be noted that financial assistance is given, but interest and penal interest are charged. The URCs can also borrow from financial institutions. The reference is answered by holding that employees of URCs are not government servants.

4. Subsequently a learned Single Judge of this Court (Honble Mr. Justice A.K.

Sikri as his Lordship then was) in the case of Layak Ram v. Quarter Master General, 1999 (81) DLT 395 has similarly held that employees of canteens in Army Headquarters cannot file a writ petition and such employees are not employees of a State within the meaning of Article 12 of the Constitution. Paras 9 and 10 of the said judgment which are relevant are reproduced hereunder:- 9. The Judgment of Punjab & Haryana High Court referred to above deals with the case of employees of the same job of Army canteen and the High Court has held that this canteen is not instrumentality of the State on almost identical facts.

Therefore, this Judgement is squarely applicable to the facts of this case. The cases which are decided by the Central Administrative Tribunal as noted above again

deal with the cases of canteen workers of Army Headquarter canteens are in all these cases, it is held that employees of such canteens are not Central Government servants and, therefore, the Tribunal has no jurisdiction to deal with these cases. However, these may not have direct bearing on the question involved in this case namely; whether the canteen is State or other authority within the meaning of Article 12 of the Constitution of India. It is well established law that employees of a particular body may not be civil servants under Article 311 of the Constitution of India but body may still be another authority within the meaning of Article 12 of the Constitution. The case of Union of India v. Chotey Lal A.I.R. 1999 SC 396 also deals with the jurisdiction of Central Administrative Tribunal and it is held in the case of Dhobis (washerman) to wash clothes of cadets in National defence Academy are not holders of civil post and therefore, the Central Administrative Tribunal has no jurisdiction to go into the conditions of service of such Dhobis.

10. It may be mentioned that Judgment of Madras High Court in the case of Babian v. Lt. Col. 1994 Lab.I.C. 245 on which petitioner relied also holds that such canteens are not covered by Article 12 of the Constitution. Therefore, I held that the respondent canteen is not state or other authority within the meaning of Article 12 of the Constitution.

5. Recently in the case of Rajesh Tiwari v. Union of India, W.P(C) No. CSD Canteen is not a State or an instrumentality of State for a writ to be maintainable under Article 226 of the Constitution of India.

6. In view of the aforesaid settled position of law, we are inclined to uphold the preliminary objection raised by the Respondents.

7. Resultantly, the present writ petition is liable to be dismissed and is accordingly dismissed.

10. In the decision reported in *Layak Ram v. Quarter Master General*,

(1999 SCC OnLine Del 531 ), it was held by the High Court of Delhi that,

6. The principal question to be decided in this case is whether the present writ petition is maintainable against the respondents.

7. It can safely be inferred that the canteen is not a State or other

authority within the meaning of Art. 12 of the Constitution of India. The averments made by the respondent in the counter-affidavit in this respect are not refuted by the petitioner in the counter-affidavit. Admittedly the canteen is not the creation of any Statute Act, or legislation. The Ministry of Defence or Quarter Master General has nothing to do with the canteen or its employees. There is nothing on record to show that any funds are provided by the Government. There is no evidence of any control such as deep pervasive control of the Government in the running of the canteen. As stated by the respondent in the counter-affidavit canteen is private establishment to provide grocery items on cheaper rates as a welfare measure to armed forces personnel and ex-servicemen. Nominal profits

are charged on sales and salaries, etc., to employees employed by the canteen and are paid out of these nominal profits.

9. The judgment of Punjab and Haryana High Court referred to above

deals with the case of employee of the same job of army canteen and the High Court has held that this canteen is not instrumentality of the State on almost identical facts. Therefore, this judgment is squarely applicable to the facts of this case. The cases which are decided by the

Central Administrative Tribunal as noted above again deal with the cases of canteen workers of Army Headquarter canteens and in all these cases, it is held that employees of such canteens are not Central Government servants and, therefore, the Tribunal has no jurisdiction to deal with these cases. However, these may not have direct bearing on the question involved in this case namely; whether the canteen is State or other Authority within the meaning of Art. 12 of the Constitution of India. It is well established law that employees of a particular body may not be civil servants under Art. 311 of the Constitution of India but body may still be another authority within the meaning of Art. 12 of the Constitution. The case of Union of India v. Chotelal [1999 (1) L.L.N. 685] (vide supra), also

### **deals with the jurisdiction of Central Administrative Tribunal and it is held**

in the case of Dhobis (washermen) to wash clothes of cadets in National Defence Academy are not holders of civil post and therefore, the Central Administrative Tribunal has no jurisdiction to go into the conditions of service of such Dhobis.

10. It may be mentioned that judgment of Madras High Court in the

case of Babian v. Lt. Col. (Officiating Col.) Q Branch, H.Q., Tamil Nadu and Kerala, Sub-Area, Madras [1994 (1) L.L.N. 68] (vide supra), on which petitioner relied also holds that such canteens are not covered by Article 12 of the Constitution. Therefore, I hold that the respondent canteen is not State or other Authority within the meaning of Art. 12 of the Constitution.

Xxx xxxx xxx Xxxx xxx xxx

13. Our High Court also has in various cases particularly relating to

casual labourers, taken the view that appropriate course for such persons would be to raise industrial dispute under the provisions of Industrial Disputes Act. It would be sufficient to quote recent judgment of this Court (delivered by K. Ramamoorthy, J.) in C.W. No. 5066 of 1999 entitled Modern Food Industries Employees; Union v. Modern Food Industries [1999 (3) L.L.N. 1011], decided on 18 May 1999. In the said case after considering the entire case-law on the issue the Honble Judge held that writ petition was not maintainable and the petitioner was given liberty to raise industrial dispute. It may be sufficient to state that in the following cases this Court has taken the same view:

(1) D.P. Singh v. Engineering Project India, Ltd. [1995 A.D. Delhi 478].

(2) Chet Ram v. Union of India [1998 (4) L.L.N. 583].

14. In view of my aforesaid discussion i hold that the present writ petition is not maintainable and the same is accordingly dismissed. However, liberty is granted to the petitioner to raise industrial dispute, if so advised. No order as to costs. Writ petition dismissed.

11. In the decision reported in M.G. Karuppaiah v. Canteen Officer (AQMG) Headquarters, (1998 SCC OnLine Kar 495), the High Court of Karnataka held that,

4. The primary question that requires to be considered and decided is

whether the respondent-canteen is a State coming within the ambit of Art. 12 of the Constitution or other authority as envisaged under Art. 226 of the Constitution and whether the respondent-canteen is amenable to writ jurisdiction of this Court? Normally, the discussion would begin in such matters from Ajay Hasia case [1981 (2) L.L.N. 613] (vide supra). Constitution Bench of the Supreme Court while considering the question as to whether a society registered under the Societies Registration Act could be a State within the meaning of Art. 12 has culled out six tests from an earlier decision in Ramana Dayaram Shetty v. International

Airport Authority of India [1981

(1) L.L.N. 270]. XXXXX

5. In Chander Mohan Khanna case [1992 (1) L.L.N. 16] (vide supra), the

Apex Court while considering the question as to whether National Council of Educational Research and Training is a State as defined under Art. 12 of the Constitution was pleased to lay down certain principles to determine whether a body is an instrumentality or agency of the Government. The Court was pleased to observe, in Paras. 2 and 3, at pages 17 and 18:

2. There are only general principles but not exhaustive tests to determine whether a body is an instrumentality or agency of the Government. Even in general principles, there is no cut and dried formula which would provide correct division of bodies into those which are instrumentalities or agencies of the Government and those which are not XXXXX

11. xxxx The object of the canteen is to provide canteen facilities only

to Army Personnel not to the public at large. The unit is required to employ its own personnel for running its establishment and running of it also by its own funds or borrow money required through its own resources. Now applying the tests laid down in Ajay Hasia case [1981 (2) L.L.N. 613] (vide supra), and other decisions noticed above, it is not at all possible to hold that respondent-canteen can be termed as the instrumentality of the State, so as to bring it within the term other authority under Art. 12 of the Constitution.

14. In the result, petition deserves to be dismissed. Accordingly, it is dismissed as respondent-canteen is not amenable to writ jurisdiction. In the

## **facts and circumstances of the case, parties are directed to bear their own**

costs. Ordered accordingly.

12. In the decision reported in *Sarasamma v. Union of India*, (1995 SCC OnLine P&H 1139 ), the High court of Punjab and Haryana held that,

8. The canteen is not created by or under a statute. There is no law or

statutory provision governing its affairs. There is nothing on record to show that any funds are provided by the Government. Still further, there is no evidence of any control much less than of a pervasive control of the Government in the running of the canteen. It is true that the canteen stores department has issued a registration number to the respondent. It is also true that the department supplies various articles as required by the canteen. This is, however, no evidence of control by the Government. The registration number is allotted only for the purpose of regulating the supply of goods which in the very nature of things, is a purely commercial transaction. Furthermore, even the accounts of the canteen are not audited by any agency of the Government There is no control are regulation regarding the appointed of personnel. Taking the totality of circumstances into consideration, it cannot be said that the tests enunciated by their Lordships of the Supreme Court in *Ajay Hasia* case are fulfilled.

9. Accordingly, it is held that the respondent - canteen is not an instrumentality of the State. The first question is, thus, answered in the negative.

