

Noormohammed vs the President

Noormohammed vs the President

SooperKanoon Citation : sooperkanoon.com/1690057

Court : Kerala

Decided On : Jul-30-2021

Judge : Honourable Mr. Justice Amit Rawal

Appeal No. : WP(C)/15290/2012

Appellant : Noormohammed

Respondent : The President

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE AMIT RAWAL FRIDAY,
THE 30TH DAY OF JULY 2021 / 8TH SRAVANA, 1943 WP(C) NO. 9663
OF 2012 PETITIONER: SULFIKER 32 YEARS S/O.MUHAMMED KOYA,
BALIYA PURA HOUSE, KILTAN ISLAND UNION TERRITORY OF
LAKSHWADEEP PIN 682558 BY ADV SRI.SYAM J SAM
RESPONDENTS: 1 THE SECRETARY, CO-OPERATIVE SUPPLY AND
MARKETING SOCIETY LTD NO.LM8, PO KILTAN ISLAND,
LAKSHWDEEP PIN 682558 2 THE PRESIDENT CO-OPERATIVE
SUPPLY AND MARKETING SOCIETY LTD NO.LM8 , PO KILTAN
ISLAND, LAKSHWDEEP, PIN 682558 3 REGISTRAR OF CO-
OPERATIVE SOCIETIES LAKSHWEEP, PIN 682555, REPRESENTED

BY THE STANDING COUNSEL FOR LAKSHWADEEP, HIGH COURT OF KERALA 4 MOHAMMED HIDAYATULLAH PALLITTITHIYODA, KILTAN ISLAND, UNION OF LAKSHWADEEP, PIN 682558 5 ADMINISTRATOR UNION TERRITORY OF LAKSHWEEP, PIN 682555, REPRESENTED BY THE STANDING COUNSEL FOR LAKSHWEEP, HIGH COURT OF KERALA.

BY ADVS. SRI.P.P.JACOB SRI.B.JAYASANKAR SRI MANU S CGC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30.07.2021, ALONG WITH WP(C).15290/2012, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE AMIT RAWAL FRIDAY, THE 30TH DAY OF JULY 2021 / 8TH SRAVANA, 1943 WP(C) NO. 15290 OF 2012 PETITIONER: NOORMOHAMMED AGED 27 YEARS S/O ABOOSALA KOYA, BALIYAILLAM HOUSE, KILTAN ISLAND, UNION TERRITORY OF LAKSHADWEEP 682558 BY ADV SRI.SREEKANTH S.NAIR RESPONDENTS: 1 THE PRESIDENT THE KILTAN ISLAND CO-OPERATIVE SUPPLY & MARKETING SOCIETY LTD NO LMA-8, KILTAN ISLAND P.O, UNION TERRITORY OF LEKAHADWEEP 682558, REPRESENTED BY ITS SECRETARY 2 THE KILTAN ISLAND CO-OPERATIVE SUPPLY & MARKETING SOCIETY LTD.NO LMA-8, KILTAN ISLAND P.O, UNION TERRITORY OF LEKAHADWEEP, PIN 682 558 REPRESENTED BY ITS SECRETARY 3 HIDAYATHULLA S/O KASMIKOYA, ASSISTANT SECRETARY, THE KILTAN ISLAND CO-OPERATIVE SUPPLY & MARKETING SOCIETY LTD,NO LMA-8, KILTAN ISLAND P.O, UNION TERRITORY OF LEKAHADWEEP, PIN 682558

4 THE REGISTRAR OF CO-OPERATIVE SOCIETY UNION TERRITORY OF LAKSHADWEEP, KAVARATTI ISLAND 682555 5 THE ADMINISTRATOR UNION TERRITORY OF LAKSHADWEEP, KAVARATTI ISLAND 682555 BY ADVS. SRI.B.JAYASANKAR

SRI.P.P.JACOB THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30.07.2021, ALONG WITH WP(C).9663/2012, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

[WP(C) Nos.9663/2012, 15290/2012] Both the writ petitions are of 2012 challenging circular Ext.P1 dated 25.2.2012 whereby applications were invited for filling up the post of Assistant Secretary in the office of the Society and selection list dated 28.03.2012 whereby the private respondents have been selected and interviewed to the post of Assistant Secretary. The rank list of aforementioned was published long time back. There is no interim order by this Court extending the life line of the rank list. The stand of the respondents is that the post of the Assistant Secretary was newly created in 2012 with the approval of the Registrar of Co-operative Societies. I am of the view that the claim in the writ petitions has diminished on its own owing to the pendency of the writ petitions since 2012. There is no representation on behalf of the petitioners and do not deem it appropriate to keep the writ petitions pending any more. Ordered to be closed.

Sd/- AMIT RAWAL JUDGE

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APPENDIX OF WP(C) 963/2012 PETITIONER EXHIBITS EXHIBIT P1 TRUE COPY OF THE CIRCULAR DATED 25-2- 2012 ISSUED BY THE FIRST RESPONDENT EXHIBIT P2 TRUE COPY OF THE RESUME DATED 5-3-2012 ALONG WITH HIS MERIT CERTIFICATES SUBMITTED BY THEPETIITONER BEFORE THE FIRST RESPONDENT EXHIBIT P3 TRUE COPY OF THE SELECTION LIT DATED 28- 3-2012 ISSUED BY THE FIRST RESPONDENT EXHIBIT P4 TRUE COPY OF THE VIRTH CERTIFICATEISSUED BY THE REGISTRAR OF BIRTH AND DEATH, LAKSHWADEEP EXHIBIT P5 TRUE COPY OF THE ORDER DATED 28-4-2007 ISSUED BY THE SECRETARY, LAKSHWADEEP GOVERNMENT EXHIBIT P6 TRUE COPY OF THE REPRESENTATION DATED 30.3.2012 GIVEN TO THE THIRD RESPONDENT APPENDIX OF WP(C) 15290/2012 PETITIONER EXHIBITS EXHIBIT P1 TRUE COPY OF THE CIRCULAR F.NO.1/2/2002- SMS (KT) DATED 25.02.2012 EXHIBIT P2 TRUE COPY OF THE APPLICATIONS DATED 06.03.2012

EXHIBIT P3 TRUE COPY OF THE REVISED PAY SCALE ORDER

NO.7/11/2008-COOP (1) DATED 21.02.2009 EXHIBIT P4 TRUE COPY OF THE SELECTION LIST F.NO.1/2/2012-SMS (KLT)DATED 28-03-2012 EXHIBIT P5 TRUE COPY OF THE SELECTION LIST F.NO.1/2/2012 - SMS (KLT) DATED 28-03-

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