



2024:KER:70872

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MURALI PURUSHOTHAMAN

TUESDAY, THE 24<sup>TH</sup> DAY OF SEPTEMBER 2024 / 2ND ASWINA, 1946

WP(C) NO. 27178 OF 2024

PETITIONER/S:

DANI K.C

AGED 44 YEARS

S/O. MURALEEDHARAN, DRIVER GRADE &#8211; II, (NOW  
REMOVED FROM SERVICE) KERALA STATE ROAD TRANSPORT  
CORPORATION, PARASSALA DEPOT, THIRUVANATHAPURM -  
RESIDING AT MEERALAYAM HOUSE , KAKKODI ,KAKKODI P  
O , KOZHIKODE, PIN - 673611

BY ADVS.

O.D.SIVADAS

VARGHESE THOMAS

RESPONDENTS:

- 1 THE KERALA STATE ROAD TRANSPORT CORPORATION  
TRANSPORT BHAVAN, FORT, THIRUVANANTHAPURAM, PIN-695  
001, REPRESENTED BY ITS CHAIRMAN AND MANAGING  
DIRECTOR., PIN - 695001
- 2 THE CHAIRMAN & MANAGING DIRECTOR,  
KERALA STATE ROAD TRANSPORT CORPORATION, TRANSPORT  
BHAVAN, FORT, THIRUVANANTHAPURAM, PIN - 695001



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3      *THE EXECUTIVE DIRECTOR (ADMINISTRATION & VIGILANCE),  
KERALA STATE ROAD TRANSPORT CORPORATION, TRANSPORT  
BHAVAN, FORT, THIRUVANANTHAPURAM, PIN-695 001., PIN -  
695001*

*BY ADV DEEPU THANKAN - SC- KSRTC*

*THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
24.09.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:*

**JUDGMENT**

The petitioner while working as Driver Gr.II in the Kerala State Road Transport Corporation (KSRTC) was dismissed from service by Ext.P11 order by the 3<sup>rd</sup> respondent invoking the powers under Rule 11(vii) of the Kerala Civil Services (Classification, Control and Appeal) Rules, 1960 (for short, 'the Rules'). The petitioner submits that against Ext.P11, he has preferred an appeal under Rule 23 of the Rules. In the said circumstances, without prejudice to the right of the petitioner to prosecute such an appeal, this writ petition is closed. All the contentions of the petitioner are left open.

Sd/-

**MURALI PURUSHOTHAMAN  
JUDGE**

al/-.



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APPENDIX OF WP(C) 27178/2024

PETITIONER EXHIBITS

- Exhibit P1* TRUE COPY OF THE SALARY SLIP FOR THE MONTH OF JUNE -2022 DATED 26/07/2022.
- Exhibit P2* TRUE COPY OF THE SALARY SLIP FOR THE MONTH OF AUGUST-2022 DATED 06/09/2022
- Exhibit P3* TRUE COPY OF THE SALARY SLIP FOR THE MONTH OF SEPTEMBER 2022 DATED 03/10/2022
- Exhibit P4* TRUE COPY OF THE MEMO OF CHARGES AND SHOW CAUSE NOTICE RECEIVED RECEIVED ON 8/11/2022
- Exhibit P5(a)* TRUE COPY OF THE ABOVE LEAVE APPLICATION DATED 24/06/2022
- Exhibit P5(b)* TRUE COPY OF THE ABOVE LEAVE APPLICATION DATED 26.08.2022
- Exhibit P5(c)* TRUE COPY OF THE ABOVE LEAVE APPLICATION DATED 22/09/2022
- Exhibit P6* TRUE COPY OF THE RELEVANT PORTION OF THE REPLY SUBMITTED BY THE PETITIONER
- Exhibit P7* TRUE COPY OF THE ENQUIRY REPORT NO.AD/0132/23/TVM(N) DATED 11/04/2023 ISSUED TO THE PETITIONER.
- Exhibit P8* TRUE COPY OF THE RE-ENQUIRY REPORT DATED 30/09/2023 ALONG WITH SHOW-CAUSE NOTICE ISSUED TO THE PETITIONER.
- Exhibit P9* TRUE COPY OF THE APPLICATION FILED BY THE PETITIONER ON 13/10/2023
- Exhibit P10* THE TRUE COPY OF THE REPLY DATED 02/12/2023 SUBMITTED BY THE PETITIONER.



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Exhibit P11

TRUE COPY OF THE DISMISSAL ORDER NO.  
A&VD3/028982/2022 (AV5) DATED 07/03/2024  
ISSUED TO THE PETITIONER BY THE 3RD  
RESPONDENT