13. In the decision reported in *Babian v. Lt. Col. (Officiating. Col.) Q Branch H.Q.*, (1993 SCC 10), the High Court of Madras held that,

The next question to be considered is if the C.S.D. Canteen is not a State coming under Art. 12 of the Constitution of India, whether it will come under the expression any person or authority under Art. 226 of the Constitution of India. Undoubtedly, a

power is vested in the Court to

**issue a writ against a private body or even an individual. It has been held**

so by Krishna Iyer, J. in *Rohtas Industries, Ltd. v. Rohtas Industries Staff Union* [1976 - I L.L.N. 165], as follows in Para 10, at page 169: The expansive and extraordinary power of the High Courts under Art. 226 is as wide as the amplitude of the language used indicates and so can affect any person - even a private individual - and be available for any (other) purpose, even one for which another remedy may exist.

The amendment to Art. 226 in 1963, inserting Art. 226 (1A) reiterates the targets of the writ power as inclusive of any person by the expressive reference to the residence of such person. But it is one thing to affirm the jurisdiction, another to authorise its free exercise like a bull in a China shop. This Court has spelt out wise and clear restraints on the use of this extraordinary remedy and High Courts will not go beyond those wholesome inhibitions except where the monstrosity of the situation or other exceptional circumstances cry for timely judicial interdict or mandate. The mentor of law is justice and potent drug should be judiciously administered. Speaking in critical retrospect and portentous prospect, the writ power has, by and large, been the peoples sentinel on the qui vive and to cut back on or liquidate that power may cast a peril to human rights The Supreme Court in *Andi Mukta Sadguru Shree Muktajee Vandas Swami Suvama Jayanti Mahotsav Smarak Trust v. V.R. Rudarni* [1989 - II L.L.N. 281], has held as follows in Paras. 20 and 22, at pages 287 and 288: 20. The term authority used in Art. 226, in the context, must receive a liberal meaning unlike the term in Art. 12. Article 12 is relevant only for the purpose of enforcement of fundamental rights under Art.

32. Article 226 confers power on the High Courts to issue writs for enforcement of the fundamental rights as well as non-fundamental rights.

22. The judicial control over the fast expanding maze of bodies

affecting the rights of the people should not be put into watertight compartment. It should remain flexible to meet the requirements of variable circumstances

14. In the decision reported in *Santha Nair v. Union of India*, (2019 SCC OnLine MP 1899), the High Court of Madhya Pradesh held that,

11. From the above finding rendered by the Apex Court the case of

*Chotelal (supra)* it is obvious that the petitioner also does not hold any civil post and neither is discharging duties in connection with affairs of the State. More so, the institution (Canteen run by BSF) also is not State or its instrumentality u/Art. 12 of the Constitution due to absence of deep and pervasive control of the BSF over the canteen. Mere fact of the accounts of the Canteen being audited by BSF personnel or certain activities being supervised does not reveal financial, administrative or disciplinary control to the extent of assuming the characteristic of instrumentality of State to become amenable to writ jurisdiction of this Court u/Art. 226 of the Constitution.

12. Consequently, the preliminary objection raised by the Union of India is upheld and the petition stands dismissed with liberty to the petitioner to avail the remedy under the industrial law or civil court as the case may be.

15. In *Ajay Hasia and others v. Khalid Mujib Sehravardi and others* [(1981)

1 SCC 722], relying on the earlier judgment of the Supreme Court in *Ramanna Dayaram Shetty v. The International Airport Authority of India and Others* [(1979) 3 SCC 489] have culled out six tests, and they are as follows: (1) One thing is clear that if the entire share capital of the corporation is held by Government, it would go a long way towards indicating that the corporation is an instrumentality or agency of Government. (SCC p. 507, para 14)

(2) Where the financial assistance of the State is so much as to meet

almost entire expenditure of the corporation, it would afford some indication of the corporation being impregnated with Governmental character. (SCC p. 508, para 15)

(3) It may also be a relevant factor ... whether the corporation enjoys monopoly status which is State conferred or State protected. (SCC p. 508, para 15)

(4) Existence of deep and pervasive State control may afford an indication that the corporation is a State agency or instrumentality. (SCC p. 508, para 15)

(5) If the functions of the corporation are of public importance and

closely related to Governmental functions, it would be a relevant factor in classifying the corporation as an instrumentality or agency of Government. (SCC p. 509, para 16)

(6) Specifically, if a department of Government is transferred to a corporation, it would be a strong factor supportive of this inference of the corporation being an instrumentality or agency of Government. (SCC p. 510, para 18)

However, the above-mentioned test is not exhaustive. Each case has to be separately dealt with in order to get the answer as to whether the body comes under the instrumentalities or agencies of Government. The creation, finance, and control are a few factors that have to be taken to decide the issue of whether the body is a State or not.

16. In *Zee Telefilms Ltd. And Others v. Union of India (UOI) and Others*

(2005) 4 SCC 649, the Honble Apex Court had occasion to consider the question

of whether the Board of Control for Cricket of India will come within the definition of the State as contemplated under Article 12 of the Constitution of India. A five Bench Judge of the Apex Court considered all the earlier judgments regarding the inclusion of establishment under other authorities. When we apply the test to the facts of the present case, it can be seen that the Unit Run Canteens are not

created under any statute or by the parliament or by the legislature; they are created by executive orders, and all the individuals are private individuals. There is no control over administration by the Central Government.

17. Relevant portions of the judgment in Zee Telefilms Ltd (supra) are extracted below: Article 12

65. Before adverting to the core issues at some length we may take a look

at Article 12 of the Constitution which reads as under: 12. In this part, unless the context otherwise requires, the State includes the Government and Parliament of India and the Government and the legislature of each of the States and all local or other authorities within the territory of India or under the control of the Government of India.

66. In this article, State has not been defined. It is merely an inclusive

definition. It includes all other authorities within the territory of India or under the control of the Government of India. It does not say that such other authorities must be under the control of the Government of India. The word or is disjunctive and not conjunctive.

67. The expression authority has a definite connotation. It has different

dimensions and, thus, must receive a liberal interpretation. To arrive at a conclusion, as to which other authorities could come within the purview of Article 12, we may notice the meaning of the word authority.

68. The words other authorities contained in Article 12 are not to be treated as ejusdem generis.

69. In Concise Oxford English Dictionary, 10th Edn., the word authority

has been defined as under: 1. the power or right to give orders and enforce obedience. 2. a person or organisation exerting control in a particular political or administrative sphere. 3. the power to influence others based on recognised

knowledge or expertise.

70. Broadly, there are three different concepts which exist for determining the questions which fall within the expression other authorities:

(i) The corporations and the societies created by the State for

carrying on its trading activities in terms of Article 298 of the Constitution wherefor the capital, infrastructure, initial investment and financial aid, etc. are provided by the State and it also exercises regulation and control thereover.

(ii) Bodies created for research and other developmental works which are otherwise governmental functions but may or may not be a part of the sovereign function.

(iii) A private body is allowed to discharge public duty or positive

obligation of public nature and furthermore is allowed to perform regulatory and controlling functions and activities which were otherwise the job of the Government.

71. There cannot be same standard or yardstick for judging different bodies for the purpose of ascertaining as to whether any of them fulfils the requirements of law therefor or not.

72. In *Pradeep Kumar Biswas* [(2002) 5 SCC 111 : 2002 SCC (L&S) 633] a

seven-Judge Bench held: (SCC p. 123, para 6) 6. That an inclusive definition is generally not exhaustive is a statement of the obvious and as far as Article 12 is concerned, has been so held by this Court (*Ujjam Bai v. State of U.P.* [(1963) 1 SCR 778 : AIR 1962 SC 1621] , SCR at p. 968). The words State and authority used in Article 12 therefore remain, to use the words of Cardozo (*Benjamin Cardozo: The Nature of the Judicial Process*), among the great generalities of the Constitution the content of which has been and continues to be supplied by courts from time to time. (See also *Black Diamond Beverages v. CTO* [(1998) 1 SCC

73. What is necessary is to notice the functions of the body concerned. A

State has different meanings in different contexts. In a traditional sense, it can be a body politic but in modern international practice, a State is an organisation which receives the general recognition accorded to it by the existing group of other States. The Union of India recognises the Board as its representative. The expression other authorities in Article 12 of the

Constitution is State within the territory of India as contradistinguished from a State within the control of the Government of India. The concept of State under Article 12 is in relation to the fundamental rights guaranteed by Part III of the Constitution and the directive principles of State policy contained in Part IV thereof. The contents of these two parts manifest that Article 12 is not confined to its ordinary or constitutional sense of an independent or sovereign meaning, so as to include within its fold whatever comes within the purview thereof so as to instil public confidence in it.

74. The feature that the Board has been allowed to exercise the powers

enabling it to trespass across the fundamental rights of a citizen is of great significance. In terms of the Memorandum of Association even the States are required to approach the Board for its direction. If the Constitution Bench

### **judgment of this Court in Sukhdev Singh v. Bhagatram Sardar Singh [(1975) 1**

SCC 421 : 1975 SCC (L&S) 101 : (1975) 3 SCR 619] and development of law made therefrom is to be given full effect, it is not only the functions of the Government alone which would enable a body to become a State but also when a body performs governmental functions or quasi-governmental functions as also when its business is of public importance

and is fundamental for the life of the people. For the said purpose, we must notice that this Court in expanding the definition of State did not advisedly confine itself to the debates of the Constitutional Assembly. It considered each case on its own merit. In Sukhdev Singh [(1975) 1 SCC 421 : 1975 SCC (L&S) 101 : (1975) 3 SCR 619] Mathew, J. stated that even big industrial houses and big trade unions would come in the purview thereof. While doing so the courts did not lose sight of the difference between State activity and individual activity. This Court took into consideration the fact that new rights in the citizens have been created and if any such right is violated, they must have access to justice which is a human right. No doubt, there is an ongoing debate as regards the effect of globalisation and/or opening up of market by reason of liberalisation policy of the Government as to whether the notion of sovereignty of the State is being thereby eroded or not but we are not concerned with the said question in this case. Other authorities, inter alia, would be there which inter alia function within the territory of India and the same need not necessarily be the Government of India, Parliament of India, the Government of each of the States which constitute the Union of India or the legislatures of the States.

