

The Principal vs the Controlling Authority

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Court : Kerala Orders

Decided On : Mar-15-2024

Judge : Honourable Mr. Justice Raja Vijayaraghavan V

Appeal No. : WP(C)/10743/2024

Appellant : The Principal

Respondent : The Controlling Authority

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE RAJA VIJAYARAGHAVAN V FRIDAY, THE 15TH DAY OF MARCH 2024 / 25TH PHALGUNA, 1945 WP(C) NO. 10743 OF 2024 PETITIONER: THE PRINCIPAL ILAHIA COLLEGE OF ENGINEERING & TECHNOLOGY MULAVOOR P.O, MUVATTUPUZHA, ERNAKULAM., PIN - 686673. BY ADVS. P.M.SANEER TONY GEORGE KANNANTHANAM RESPONDENTS: 1 THE CONTROLLING AUTHORITY UNDER THE PAYMENT OF GRATUITY ACT, 1972 (DEPUTY LABOUR COMMISSIONER), OFFICE OF DEPUTY LABOUR COMMISSIONER, CIVIL STATION, ERNAKULAM., PIN - 682030.

2 SAJINI SUSAN MATHAYI EDASSERIYIL HOUSE, KADAKANADU P.O., KOLENCHERRY, ERNAKULAM., PIN - 682311. 3 THE DEPUTY TAHASILDAR (RR) TALUK OFFICE, MUVATTUPUZHA, ERNAKULAM DISTRICT., PIN - 686661. 4 THE DISTRICT COLLECTOR CIVIL STATION, ERNAKULAM., PIN - 682030. 5 THE VILLAGE OFFICER MULAVOOR VILLAGE, PAIPRA, MUVATTUPUZHA, ERNAKULAM DISTRICT., PIN - 686673. SMT.MABLE C. KURIEN, SR. GP THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15.03.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: WP(C) NO. 10743 OF 2024 2

JUDGMENT

When this writ petition was taken up, Sri.Saneer P.M., the learned counsel appearing for the petitioner submitted that this writ petition be dismissed as withdrawn reserving the right of the petitioner to move afresh with proper pleadings. Reserving such right, this writ petition is dismissed as withdrawn. Sd/- RAJA VIJAYARAGHAVAN V JUDGE Sru WP(C) NO. 10743 OF 2024 3 APPENDIX OF WP(C) 10743/2024 PETITIONERS EXHIBITS Exhibit P1 A TRUE COPY OF THE APPLICATION IN FORM NO N SUBMITTED BY THE 2ND RESPONDENT BEFORE THE 1ST RESPONDENT DTD 29/11/2019. Exhibit P2 A TRUE COPY OF THE AFFIDAVIT AND PETITION FILED BY THE 2ND RESPONDENT DTD 29/11/2019 BEFORE THE Exhibit P3 A TRUE COPY OF THE OBJECTION DTD 12/2/2020 FILED BY THE MANAGER OF ILAHIA COLLEGE OF ENGINEERING AND TECHNOLOGY. Exhibit P4 A TRUE COPY OF THE ORDER IN GC NO 357/2019 DTD 3-3-2023 ISSUED BY THE 1ST RESPONDENT. Exhibit P5 A TRUE COPY OF THE SHOW CAUSE NOTICE NO GC Exhibit P6 A TRUE COPY OF THE NOTICE UNDER SECTION 7 AND 34 OF RR ACT DTD 13-12-2023. Exhibit P7 A COPY OF THE LETTER NIL DTD ISSUED BY THE PETITIONER TO THE 3RD AND 4TH RESPONDENT. Exhibit P8 A TRUE COPY OF THE INTERIM ORDER DTD 11/1/2019 IN WPC NO 42443/2018.