



2025:KER:12828

WP(C) NO. 3717 OF 2025

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE D. K. SINGH

FRIDAY, THE 14TH DAY OF FEBRUARY 2025 / 25TH MAGHA, 1946

WP(C) NO. 3717 OF 2025

PETITIONER/S:

- 1 VINEETHA O
AGED 35 YEARS
W/O AJAYAKUMAR, AJAYA SADANAM, KULAKKADA EAST P.O.,
KULAKKADA, KOLLAM DISTRICT, PIN - 691521
- 2 SOUMYA S
AGED 35 YEARS
W/O ANIL KUMAR, AMBADY, ATHISSERI, MAVADI P.O., KOLLAM
DISTRICT, PIN - 685553

BY ADVS.
BEJOY JOSEPH P.J.
GOVIND G. NAIR
BALU TOM
BONNY BENNY

RESPONDENT/S:

- 1 STATE OF KERALA
REPRESENTED BY SECRETARY, HEALTH AND FAMILY WELFARE
DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN
- 695001
- 2 ICDS PROJECT
REPRESENTED BY CHILD DEVELOPMENT PROJECT OFFICER, KULAKKADA
P.O. KOLLAM DISTRICT, PIN - 691521
- 3 DIRECTOR
DIRECTORATE OF WOMAN AND CHILD DEVELOPMENT, POOJAPURA,
THIRUVANANTHAPURAM., PIN - 695012



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- 4 CHILD DEVELOPMENT PROJECT OFFICER
ICDS PROJECT, KULAKKADA P.O. KOLLAM DISTRICT, PIN - 691521
- 5 KULAKKADA GRAMA PANCHAYAT
REPRESENTED BY ITS SECRETARY, KULAKKADA PANCHAYATH OFFICE,
KULAKKADA, KOLLAM DISTRICT, PIN - 691532
- 6 SECRETARY
KULAKKADA GRAMA PANCHAYAT, KULAKKADA PANCHAYATH OFFICE,
KULAKKADA, KOLLAM DISTRICT, PIN - 691532

OTHER PRESENT:

MARY BEENA JOSEPH-SR.GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14.02.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



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JUDGMENT

The petitioners were applicants for the post of Aganwadi Helper & Worker for which selection was made in pursuance to the notification dated 08.06.2018. After the selection, the rank list was published on 24.09.2019. The petitioners' names were included in the rank list at serial No.10 and 23, respectively.

2.The persons above the petitioners were appointed in pursuance to the said selection to the post of Aganwadi Helper & Worker. As per the Government Order dated 24.09.2019, the rank list was valid for three years. After the expiry of three years, a fresh notification in Ext.P15 dated 01.11.2024 has been issued inviting applications for the post of Aganwadi Helper & Worker. The petitioners have applied afresh in pursuance to the present notification dated 01.11.2024.

3.The learned counsel for the petitioner submits that the petitioners had approached this Court earlier in W.P(C) No. 30162/2022, and this Court granted an interim order on 22.09.2022 stating that the expiry of the rank list would be



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provisional and subject to further orders by this court. Thus, W.P(C) No. 30162/2022 became dismissed as infructuous on publication of the new notification.

4. When the writ petition itself has been dismissed, the interim order cannot survive. There is no bar to publishing new notifications inviting applications for the post of Anganwadi Helper & Worker after the expiry of three years, i.e., in 2020, after the date of publication of the select / rank list. Therefore, I do not find that the petitioners can claim any right of appointment in pursuance to the selection made for which the select list was published on 24.09.2019.

In view thereof, I do not find any substance in this writ petition, which is hereby dismissed.

Sd/-

D. K. SINGH
JUDGE

SJ



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APPENDIX OF WP(C) 3717/2025

PETITIONER EXHIBITS

- Exhibit P1 TRUE COPY OF THE APPOINTMENT VIA ORDER NO.A-91/2021 DATED 01/07/2021 ISSUED BY THE 4TH RESPONDENT
- Exhibit P2 THE TRUE COPY OF THE APPOINTMENT ORDER NO.A-91/2021 DATED 04/12/2021 OF THE 1ST PETITIONER ISSUED BY THE 4TH RESPONDENT
- Exhibit P3 THE TRUE COPY OF THE CERTIFICATE DATED 06/07/2022 ISSUED BY THE 4TH RESPONDENT
- Exhibit P4 THE TRUE COPY OF THE CERTIFICATE DATED 06/07/2022 ISSUED BY THE 4TH RESPONDENT
- Exhibit P5 : THE TRUE COPY OF THE CERTIFICATE DATED 25/08/2022 ISSUED BY THE 4TH RESPONDENT
- Exhibit P6 THE TRUE COPY OF LETTER NO.A-341/2017 DATED 08/06/2018 SENT BY THE 4TH RESPONDENT TO THE DISTRICT INFORMATION OFFICER
- Exhibit P7 THE TRUE COPY OF CIRCULAR NO.ICDS B4/22497/19 DATED 02/09/2019 ISSUED BY THE 3RD RESPONDENT
- Exhibit P8 THE TRUE COPY OF THE RANKED LIST FOR THE POST OF ANGANAWADI HELPER
- Exhibit P9 THE TRUE COPY OF THE ORDER NO.DWCDO/308/2019 DATED 24/09/2019 ISSUED BY THE 4TH RESPONDENT
- Exhibit P10 THE TRUE COPY OF RESERVATION LIST ISSUED BY 4TH RESPONDENT
- Exhibit P11 TRUE COPY OF THE INTERIM ORDER DATED 22.09.2022 IN WPC 30162/2022
- Exhibit P12 TRUE COPY OF THE COUNTER AFFIDAVIT FILED BY 5TH & 6TH RESPONDENTS IN WPC 30162/2022 DATED 21.10.2022
- Exhibit P13 THE DRAFT QUESTIONS ISSUED BY THE 1ST PETITIONER



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TO THE RIGHT TO INFORMATION OFFICER OF THE 2ND
RESPONDENT DATED 26.07.2022

Exhibit P14

TRUE COPY OF THE REPLY TO THE RIGHT TO
INFORMATION APPLICATION FILED BY THE 1ST
PETITIONER BEARING NO.ICDS/A/453/2022 DATED
01.08.2022

Exhibit P15

TRUE COPY OF THE CIRCULAR NO.ICDS//450/2024
DATED 01.11.2024 ISSUED BY THE 4TH RESPONDENT

Translation Of Exhibit P1

Translation Of Exhibit P2

Translation Of Exhibit P3

Translation Of Exhibit P4

Translation Of Exhibit P5

Translation Of Exhibit P6

Translation Of Exhibit P7

Translation Of Exhibit P8

Translation Of Exhibit P9

Translation Of Exhibit P13

Translation Of Exhibit P14

Translation Of Exhibit P15