75. Article 12 must receive a purposive interpretation as by reason of Part

III of the Constitution a charter of liberties against oppression and arbitrariness of all kinds of repositories of power has been conferred - the object being to limit and control power wherever it is found. A body exercising significant functions of public importance would be an authority in respect of these functions. In those respects it would be same as is executive government established under the Constitution and the establishments of organisations funded or controlled by the Government. A traffic constable remains an authority even if his salary is paid from the parking charges

inasmuch as he still would have the right to control the traffic and anybody violating the traffic rules may be prosecuted at his instance.

76. It is not that every body or association which is regulated in its private functions becomes a State. What matters is the quality and character of functions discharged by the body and the State control flowing therefrom.

77. In Daniel Lee [276 F 3d 550] it was held: The OAC's functionally exclusive regulation of free speech within a public forum, is a traditional and exclusive function of the State. Development of law

78. The development of law in this field is well known. At one point of

time, companies, societies, etc. registered under the Companies Act and the Societies Registration Act were treated as separate corporate entities being governed by their own rules and regulations and, thus, held not to be State although they were virtually run as departments of the Government; but the situation has completely changed. Statutory authorities and local bodies were

**held to be State in Rajasthan SEB v. Mohan Lal [(1967) 3 SCR 377 : AIR 1967**

SC 1857] .

79. This Court, however, did not stop there and newer and newer principles were evolved as a result whereof different categories of bodies came to be held as State.

18. Merely because the Unit Run Canteens works under the CSD and

the CSD are founded by the consolidated fund of India, it cannot be said that the Unit Run Canteens is directly controlled and financed by the Government of India, they have an independent stand and are working on separate SOPs, issued from time to time. Ext.R5(1)(b) and (c) filed along with the counter affidavit makes amply clear that there is a procedure for obtaining sanction to operate a Unit Run Canteen. Certain guidelines are prescribed, and the same is issued by the Quarter Master Generals Branch. Only if certain criteria are fulfilled, Unit Run Canteen is

allotted by the competent authority. Ext.R5(b) makes it amply clear that the Defence Ministry has written to the Chief of the Army Staff explaining the steps of the Unit Run Canteen and their employees. The funds of the CSDs are not from the funds of the Government nor from the consolidated fund of India. They are private undertakings of the unit concerned, and they do not have any administrative control over the units or the personnel who are employed in the unit. The terms and conditions of employment are also settled between the unit and the employees; they are not Government servants either. When the test of public authority regarding the creation, finance, and control is applied to the Unit Run Canteens, the question of whether the Unit Run Canteens comes under the definition of State under Article 12 can be sorted. For this, the following tests are applied. i) As far as the creation is concerned, the Unit Run Canteens is established in terms of the provisions laid down in AO/19/2003/QMG issued by the CSD of the Army. The said authority gives sanctions for unit formation and operation. It is an admitted fact that the creation of Unit Run Canteens is not by the act of parliament or by the legislature, but by an order from the Quartermaster General's Branch of the Army. So, the 1st test regarding the creation fails to hold so that URCs will come under any statute by the parliament or by the State legislature. ii) The 2nd test regarding the financial control over the URC is concerned, the funds that the URCs obtained are from the regimental non-public funds, and not from the consolidated fund of India. The regimental non-public funds are created through contributions from the defense personnel. The URCs are not funded by the Government, and only loans are granted by the CSDs to the URCs, which are paid back with interest at the rate of 4% for 1st loan and 6% for 2nd loan. It is evidently clear that there is no direct financial control from the Government of India to the URCs. The distinction between URCs and CSDs is that, in CSD, the employees are Government employees and are funded from the Consolidated fund of India and therefore, there is direct control by the Government of India over CSD. URCs are concerned, the URCs are functioning under the CSDs, and they purchase the products from the CSD canteen, there is no direct funding either by the Government of India or the CSDs as stated above; only loans are sanctioned to the URCs by the CSDs. Though the CSD funds are from the Consolidated Fund of India, merely because loans are granted from the funds of

the CSDs, they cannot be taken as a fund from the Government of India under the Consolidated Fund of India. So, there is no direct control of finance also by the Government of India to the URCs. The funds are from the regimental non-public fund. Thus the 2 test also fails to hold that the URCs come under nd other authorities. iii) As far as the 3rd test is concerned, regarding the control, separate SOPs are formulated by the URC management committee for the day-to-day affairs depending upon the strength of the staff of each URC. The appointment of the staff is done by the station head of each URC and not by the CSDs or by the Army. The URCs thus work as a separate unit under each station headquarters and there is no direct control either by the CSD or by the Ministry of Defence. This amply proves that there is no direct Government control over it. The petitioners have produced the Manual for Unit Run Canteens issued by the Government of India, Ministry of Defence, Canteen Stores Department on 12.01.2018, and argue that going by the said guidelines, it is a well-established fact that Unit Run Canteens are under the direct control of the Government of India and also the funds are from the Consolidated Fund of India.

19. Chapter 3 of the said guidelines deals with the URC-CSD interface.

Sub Clause 3.2 deals with registration. It is stated in sub-clause 3.2 that units are required to obtain sanction for operating URC from the Sub-area Commander/Brigade Commander or Higher Formation Commander or their equivalents in the other two services. The formation Commander may sanction the opening of URCs of their formation headquarters after the sanction is obtained and a registration number is allotted to the URC by the CSD. In such cases, the URCs are authorized to purchase canteen stores from the CSD area depot on which they are dependent.

20. Clause 3.5 deals with financial assistance/loans to URCs. It states

that to assist the URCs to improve their canteen facilities and to keep sufficient inventory, some funds are made available in the CSD budget every year which are disbursed as loans to URCs. Loans are sanctioned to URCs up to 2 lakhs by the General Manager of the CSD and if it is more than 2 lakhs, the board of administration is empowered up to 5 lakhs; beyond 5 lakhs to 25 lakhs, it is to be

sanctioned by the QMG and beyond the said amount, it is sanctioned by the Executive Committee of the Board over control of canteen service.

21. Clause 3.13 of the guidelines deals with the units proceeding on the

UN Missions. The said clause only deals with the establishment of the Units Run Canteen abroad on UN Missions. It only states that they are free to take additional interest-free loans from the Deputy Director General of Canteen Service Headquarters, and such loans should be paid and repaid with a deposit from where the URCs are availed service of credit within five years. 22 As far as the audit is concerned, it is mandatory that the accounts of the URC have to be audited by a Certified chartered accountant, and all URCs shall undergo an audit by B.O.O. by the 31st December of every year.

23. As per the order issued for the constitution of the Unit Run

Canteens, it can be seen that the aim of the canteen is to provide canteen facilities to serving army personnel retired and widows of the army personnel, etc. The canteen is run by the unit head of the army. The subject is to provide canteen facilities for army personnel and not the public at large. The unit is to require employees of its own personnel to run the establishment and through its own fund or formal fund from the CSD. Applying the dictum laid down by the Apex Court in Ajai Haziyas case cited (supra), culled out from Ramanna Dayaram Shetti cited (supra), it is not possible to hold that the Unit Run Canteens can be termed as instrumentalities of the State, so as to bring within the term Other Authorities in Article 226 of the Constitution of India. This writ petition is filed seeking a writ of mandamus or direction directing the respondents not to implement Ext.P3 amendments upon the petitioner who is employed before 05.07.2019, the date on which the amendments came into force.

24. The High Court of Karnataka in M.G Karuppaiahs case cited (supra), in paragraph 7 relying on another judgment discussed the term Authority under Article 12, which is extracted below:

7. In Sri Andi Mukta Sadguru Shree Muktajee Vandas Swami Suvarna Jayanti

Mahotsav Smarak Trust v. V.R. Rudani [1989 (2) L.L.N. 281], highlighted the distinction of an authority for the purpose of Art. 226 of the Constitution and the Court was pleased to observe, in Para. 20, at page 287:

The term authority used in Art. 226, in the context, must receive a liberal meaning unlike the term in Art: 12. Article 12 is relevant only for the purpose of enforcement of fundamental rights under Art. 32. Article 226 confers power on the High Courts to issue writs for enforcement of the fundamental rights as well as non-fundamental rights. The words any person or authority used in Art. 226 are, therefore, not to be confined only to statutory authorities and instrumentalities of the State. They may cover any other person or body performing public duty. The form of the body concerned is not very much relevant. What is relevant is the nature of the duty imposed on the body. The duty must be judged in the light of positive obligation owed by the person or authority to the affected party. No matter by what means the duty is imposed, if a positive obligation exists mandamus cannot be denied.

12. The question to be considered now would be as to whether, in the

light of the decision in Rudani case [1989 (2) L.L.N. 281] (vide supra), it will be permissible and appropriate to issue writ of mandamus. The Apex Court in Rudani case (vide supra), laid stress on the nature of duties imposed upon the body or on the functions being discharged by the body and not on the form of body. In case the nature of the duty being discharged can be said to be of a public nature, the Court has held that the mandamus cannot be denied on the ground that the duty to be discharged is not imposed by the statute, since mandamus is of very wide amplitude which must be easily available to reach injustice wherever it is found. Technicalities should not come in the way of granting relief under Art. 226 of the Constitution. Judicial control over the vast expanding maze of bodies affecting the rights of the people should not be put into water tight compartment. In the instant case, there is

nothing on record even to suggest, even though the respondent-canteen is a private body, it has been constituted with the aim and object of performing public duty. In my opinion, since the Central Government has no administrative control and no finances are made available and since the respondent- canteen has no public duty to perform no mandamus can be issued to the respondent-canteen to reinstate the petitioner into service with effect from the date of termination with all consequential service and monetary benefits.

