

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

Monday, the 1st day of March 2021/10th Phalguna, 1942WP(C) No.5251/2021(F)PETITIONERS

1. DR. PREETHI RAJAN M.K., AGED 34 YEARS
W/O. BIJU R.K. ASSISTANT PROFESSOR, DEPARTMENT OF PHYSICS,
PAYYANNUR COLLEGE, EDAT, RESIDING AT KUTTIYAL HOUSE,
VAYAKKARA, KAITHAPRAM P.O, SREEKANDAPURAM, KANNUR-670 631
2. PREJU K. PAUL,, AGED 40 YEARS
S/O. PAUL, ASSISTANT PROFESSOR, DEPARTMENT OF PHYSICAL
EDUCATION, SES COLLEGE, SREEKANDAPURAM, KANNUR, RESIDING
AT KAKKANATTU HOUSE, CHEMPERI P.O, KANNUR 670 632.
3. DR. SHINO P. JOSE,, AGED 39 YEARS
S/O. JOSE, ASSISTANT PROFESSOR, DEPARTMENT OF MANAGEMENT
STUDIES, ST. PIUS X COLLEGE, RAJAPURAM, RESIDING AT PALACKAL
HOUSE, RAJAPURAM P.O, KASARGOD-671 532

RESPONDENTS

1. STATE OF KERALA,
REPRESENTED BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF
HIGHER EDUCATION DEPARTMENT, GOVERNMENT OF KERALA,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001
2. THE DIRECTOR,
DIRECTORATE OF COLLEGIATE EDUCATION, VIKAS BHAVAN,
THIRUVANANTHAPURAM-695 033.
3. THE DEPUTY DIRECTOR OF COLLEGIATE EDUCATION,
KOZHIKODE-673 001
4. KANNUR UNIVERSITY,
REPRESENTED BY ITS REGISTRAR, THAVAKKARA, CIVIL STATION,
KANNUR-670 002

Writ Petition (Civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to pass an interim order staying all recovery proceedings pursuant to Exhibit P3 and P4 during the pendency of the above Writ Petition.

This petition coming on for admission upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S.ARUN.B.VARGHESE, AISWARYA V.S., Advocates for the petitioner, SENIOR GOVERNMENT PLEADER for the respondents 1 to 3 and of SRI.M.SASINDRAN, STANDING COUNSEL for the respondent 4, the court passed the following

ORDER

I have heard Sri. Arun B.Varghese, the learned counsel for the petitioners and I deem it appropriate that this writ petition be admitted.

It is so ordered.

The learned Senior Government Pleader takes notice on behalf of respondents 1 to 3, while Sri.M.sasindran, the learned Standing Counsel takes notice for respondent No.4.

List this matter for consideration after one month, within which time, the respondents will file their counter pleadings. Until the next posting date, all further action for recovery against the petitioners pursuant to Exts.P3 and P4, shall stand deferred.

Hand over.

01-03-2021

Sd/-
DEVAN RAMACHANDRAN, JUDGE

/true copy/


ASSISTANT REGISTRAR

EXHIBIT P3 - TRUE COPY OF G.O(RT) NO. 32/2020/H.EDN DATED 06.01.2020 ISSUED BY THE 1ST RESPONDENT.

EXHIBIT P4 - TRUE COPY OF THE RELEVANT PORTION OF CONSOLIDATED RECOVERY STATEMENT OF UGC SALARIED TEACHERS (UG AND PG) DURING THE PERIOD 2010-2017 ISSUED BY THE 4TH RESPONDENT UNIVERSITY.
1/3/2021