

V.D. Mohanan vs State of Kerala

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Court : Kerala Orders

Decided On : Mar-20-2024

Judge : Honourable Mr.Justice N.Nagaresh

Appeal No. : WP(C)/29574/2022

Appellant : V.D. Mohanan

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE N.NAGARESH
WEDNESDAY, THE 20TH DAY OF MARCH 2024/30TH PHALGUNA,
1945 WP(C) NO. 29574 OF 2022 PETITIONER: V.D. MOHANAN AGED
68 YEARS, RESIDING AT, VELIYAMPARABIL HOUSE,
MUKKOTTUTHARA P.O., ERUMELI, KOTTAYAM DISTRICT,PIN - 686
510. BY ADV THANUJA ROSHAN RESPONDENTS: 1 STATE OF
KERALA REPRESENTED BY SECRETARY, LOCAL SELF
GOVERNMENT DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM, PIN - 695 001. 2 DIRECTOR OF
PANCHAYATHS SWARAJ BHAVAN, GROUND FLOOR,
NANTHANCODU, KOWDIAR.P.O., THIRUVANANTHAPURAM, PIN -

695 003. 3 DEPUTY DIRECTOR OF PANCHAYATHS KOTTAYAM COLLECTORATE BUILDING, MUTTAMPALAM (PART), KOTTAYAM, PIN - 686 002.

4 ERUMELY GRAMA PANCHAYAT ERUMELI GRAMA PANCHAYATH, KOTTAYAM DISTRICT, PIN CODE - 686 510. BY ADVS. SMT.CHITHRA CHANDRASEKHARAN, JIBU P THOMAS, FOR R4 SREEJITH V.S, GOVERNMENT PLEADER THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20.03.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: :2:

JUDGMENT

Dated this the 20th day of March, 2024 Counsel appearing for the petitioner submits that in view of the production of Ext.R2(g) by the 2 nd respondent-Director of Panchayats, the petitioner has to challenge the same. The petitioner therefore seeks leave to withdraw the writ petition with liberty to approach this Court again. Granting such liberty, the writ petition is dismissed as withdrawn. Sd/- N. NAGARESH JUDGE AMR :3: APPENDIX OF WP(C) 29574/2022 PETITIONERS EXHIBITS

Exhibit P1

TRUE COPY OF THE STANDING DISABILITY

23.07.2018 ISSUED BY THE GOVERNMENT GENERAL HOSPITAL, KOTTAYAM. Exhibit P2 TRUE COPY OF THE REPLY DATED 25.10.2017 RECEIVED FROM THE OFFICE OF THE 4TH RESPONDENT REGARDING DELAY IN DISBURSAL OF DISABILITY PENSION. Exhibit P3 TRUE COPY OF THE REPLY DATED 17.05.2018 RECEIVED FROM THE 4TH RESPONDENT CITING THE REASON FOR NON- DISBURSAL OF DISABILITY PENSION TO THE PETITIONER. Exhibit P3 ENGLISH TRANSLATION OF TRUE COPY OF THE REPLY DATED 17.05.2018 RECEIVED FROM THE 4TH RESPONDENT CITING THE REASON FOR NON-DISBURSAL OF DISABILITY PENSION TO THE PETITIONER.

Exhibit P4 TRUE COPY OF THE REPORT DATED 04.12.2018 FILED BY THE 4TH RESPONDENT BEFORE THE KANJIRAPPILLY TALUK LEGAL SERVICES AUTHORITY. Exhibit ;P5 TRUE COPY OF THE COMMUNICATION DATED 06.12.2018 RECEIVED FROM THE STATE COMMISSIONER FOR PERSONS WITH DISABILITIES. Exhibit P5 ENGLISH TRANSLATION OF TRUE COPY OF THE COMMUNICATION DATED 06.12.2018 RECEIVED FROM THE STATE COMMISSIONER FOR PERSONS WITH DISABILITIES. :4: Exhibit P6 TRUE COPY OF THE ORDER ISSUED BY THE KERALA STATE HUMAN RIGHTS COMMISSION DATED 10.01.2020 ON THE PETITION SUBMITTED BY THE PETITIONER. Exhibit P7 TRUE COPY OF THE FORWARDING LETTER DATED 11.06.2021 IN COPY TO THE PETITIONER FROM THE OFFICE OF THE ADDL. CHIEF SECRETARY (LSG(DC)DEPARTMENT) TO THE 2ND RESPONDENT. Exhibit P7 ENGLISH TRANSLATION OF TRUE COPY OF THE FORWARDING LETTER DATED 11.06.2021 IN COPY TO THE PETITIONER FROM THE OFFICE OF THE ADDL. CHIEF SECRETARY (LSG(DC)DEPARTMENT) TO THE 2ND RESPONDENT.

Exhibit P8 OF TRUE COPY OF THE INTIMATION DATED 22.10.2021 RECEIVED FROM THE OFFICE OF THE 2ND RESPONDENT. RESPONDENTS EXHIBITS Exhibit R2(a) TRUE COPY OF THE GO (MS).3634/217/Fin, 25.04.2017. Exhibit R2(b) TRUE COPY OF THE CIRCULAR No.460587/2017/Fin DATED 25.05.2017. Exhibit R2(C) TRUE COPY OF THE GO (MS).282/2016/Fin, 15.07.2016. Exhibit R2(d) TRUE COPY OF THE GO (MS).241/2018/Fin, 06.07.2018. Exhibit R2(e) TRUE COPY OF THE GO (MS).90/2019/Fin, 16.02.2019. Exhibit R2(f) TRUE COPY OF THE LETTER No.PAN- :5: Exhibit R2(g) TRUE COPY OF THE LETTER No.SFC- B3/2/2022/Fin DATED 22.01.2022. Exhibit R2(h) TRUE COPY OF THE LETTER No.PAN-

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