25. As far as the facts of this case are concerned, the Central

Government has no administrative financial control over the Unit Run Canteens, and they do not have any public duty to perform. In such a case, no mandamus can be issued to the respondent canteen.

26. To summarise, it can be safely inferred that URC is not a state or

authority with the meaning of Article 12 of the Constitution of India. The canteen is not the creation of any statute or legislature. The Ministry of Defence has nothing to do with the canteen or its employees. The funds of the URCs are not provided by the Consolidated Fund of India, and they are from the Regimental non-public fund or by loans from the CSD departments. There is no pervasive control by the Government in the running of a canteen. As per the documents produced through the counter affidavit, it can be seen that the canteen is a private establishment that provides necessary items such as groceries at a cheaper rate to the army personnel, retired as well as widows. The salaries are paid from the profit earned from the sales. In view of the discussions made above, I am of the firm opinion that the writ petitions are not maintainable as URC does not come under the definition of State under Article 12 of the Constitution of India, and therefore the writ petitions are dismissed as not maintainable. However, liberty is given to the petitioners to move to the appropriate forum for redressal of their grievance, if so advised. Sd/- BASANT BALAJI JUDGE ss APPENDIX OF WP(C) 25209/2020 PETITIONER EXHIBITS Exhibit P7 True copy of the relevant pages of Report no: 38 of 2016 regarding Army - Defence Service Exhibit P8 True copy of the representation submitted by the employees of Kottarakkara URC Exhibit P9 True

copy of the communication dated 19/5/2022 EXHIBIT P4 COPY OF THE APPOINTMENT LETTER OF 1ST PETITIONER.

EXHIBIT COPY OF THE APPOINTMENT LETTER OF 2ND PETITIONER. P4(A)  
EXHIBIT COPY OF THE APPOINTMENT LETTER OF 3RD PETITIONER. P4(B)  
EXHIBIT P1 TRUE COPY OF THE GUIDE LINES DATED 11.8.2014. EXHIBIT P5  
COPY OF THE COMMUNICATION NO.D.O.NO.M-11011/08/2020 DATED  
20.3.2020. EXHIBIT P6 TRUE COPY OF THE INTERIM ORDER IN WP(C)  
NO.23919/2020. EXHIBIT COPY OF THE APPOINTMENT LETTER OF 4TH  
PETITIONER. P4(C) EXHIBIT P2 TRUE COPY OF THE RELEVANT PAGES OF  
SOP. EXHIBIT P3 TRUE COPY OF THE AMENDMENTS IN SOP DATED  
5.7.2019. APPENDIX OF WP(C) 25213/2020 RESPONDENT EXHIBITS Exhibit  
letter No. 96029/Q/DDGCS issued by the Deputy R5(c) Directorate General  
Canteen Services for Quarter Master General dated 10-02-1995 Exhibit A true  
copy of the advertisements mentioning R5(q ) scheduled interview dated 18 and  
19 November 2020 and 02 and 03 December 2020 Exhibit A true copy of the  
Station Headquarters letter No R5(r ) 005/SCT/Gen dated 22 Oct 2020 Exhibit A  
true copy of the Kendriya Sainik Board, Ministry R5(d) of Defence, Govt of India  
letter No 061/Policy/Gen Pol/Vol-1 dated 03 August 2018 Exhibit A chart of details  
of employment of petitioners R5(e) with ESM URC Pathanamthitta Exhibit A true  
copy of the AO/19/2003/QMG issued by the R5(a) Quartermaster Generals  
Branch Exhibit A true copy of the letter No BOCCS /00181 I Q / CAN R5(b) / 5469  
/ D (MOV) issued by the Under Secretary (Ministry of Defense) dated 27-10- 1977  
Exhibit Guidelines: Terms and Condition of Service and R5(f) Revised Pay Scale  
of Regular Civilian Employees of URC paid out of Non-Public Fund issued by IHQ  
of MoD (Army), QMGs Br vide File No 96029/Q/DDGCS dated 11 Aug 2014  
Exhibit SOP regarding orders/guidelines for functioning of R5(g) all five URCs  
under administrative control of Station Headquarters Trivandrum

Exhibit A true copy of the Station Headquarters (Army) R5(h) Kochi file No  
217/1/Q dated 15 Nov 2017 Exhibit A true copy of the Fresh SOP Station  
Headquarters R5(i) Trivandrum Case No 304/R/Standing Order/SCT/Q dated 01  
May 2017 Exhibit letter No 005/SCT/Gen dated 20 May 2019 R5(j) Exhibit Letter  
No 103/R/Est dated 24 Oct 2019 R5(k ) Exhibit A true copy of the judgment in WP

(C) No 18668 of R5(l) 2012 (G) dated 12 November 2012

Exhibit Advertisements published in local newspapers R5(m ) Exhibit A true copy of the Station Headquarters Trivandrum R5(n ) letter No 103/2/EST(iii) dated 22 June 2020

Exhibit A true copy of the contractual employment R5(o ) agreements entered into by the Petitioners and the Station Commander Exhibit R5 etter No 005/SCT/Gen dated 22 Oct 2020 (p) PETITIONER EXHIBITS Exhibit P8 TRUE COPY OF THE PLATINUM JUBILEE EDITION 2018 OF THE MANUAL FOR UNIT RUN CANTEEN ISSUED BY THE MINISTRY F DEFENCE

EXHIBIT P7 TRUE COPY OF THE INTERIM ORDER IN WP(C) NO.23919/2020  
EXHIBIT P6 COPY OF THE COMMUNICATION NO.D.O.NO.M-11011/08/2020  
DATED 20/3/2020

EXHIBIT P5 TRUE COPY OF IDENTITY CARD OF 9TH PETITIONER  
(F) EXHIBIT P5 TRUE COPY OF IDENTITY CARD OF 8TH  
PETITIONER (E) EXHIBIT P5 TRUE COPY OF IDENTITY CARD OF  
7TH PETITIONER (D) EXHIBIT P5 TRUE COPY OF IDENTITY CARD  
OF 6TH PETITIONER (C) EXHIBIT P5 TRUE COPY OF IDENTITY  
CARD OF 5TH PETITIONER (B) EXHIBIT P5 TRUE COPY OF  
IDENTITY CARD OF 4TH PETITIONER (A) EXHIBIT P5 TRUE COPY  
OF IDENTITY CARD OF 3RD PETITIONER

EXHIBIT P4 COPY OF APPOINTMENT LETTER OF 2ND PETITIONER

(A) EXHIBIT P4 COPY OF APPOINTMENT LETTER OF 1ST  
PETITIONER

EXHIBIT P3 TRUE COPY OF THE AMENDMENTS IN SOP DATED 5/7/2019  
EXHIBIT P2 TRUE COPY OF THE RELEVANT PAGES OF SOP EXHIBIT P1  
TRUE COPY OF THE GUIDE LINES DATED 11/8/2014 APPENDIX OF WP(C)  
26222/2020 PETITIONER EXHIBITS Exhibit P11 TRUE COPY OF THE  
GUIDELINES DATED 11/8/2014 ALONG WITH TYPED COPY EXHIBIT P2 TRUE

COPY OF THE APPOINTMENT LETTER DATED 31.10.2017 ISSUED TO THE 2ND PETITIONER. EXHIBIT P3 TRUE COPY OF THE APPOINTMENT LETTER DATED 20.5.2012 ISSUED TO THE 3RD PETITIONER. EXHIBIT P4 TRUE COPY OF THE APPOINTMENT LETTER DATED 28.7.2017 ISSUED TO THE 4TH PETITIONER. EXHIBIT P5 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30.9.2002 ISSUED BY 5TH RESPONDENT.

EXHIBIT P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 3.8.2017 ISSUED TO THE 1ST PETITIONER. EXHIBIT P7 TRUE COPY OF THE COMMUNICATION NO.D.O.NO.M- EXHIBIT P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25202/2020 PASSED BY THIS HONOURABLE COURT. EXHIBIT P9 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25209/2020 PASSED BY THIS HONOURABLE COURT. EXHIBIT P10 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25213/2020 PASSED BY THIS HONOURABLE COURT. EXHIBIT P6 TRUE COPY OF THE REQUEST DATED 20.10.2020 SUBMITTED BY THE PETITIONERS BEFORE THE 5TH RESPONDENT SEEKING THEIR RETENTION IN SERVICE. APPENDIX OF WP(C) 27478/2022 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE LETTER OF APPOINTMENT DATED 27.10.2020 ISSUED TO THE PETITIONER. Exhibit P2 TRUE COPY OF THE COMMUNICATION DATED 14.10.2021 Exhibit P3 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 11.08.2014 Exhibit P4 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C)NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P5 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C)NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C)NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P7 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL APPENDIX OF WP(C) 27795/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 2.12.2019 ISSUED BY THE 5TH

RESPONDENT TO THE PETITIONER Exhibit P2 TRUE COPY OF THE COMMUNICATION DATED 5.11.2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER Exhibit P3 TRUE COPY OF THE COMMUNICATION DATED 5.11.2021 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER Exhibit P4 TRUE COPY OF THE RECOMMENDATION LETTER DATED 1.10.2021 ISSUED BY THE 6TH RESPONDENT Exhibit P5 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30.9.2002 ISSUED BY 5TH RESPONDENT

Exhibit P6 TRUE COPY OF THE COMMUNICATION NO D.NO NO M- Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO 25209/2020 PASSED BY THIS HONOURABLE COURT Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO 25209/2020 PASSED BY THIS HONOURABLE COURT Exhibit P9 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO 25213/2020 PASSED BY THIS HONOURABLE COURT Exhibit P10 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 1/8/2014 Exhibit P11 TRUE COPY OF THE ONE OF THE INSTANCES OF SUCH

AMENDMENT WITH REGARD TO THE PROVISIONS OF PARAGRAPH 78 OF THE THEN STANDING OPERATING PROCEDURE (SOP) DATED 11/11/2017

Exhibit P12 TRUE COPY OF THE WHAT'S APP MESSAGE RECEIVED BY THE PETITIONER ON 23/5/2020 FROM THE SUPERIOR OFFICERS Exhibit P13 TRUE COPY OF THE WHAT'S MESSAGE RECEIVED BY THE PETITIONER ON 26/8/2020 FROM THE SUPERIOR OFFICERS Exhibit P14 TRUE COPY OF THE WHAT'S APP MESSAGES RECEIVED BY THE PETITIONER ON 27/8/2020 FROM THE SUPERIOR OFFICERS Exhibit P15 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL APPENDIX OF WP(C) 29919/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE GUIDE LINES DATED 11.08.2014 ISSUED BY 2ND RESPONDENT. Exhibit P2 TRUE COPY OF THE RELEVANT PAGES OF SOP ISSUED BY STATION HEAD QUARTERS, ARMY, KOCHI. Exhibit P3 TRUE COPY OF THE AMENDMENTS IN

SOP DATED 05.07.2019. Exhibit P4 TRUE COPY OF THE APPOINTMENT LETTER OF 3RD PETITIONER DATED 23.05.2016. Exhibit P5 TRUE COPY OF THE APPOINTMENT LETTER OF 4TH PETITIONER DATED 10.07.2015. Exhibit P6 TRUE COPY OF THE APPOINTMENT LETTER OF 5TH PETITIONER DATED 28.03.2018. Exhibit P7 TRUE COPY OF THE COMMUNICATION NO.D.O.NO.M- Exhibit P8 TRUE COPY OF THE INTERIM ORDER OF WP(C)NO.23919/2020. APPENDIX OF WP(C) 30508/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE ORDER OF EXTENSION DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE 1ST PETITIONER. Exhibit P2 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE 2ND PETITIONER. Exhibit P3 TRUE COPY OF THE APPOINTMENT LETTER DATED 10.05.2016 ISSUED TO THE 3RD PETITIONER. Exhibit P4 TRUE COPY OF THE ORDER OF EXTENSION DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE 3RD PETITIONER. Exhibit P5 TRUE COPY OF THE APPOINTMENT LETTER DATED 03.04.2013 ISSUED TO THE 4TH PETITIONER. Exhibit P6 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE 4TH PETITIONER. Exhibit P7 TRUE COPY OF THE APPOINTMENT LETTER DATED 28.03.2018 ISSUED TO THE 5TH PETITIONER. Exhibit P8 TRUE COPY OF THE EXTENSION ORDER DATED 22.01.2021 ISSUED BY THE 5TH RESPONDENT TO THE 5TH PETITIONER. Exhibit P9 TRUE COPY OF THE EXTENSION ORDER DATED 14.07.2012 ISSUED BY THE 5TH RESPONDENT TO THE 6TH PETITIONER. Exhibit P10 TRUE COPY OF THE EXTENSION ORDER DATED 22.11.2012 ISSUED BY THE 5TH RESPONDENT TO THE 6TH PETITIONER. Exhibit P11 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2021. Exhibit P12 TRUE COPY OF THE EXTENSION ORDER DATED 14.07.2012. Exhibit P13 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2021. Exhibit P14 TRUE COPY OF THE EXTENSION ORDER DATED 15.07.2013. Exhibit P15 TRUE COPY OF THE EXTENSION ORDER DATED 08.01.2019. Exhibit P16 TRUE COPY OF THE EXTENSION ORDER DATED 06.12.2019. Exhibit P17 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30.09.2002 ISSUED BY 5TH RESPONDENT.

Exhibit P18 TRUE COPY OF THE COMMUNICATION NO.D.O.NO.M- Exhibit P19 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P20 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P21 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P22 TRUE COPY OF THE GUIDELINES DATED 11/8/2014 ALONG WITH TYPED COPY Exhibit P23 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL (RELEVANT PAGES) APPENDIX OF WP(C) 30564/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE LETTER OF REQUEST DATED 06.01.2006 AND PERMISSION GRANTED VIDE ENDORSEMENT ON THE VERY SAME DAY. Exhibit P2 TRUE COPY OF THE ORDER OF EXTENSION DATED 28.01.2019 ISSUED BY THE 5TH RESPONDENT TO THE 1ST PETITIONER. Exhibit P3 TRUE COPY OF THE ORDER OF EXTENSION DATED 21.12.2019 ISSUED BY THE 5TH RESPONDENT TO THE 1ST PETITIONER. Exhibit P4 TRUE COPY OF THE ORDER OF EXTENSION DATED 23.11.2020 ISSUED BY THE 5TH RESPONDENT TO THE 1ST PETITIONER. Exhibit P5 TRUE COPY OF THE ORDER OF EXTENSION DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE 1ST PETITIONER. Exhibit P6 TRUE COPY OF APPOINTMENT LETTER DATED 14.02.2019 ISSUED TO THE 2ND PETITIONER. Exhibit P7 TRUE COPY OF THE EXTENSION ORDER DATED 14.05.2019 ISSUED BY THE 5TH RESPONDENT TO THE 2ND PETITIONER. Exhibit P8 TRUE COPY OF THE EXTENSION ORDER DATED 20.04.2020 ISSUED BY THE 5TH RESPONDENT TO THE 2ND PETITIONER. Exhibit P9 TRUE COPY OF THE EXTENSION ORDER DATED 22.03.2021 ISSUED BY THE 5TH RESPONDENT TO THE 2ND PETITIONER. Exhibit P10 TRUE COPY OF THE APPOINTMENT LETTER DATED 14.02.2019 ISSUED TO THE 3RD PETITIONER. Exhibit P11 TRUE COPY OF THE ORDER OF EXTENSION DATED 14.05.2019 ISSUED BY THE 5TH RESPONDENT TO THE 3RD PETITIONER. Exhibit P12 TRUE COPY OF THE ORDER OF EXTENSION DATED 20.04.2020 ISSUED BY THE 5TH RESPONDENT TO THE 3RD PETITIONER. Exhibit P13 TRUE COPY OF THE ORDER OF EXTENSION

DATED 22.03.2021 ISSUED BY THE 5TH RESPONDENT TO THE 3RD PETITIONER. Exhibit P14 TRUE COPY OF THE APPOINTMENT LETTER DATED 14.05.2019 ISSUED TO THE 4TH PETITIONER. Exhibit P15 TRUE COPY OF THE ORDER OF EXTENSION DATED 14.05.2019 ISSUED BY THE 5TH RESPONDENT TO THE 4TH PETITIONER. Exhibit P16 TRUE COPY OF THE ORDER OF EXTENSION DATED 10.02.2020 ISSUED BY THE 5TH RESPONDENT TO THE 4TH PETITIONER. Exhibit P17 TRUE COPY OF THE ORDER OF EXTENSION DATED 16.01.2021 ISSUED BY THE 5TH RESPONDENT TO THE 4TH PETITIONER. Exhibit P18 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30.09.2002 ISSUED BY 5TH RESPONDENT.

Exhibit P19 TRUE COPY OF THE COMMUNICATION NO.DO NO.M- Exhibit P20 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P21 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P22 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P23 TRUE COPY OF THE GUIDELINES DATED 11/8/2014 WITH TYPED COPY Exhibit P24 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL (RELAVENT PAGES) APPENDIX OF WP(C) 30652/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT ORDER DATED 14.02.2019 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER. Exhibit P2 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER. Exhibit P3 TRUE COPY OF THE STANDING OPERATING PROCEDURES

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Exhibit P4 TRUE COPY OF THE COMMUNICATION NO.D.OM- Exhibit P5 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25209/2020 PASSED BY

THIS HONOURABLE COURT. Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P8 THE TRUE COPY OF THE GUIDELINES DATED 11/8/2014 ALONG WITH TYPED COPY Exhibit P9 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL (RELEVANT PAGES) APPENDIX OF WP(C) 30668/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 01.02.2019 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.1. Exhibit P2 TRUE COPY OF THE ORDER OF EXTENSION DATED 14.05.2019 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.1. Exhibit P3 TRUE COPY OF THE ORDER OF EXTENSION DATED 22.06.2021 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.1 Exhibit P4 TRUE COPY OF APPOINTMENT LETTER DATED 28.03.2018 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.2 Exhibit P5 TRUE COPY OF THE EXTENSION ORDER DATED 20.05.2019 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.2 Exhibit P6 TRUE COPY OF THE EXTENSION ORDER DATED 08.05.2019 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.2 Exhibit P7 TRUE COPY OF THE EXTENSION ORDER DATED 18.12.2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.2 Exhibit P8 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.2 Exhibit P9 TRUE COPY OF THE APPOINTMENT LETTER DATED 14.02.2019 ISSUED BY THE 5TH RESPONDENT TO THE 3RD PETITIONER. Exhibit P10 TRUE COPY OF THE EXTENSION ORDER DATED 20.04.2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.3 Exhibit P11 TRUE COPY OF THE EXTENSION ORDER DATED 22.06.2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.3 Exhibit P12 TRUE COPY OF THE APPOINTMENT LETTER DATED 14.02.2019 ISSUED BY THE 5TH RESPONDENT TO THE 4TH PETITIONER Exhibit P13 TRUE COPY OF THE EXTENSION ORDER DATED 22.03 .2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.4 Exhibit P14 TRUE COPY OF THE EXTENSION ORDER DATED 22.06 .2020 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.4 Exhibit P15 TRUE COPY OF THE COMMON APPOINTMENT ORDER ISSUED BY THE 5TH

RESPONDENT TO THE PETITIONERS NO.5 AND 6. Exhibit P16 TRUE COPY OF THE STANDING OPERATING PROCEDURES(SOP)DATED 30.09.2002 ISSUED BY 5TH RESPONDENT. Exhibit P17 TRUE COPY OF THE COMMUNICATION NO.D.O.NO.M- Exhibit P18 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C)NO.25202/2020 PASSED BY THIS HONOURABLE COURT Exhibit P19 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C)NO.25209/2020 PASSED BY THIS HONOURABLE COURT Exhibit P20 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C)NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P21 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL RESPONDENT EXHIBITS

Exhibit True copy of latest contract agreement dated 15 R5(b) Feb 2021 entered into between the 2nd petitioner and 5th respondent Exhibit True copy of the latest contract agreement dated R5(c) 26 Mar 2021 entered into between the 3rd petitioner and the 5th respondent Exhibit True copy of the latest contract agreement dated R5(d) 26 March 2021 entered into between the 4th petitioner and 5th respondent Exhibit True copy of the latest contract agreement dated R5(e) 23 Feb 2021 entered into between the 5th petitioner and 5th respondent Exhibit True copy of the latest contract agreement dated R5(f) 23 Feb 2021 entered into between the 6th petitioner and 5th respondent Exhibit True copy of the letter No. 005/SCT/Gen dated R5(g) 20.05.2019 issued by SO (Canteen) Station Headquarter, Thiruvananthapuram Exhibit True copy of the amendment issued vide Station R5(h) Headquarters letter No. 103/R/Est dated 24.10.2019 Exhibit True copy of the latest contract agreement dated R5(a) 26 March 2021 entered into between the 1st petitioner and 5th respondent

APPENDIX OF WP(C) 30679/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE EXTENSION ORDER DATED 12/12/2015 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.1. Exhibit P2 TRUE COPY OF THE EXTENSION ORDER DATED 06/10/2017 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER NO.1. Exhibit P3 TRUE COPY OF THE EXTENSION ORDER DATED 16/01/2021 ISSUED BY THE 5TH RESPONDENT TO THE 2ND PETITIONER. Exhibit P4 TRUE COPY OF THE APPOINTMENT LETTER DATED

Exhibit P5 TRUE COPY OF THE EXTENSION ORDER DATED 22/06/2021 ISSUED BY THE 5TH RESPONDENT TO THE 3RD PETITIONER. Exhibit P6 TRUE COPY OF THE APPOINTMENT LETTER DATED Exhibit P7 TRUE COPY OF THE EXTENSION ORDER NO.005/SCT/IA/KLM DATED NIL ISSUED BY THE 5TH RESPONDENT TO THE 4TH PETITIONER. Exhibit P8 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30/09/2002 ISSUED BY 5TH RESPONDENT.

Exhibit P9 TRUE COPY OF THE COMMUNICATION NO.D.O.NO.M- Exhibit P10 TRUE COPY OF THE INTERIM ORDER DATED 17/11/2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P11 TRUE COPY OF THE INTERIM ORDER DATED 17/11/2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P12 TRUE COPY OF THE INTERIM ORDER DATED 17/11/2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P13 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL (RELEVANT PAGES) APPENDIX OF WP(C) 7461/2022 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE LETTER OF APPOINTMENT DATED 07.05.2020 OF ISSUED TO THE PETITIONER. Exhibit P2 TRUE COPY OF THE ORDER OF EXTENSION DATED 22.05.2021. Exhibit P3 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ AND MOD (ARMY) DATED 11.08.2014. Exhibit P4 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN W.P.C NO. 25202/2020 PASSED BY THIS HON'BLE COURT. Exhibit P5 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN W.P.C NO. 25209/2020 PASSED BY THIS HON'BLE COURT. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN W.P.C NO. 25213/2020 PASSED BY THIS HON'BLE COURT. RESPONDENT EXHIBITS

Exhibit True copy of the leter No.005/SCT/Gen dated R5(b) 20.05.2019 issued by SO(Canteen) Station Headquarters, Thiruvananthapuram Exhibit True copy of the agreement between the petitioner R5(a) and 5th respondent dated 11.04.2021 Exhibit True copy of the amendment issued vide Station R5(c) Headquarters letter

No.103/R/Est dated 24.10.2019

APPENDIX OF WP(C) 29383/2022 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE LETTER OF APPOINTMENT DATED 10.02.2020 ISSUED TO THE PETITIONER. Exhibit P2 TRUE COPY OF THE COMMUNICATION DATED 26.12.2021 ISSUED TO THE PETITIONER. Exhibit P3 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 11.08.2014. Exhibit P4 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P5 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 25.08.2022 IN WP(C) NO.27478/2022 PASSED BY THIS HONOURABLE COURT. Exhibit P8 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL (RELEVANT PAGES) RESPONDENT EXHIBITS

Exhibit True copy of the agreement for contract dated 27 R5(a) December 2021 entered into between the petitioner and the Respondents Exhibit A true copy of the amendment issued vide Station R5(c) Headquarters letter No 103/R/Est dated 24.10.2019 Exhibit True copy of the letter No 005/SCT/Gen dated R5(b) 20.05.2019. A true copy of the letter No 005/SCT/Gen dated 20.05.2019 issued by SO (Canteen) Station Headquarter, Thiruvananthapuram

APPENDIX OF WP(C) 35026/2022 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 1ST PETITIONER. Exhibit P2 TRUE COPY OF THE APPOINTMENT LETTER DATED 21.06.2011 ISSUED TO THE 2ND PETITIONER. Exhibit P3 TRUE COPY OF THE INTIMATION LETTER DATED 11.01.2021 ISSUED TO THE 2ND PETITIONER. Exhibit P4 TRUE COPY OF THE APPOINTMENT LETTER DATED 09.04.2012 ISSUED TO THE 3RD PETITIONER. Exhibit P5 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED BY THE 5TH

RESPONDENT. Exhibit P6 TRUE COPY OF THE INTIMATION DATED 29.12.2021 ISSUED BY THE 5TH RESPONDENT Exhibit P7 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 11.08.2014 Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P9 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P10 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P11 TRUE COPY OF THE INTERIM ORDER DATED 25.08.2022 IN WP(C) NO.27478/2022 PASSED BY THIS HONOURABLE COURT. APPENDIX OF WP(C) 35173/2022 PETITIONER EXHIBITS Exhibit P1 RUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 1ST PETITIONER. Exhibit P2 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 2ND PETITIONER. Exhibit P3 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 3RD PETITIONER. Exhibit P4 TRUE COPY OF THE INTIMATION DATED 29.12.2021 ISSUED BY THE 5TH RESPONDENT Exhibit P5 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 11.08.2014 Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P9 TRUE COPY OF THE INTERIM ORDER DATED 25.08.2022 IN WP(C) NO.27478/2022 PASSED BY THIS HONOURABLE COURT Exhibit P10 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL APPENDIX OF WP(C) 35231/2022 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 1ST PETITIONER. Exhibit P2 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 2ND PETITIONER. Exhibit P3 TRUE COPY OF THE INTIMATION DATED

29.12.2021 ISSUED BY THE 5TH RESPONDENT. Exhibit P4 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 11.08.2014. Exhibit P5 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 25.08.2022 IN WP(C) NO.27478/2022 PASSED BY THIS HONOURABLE COURT. APPENDIX OF WP(C) 35246/2022 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 1ST PETITIONER. Exhibit P2 TRUE COPY OF THE APPOINTMENT LETTER DATED 11.01.2021 ISSUED TO THE 2ND PETITIONER. Exhibit P3 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.12.2020 ISSUED TO THE 3RD PETITIONER. Exhibit P4 TRUE COPY OF THE APPOINTMENT LETTER DATED 11.12.2020 ISSUED TO THE 4TH PETITIONER. Exhibit P5 TRUE COPY OF THE GUIDELINES ISSUED BY THE QUARTER MASTER GENERAL BRANCH OF INTEGRATED HQ OF MOD (ARMY) DATED 11.08.2014. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P9 TRUE COPY OF THE INTERIM ORDER DATED 25.08.2022 IN WP(C) NO.27478/2022 PASSED BY THIS HONOURABLE COURT. Exhibit P10 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL APPENDIX OF WP(C) 453/2023 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE LETTER DATED 28.01.2020 WITH REGARD TO THE PETITIONER'S INITIAL APPOINTMENT Exhibit P2 TRUE COPY OF THE COMMUNICATION DATED 31.12.2020 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P3 TRUE COPY OF THE COMMUNICATION

DATED 13.10.2021 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P4 TRUE COPY OF THE COMMUNICATION DATED 19.11.2022 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P5 TRUE COPY OF THE COMMUNICATION DATED 30.11.2022 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P6 TRUE COPY OF THE RELEVANT PAGES OF STANDING OPERATING PROCEDURES (SOP) DATED 15.11.2017 Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT Exhibit P9 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. RESPONDENT EXHIBITS

Exhibit R A true copy of the Standing Order (Standard 7 [ a ] Operating Procedure) dated 15.11.2017 relating to station canteens under Station Head quarters (Army) Kochi Exhibit R A true copy of the relevant pages of the Paras 7 [ b ] 52,53 and 54 of Ext.R6(a) was amended as per communication dated 27.4.2019 issued by the office of the Station Head Quarters (Army) Exhibit R 7 A true copy of the Para 53 (1 ) was further [ c ] amended later, which would be evidenced from communication dated 28..7..2020 issued on behalf of the Station Commander Exhibit R A true copy of the letter dated 30.11.2022 issued 7 [ d ] by the Station Commander whereby the petitioner was appointed as Assistant Manager at Station Canteen ,Alappuzha for a period of 31 days w.e.f 1.12.2022 to 31.12.2022 along with typed copy Exhibit R A true copy of the order dated 2.1.2023 issued 7 [ e ] by the Station Commander along with typed copy Exhibit R A true copy of the order dated 28.2.2023 issued 7 [ f ] by the Station Commander Exhibit R A true copy of the order dated 28.4.2023 issued 7 [ g ] by the Station Commander evidencing the fact that the petitioner was engaged on daily wage basis from 1.4.2023 to 30.4.2023 Exhibit R A true copy of the covering letter dated 1.9.2023 7 [ h ] along with information provided there under the Right to Information Act, by the Station Commander

APPENDIX OF WP(C) 456/2023 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE LETTER DATED 12.03.2019 WITH REGARD TO THE PETITIONER'S INITIAL APPOINTMENT Exhibit P2 TRUE COPY OF THE COMMUNICATIONS DATED 19.01.2021 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P3 TRUE COPY OF THE COMMUNICATION DATED 13.10.2021 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P4 TRUE COPY OF THE COMMUNICATION DATED 01.12.2022 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P5 TRUE COPY OF THE RELEVANT PAGES OF STANDING OPERATING PROCEDURES (SOP) DATED 15.11.2017 Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP NO.25202/2020 PASSED BY THIS HONOURABLE COURT Exhibit P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT RESPONDENT EXHIBITS Exhibit True copy of the contractual agreement dated R1(a) 03.01.2022 Exhibit True copy of the amended Standard Operating R1(b) Procedure (SOP) APPENDIX OF WP(C) 1548/2023 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE INTERIM ORDER DATED 23.12.2021 IN WP(C) NO.30679/2021 PASSED BY THIS HONOURABLE COURT Exhibit P2 TRUE COPY OF THE SUSPENSION ORDER DATED 24.06.2022 ISSUED TO THE PETITIONER Exhibit P3 TRUE COPY OF THE EXPLANATION DATED 11.07.2022 SUBMITTED BY THE PETITIONER Exhibit P4 TRUE COPY OF THE TERMINATION LETTER DATED 26.09.2022 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER Exhibit P5 TRUE COPY OF THE REQUEST DATED 11.10.2022 SUBMITTED BEFORE THE 5TH RESPONDENT BY THE PETITIONER. Exhibit P6 TRUE COPY OF THE REMINDER DATED 17.12.2022 SUBMITTED BEFORE THE 5TH RESPONDENT BY THE PETITIONER ALONG WITH WITH AD CARD Exhibit P7 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) ISSUED BY 5TH RESPONDENT. (RELAVENT PAGES)

Exhibit P8 TRUE COPY OF THE STATEMENT FILED BY THE RESPONDENTS NO.1 TO 6 IN WP(C) NO. 25698/2022 APPENDIX OF WP(C) 13827/2023 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 30.04.2021 ISSUED TO THE PETITIONER Exhibit P2 TRUE COPY OF THE EXTENSION ORDER DATED 23.02.2023 ISSUED BY THE 5TH RESPONDENT TO THE PETITIONER Exhibit P3 TRUE COPY OF THE REQUEST DATED 31.03.2023 SUBMITTED BEFORE THE 5TH RESPONDENT. Exhibit P4 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P5 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P7 THE COPY OF THE STANDING OPERATING PROCEDURE ISSUED IN THE YEAR 2017 DATED NIL (RELEVANT PAGES) APPENDIX OF WP(C) 16984/2023 PETITIONER EXHIBITS Exhibit P 1 A TRUE COPY OF THE APPOINTMENT ORDER ISSUED BY SATHEESH KUMAR V N LT. COL, ADM COMDT FOR STN CDR DATED 30.12.2022 Exhibit P 2 A TRUE COPY OF THE AGREEMENT DATED 09 FEB 2023 Exhibit P 3 A TRUE COPY OF THE ASSUMPTION OF CHARGES AS ASST MANAGER ISSUED BY 5TH RESPONDENT DATED 5.1.2022 [ CORRECTED AS 2023 ] Exhibit P 4 A TRUE COPY OF THE ONE OF THE ORDERS OF ENGAGEMENT OF 7TH RESPONDENT ON DAILY WAGE BASIS DATED 02.01.2023 Exhibit P 5 A TRUE COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER BEFORE THE STATION COMMANDER DATED 18.04.2023 Exhibit P 6 A TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE STATION COMMANDER DATED 18.04.2023 Exhibit P 7 A TRUE COPY OF THE WARNING LETTER ISSUED BY JOSEPH PURAKEL [ RETD ] COL , MANAGER DATED 04.5.2023 Exhibit P 8 A TRUE COPY OF THE ORDER OF THIS HON'BLE COURT IN W.P. [ C ] 453 OF 2023 DATED 06.01.23 Exhibit P 9 A TRUE COPY OF ADVERTISEMENT IN MATHIRBHOO MI DAILY DATED 04 .10.2023 APPENDIX OF WP(C) 22466/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 2.1.2019 ISSUED IN FAVOUR OF THE FIRST PETITIONER. Exhibit TRUE COPY OF THE

ORDER DATED 11.11.2020 ISSUED BY P1(a) THE 5TH RESPONDENT. Exhibit P2 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.5.2017 ISSUED IN FAVOUR OF THE 2ND PETITIONER. Exhibit TRUE COPY OF THE ORDER DATED 28.2.2021 ISSUED BY P2(a) THE 5TH RESPONDENT. Exhibit P3 TRUE COPY OF THE APPOINTMENT LETTER DATED 29.5.2017 ISSUED IN FAVOUR OF THE 3RD PETITIONER. Exhibit TRUE COPY OF THE ORDER DATED 25.2.2021 ISSUED BY P3(a) THE 5TH RESPONDENT. Exhibit P4 TRUE COPY OF THE APPOINTMENT LETTER DATED 19.5.2018 ISSUED IN FAVOUR OF THE 4TH PETITIONER. Exhibit TRUE COPY OF THE ORDER DATED 11.5.2020 ISSUED BY P4(a) THE 5TH RESPONDENT. Exhibit TRUE COPY OF THE ORDER DATED 19.4.2021 ISSUED BY P4(b) THE 5TH RESPONDENT. Exhibit P5 TRUE COPY OF THE APPOINTMENT LETTER DATED 2.1.2019 ISSUED IN FAVOUR OF THE 5TH PETITIONER. Exhibit TRUE COPY OF THE ORDER DATED 23.11.2020 ISSUED BY P5(a) THE 5TH RESPONDENT. Exhibit P6 TRUE COPY OF THE ORDER DATED 28.1.2020 ISSUED BY THE 5TH RESPONDENT. Exhibit TRUE COPY OF THE ORDER DATED 31.12.2020 ISSUED BY P6(a) THE 5TH RESPONDENT. Exhibit P7 TRUE COPY OF THE APPOINTMENT LETTER DATED 2.1.2019 ISSUED IN FAVOUR OF THE 7TH PETITIONER. Exhibit TRUE COPY OF THE ORDER DATED 11.11.2020 ISSUED BY P7(a) THE 5TH RESPONDENT. Exhibit P8 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30.9.2002 ISSUED BY 5TH RESPONDENT.

Exhibit P9 TRUE COPY OF THE COMMUNICATION NO.D.O.NO.M- Exhibit P10 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25202/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P11 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25209/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P12 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WP(C) NO.25213/2020 PASSED BY THIS HONOURABLE COURT. Exhibit P13 TRUE COPY OF THE GUIDELINES DATED 11/8/2014 ALONG WITH TYPED COPY APPENDIX OF WP(C) 23782/2021 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 25.6.2009 ISSUED TO THE 1ST PETITIONER

Exhibit P2 TRUE COPY OF THE CERTIFICATE DATED 27.3.2020 ISSUED BY THE MANAGER EX-SERVICEMEN, UNIT RUN CANTEEN, KOLLAM ISSUED TO THE 2ND PETITIONER Exhibit P3 TRUE COPY OF THE IDENTITY CARD ISSUED BY THE 5TH RESPONDENT TO THE 2ND PETITIONER Exhibit P4 TRUE COPY OF THE STANDING OPERATING PROCEDURES

(SOP) DATED 30.9.2002 ISSUED BY 5TH RESPONDENT

Exhibit P5 TRUE COPY OF THE CERTIFICATE SHOWING THE CONTINUED EMPLOYMENT OF THE PETITIONER NO 1 IN THE UNIT RUN CANTEEN Exhibit P6 TRUE COPY OF THE INTIMATION DATED 29.1.2021 ISSUED IN THE NAME OF 1ST PETITIONER Exhibit P7 TRUE COPY OF THE REPRESENTATION DATED 6.2.2021 SUBMITTED BY THE 1ST PETITIONER BEFORE THE 5TH RESPONDENT Exhibit P8 TRUE COPY OF THE REPRESENTATION DATED 12.2.2021 SUBMITTED BY THE 2ND PETITIONER BEFORE THE 5TH RESPONDENT Exhibit P9 TRUE COPY OF THE ORDER DATED 22.6.2021 PASSED BY TH 5TH RESPONDENT Exhibit P10 TRUE COPY OF THE COMMUNICATION NO D. NO M- 1ST RESPONDENT Exhibit P11 THE TRUE COPY OF THE GUIDELINES DATED 11/8/2014 ALONG WITH TYPED COPY APPENDIX OF WP(C) 27386/2020 PETITIONER EXHIBITS Exhibit P9 THE TRUE COPY OF THE GUIDELINES DATED 11/8/2014 ALONG WITH TYPED COPY EXHIBIT P2 TRUE COPY OF THE APPOINTMENT LETTER DATED 13.01.2014 ISSUED TO THE 2ND PETITIONER. EXHIBIT P3 TRUE COPY OF THE APPOINTMENT LETTER DATED 13.01.2014 ISSUED TO THE 3RD PETITIONER. EXHIBIT P4 TRUE COPY OF THE COMMUNICATIN NO.DO NO.M- EXHIBIT P1 TRUE COPY OF THE APPOINTMENT LETTER DATED 10.04.2014 ISSUED TO THE 1ST PETITIONER. EXHIBIT P6 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25202/2020 PASSED BY THIS HONOURABLE COURT. EXHIBIT P7 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25209/2020 PASSED BY THIS HONOURABLE COURT. EXHIBIT P8 TRUE COPY OF THE INTERIM ORDER DATED 17.11.2020 IN WPC NO.25213/2020 PASSED BY THIS HONOURABLE COURT. EXHIBIT P5 TRUE COPY OF THE REQUEST DATED 20.10.2020 SUBMITTED BY THE PETITIONERS BEFORE THE 5TH RESPONDENT

SEEKING THEIR RETENTION IN SERVICE. APPENDIX OF WP(C) 25635/2023 PETITIONER EXHIBITS Exhibit P1 TRUE COPY OF THE APPOINTMENT LETTER OF PETITIONER DATED 30/11/2010 Exhibit P2 TRUE COPY OF GUIDELINES ISSUED BY ARMY HEADQUARTERS NUMBER 96029/Q/DDGCS DATED 11TH AUGUST 2014 Exhibit P3 TRUE COPY OF THE TERMINATION LETTER DATED 31/7/2023 Exhibit P4 THE COPY OF THE INTERIM ORDER IN WP(C) NO. 10636/ 2019 DATED 12/4/2019 RESPONDENT ANNEXURES Annexure A true copy of the letter dated 16.03.2023 written R5(a) by Smt. K. Vijayalakshmi amma

Annexure A true copy of the written statement and answers to R5(b) the questions which were read over to the petitioner

Annexure A true copy of the opinion of the BOO R5(c ) APPENDIX OF WP(C) 25814/2023 PETITIONER EXHIBITS Exhibit P1 COPY OF THE GUIDE LINES DATED 11/8/2014 Exhibit P2 TRUE COPY OF THE RELEVANT PORTION CONCERNING THE EMPLOYMENT, SELECTION OF STAFF AS WELL AS SUPERANNUATION OF EMPLOYEES IN SOP Exhibit P3 TRUE COPY OF THE APPOINTMENT LETTER OF THE 1ST PETITIONER DATED 5/4/2021 Exhibit P4 TRUE COPY OF THE APPOINTMENT LETTER OF THE 2ND PETITIONER DATED 12/7/2021 Exhibit P5 TRUE COPY OF THE APPOINTMENT LETTER OF THE 3RD PETITIONER DATED 21/8/2015 Exhibit P6 TRUE COPY OF THE TERMINATION LETTER OF THE 1ST PETITIONER DATED 31/7/2023 Exhibit P7 TRUE COPY OF THE TERMINATION LETTER OF THE SECOND PETITIONER DATED 31/7/2023 Exhibit P8 TRUE COPY OF THE TERMINATION LETTER OF THIRD PETITIONER DATED 31/7/2023 RESPONDENT ANNEXURES Annexure A true copy of the letter dated 16.03.2023 written R5(a) by Smt. K. Vijayalakshmi amma Annexure A true copy of the opinion of the BOO R5(b) APPENDIX OF WP(C) 17289/2023 PETITIONER EXHIBITS Exhibit P1 THE COPY OF THE LETTER DATED 28.07.2021 WITH REGARD TO THE PETITIONER'S INITIAL APPOINTMENT Exhibit P2 THE COPY OF THE COMMUNICATION DATED 04.07.2022 ISSUED BY THE STATION COMMANDER, STATION HEAD QUARTER (ARMY), KOCHI Exhibit P3 THE COPY OF THE RELEVANT PAGES OF STANDING OPERATING PROCEDURES (SOP) Exhibit P4 THE COPY OF

THE REPRESENTATION DATED 26.05.2023 Exhibit P5 THE COPY OF THE INTERIM ORDER DATED 17.11.2020 AND PASSED IN WP(C) NO. 25202/2020 Exhibit P6 THE COPY OF THE INTERIM ORDER DATED 17.11.2020 AND PASSED IN WP(C) NO. 25029/2020 Exhibit P7 THE COPY OF THE INTERIM ORDER DATED 17.11.2020 AND PASSED IN WP(C) NO. 25213/2020 RESPONDENT ANNEXURES

Annexure A true copy of the agreement entered into between R5(a) the petitioner and the Station Commander, Trivandrum and Kochi (Army) dated 30.07.2021

Annexure A true copy of the agreement entered into between R5(b) the petitioner and the Station Commander, Trivandrum and Kochi (Army) dated 26.07.2022

Annexure A true copy of the relevant portion of the R5(c) Operating Guidelines for Station Canteens under Station Headquarters (Army) Kochi, dated 27.04.2019

Annexure A true copy of the relevant portion of the R5(d) Operating Guidelines for Station Canteens under Station Headquarters (Army) Kochi, dated 28.07.2019

APPENDIX OF WP(C) 2517/2020 RESPONDENT EXHIBITS Exhibit A true copy of the AO/19/2003/QMG issued by the R4(a) Quartermaster General's Branch

Exhibit A true copy of the letter No. 96029/Q/DDGCS issued R4( c ) by the Deputy Directorate General Canteen Services for Quarter Master General dated 10-02-1995

Exhibit A true copy of the letter No BOCCS /00181 / Q / CAN R4(b) / 5469 / D (MOV) issued by the Under Secretary (Ministry of Defense) dated 27-10-1977

Exhibit A true copy of the agreement/affidavit executed by R4(d ) the First

Petitioner Exhibit A true copy of the agreement/affidavit executed by R4(e) the

Second Petitioner Exhibit A true copy of the agreement/affidavit executed by R4(f)

the Third Petitioner Exhibit A true copy of the agreement/affidavit executed by

R4(g) the Fourth Petitioner Exhibit A true copy of the agreement/affidavit executed

by R4(h) the Fifth Petitioner Exhibit A true copy of the agreement/affidavit

executed by R4(i) the Sixth Petitioner Exhibit A true copy of the

agreement/affidavit executed by R4(j) the Seventh Petitioner Exhibit A true copy of

the agreement/affidavit executed by R4(k) the Eighth Petitioner Exhibit A true copy

of the agreement/affidavit executed by R4(l) the Ninth Petitioner Exhibit A true

copy of the agreement/affidavit executed by R4(m) the Tenth Petitioner

PETITIONER ANNEXURES ANNEXURE A3 A TRUE COPY OF THE AFFIDAVIT

DATED 11.03.2020 SIGNED BEFORE THE ADVOCATE NOTARY BY THE CW1/RESPONDENT NO.2 ALONG WITH A COPY OF HER AADHAR CARD ANNEXURE A2 CERTIFIED COPY OF THE FINAL REPORT DATED 29.04.2017

IN CRIME NO.697/2017 AS NUMBERED AS CP NO.23/2017 ON THE FILE OF THE JUDICIAL FIRST CLASS MAGISTRATE COURT, PALA

ANNEXURE A1 CERTIFIED COPY OF THE FIR DATED 17.02.2017 IN CRIME NO.697/2017 OF PALA POLICE STATION EXHIBIT P4 TRUE COPY OF THE PAPER PUBLICATION DATED 17.12.2019 EXHIBIT P3 TRUE COPY OF THE AMENDMENTS IN SOP DATED 5.7.2019 EXHIBIT P2 TRUE COPY OF THE RELEVANT PORTION CONCERNING THE EMPLOYMENT, SELECTION OF STAFF AS WELL AS SUPERANNUATION OF EMPLOYEES IN SOP EXHIBIT P1 TRUE COPY OF THE GUIDE LINES DATED 11.8.2014 APPENDIX OF WP(C) 25202/2020 APPENDIX OF WP(C) 25202/2020 PETITIONER EXHIBITS P1 TRUE COPY OF THE GUIDE LINES DATED 11/08/2014. P2 TRUE COPY OF THE RELEVANT PAGES OF SOP. P3 TRUE COPY OF THE AMENDMENTS IN SOP DATED 05/07/2019. EXP4 COPY OF THE APPOINTMENT LETTER OF 1ST PETITIONER. PP4(A) COPY OF THE APPOINTMENT LETTER OF 2ND PETITIONER. EXHP4(B) COPY OF THE APPOINTMENT LETTER OF 3RD PETITIONER. P4(C) COPY OF THE APPOINTMENT LETTER OF 4TH PETITIONER.

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