



2024:KER:87117

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE HARISANKAR V. MENON

TUESDAY, THE 19TH DAY OF NOVEMBER 2024 / 28TH KARTHIKA, 1946

WP(C) NO. 20263 OF 2019

PETITIONER:

M.ANIL KUMAR,
AGED 54 YEARS,
S/O. MADHAVAN NAIR, SECTION OFFICE,
R JAWAHARLAL NEHRU TROPICAL BOTANIC GARDEN AND RESEARCH
INSTITUTE PALODE POST, THIRUVANANTHAPURAM-695 562,
RESIDING AT LEKSHMY NIVAS, ARALUMMOODU POST,
THIRUVANANTHAPURAM DISTRICT-695 123.

BY ADVS.
SHRI.AJIT G ANJARLEKAR
SRI.GOVIND PADMANAABHAN

RESPONDENTS:

- 1 STATE OF KERALA,
REPRESENTED BY THE EX OFFICIO PRINCIPAL SECRETARY, SCIENCE
AND TECHNOLOGY DEPARTMENT AND EXECUTIVE VICE PRESIDENT,
KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND
ENVIRONEMNT (KSCSTE), SASTRA BHAVAN, PATTOM POST,
THIRUVANANTHAPURAM DISTRICT-695 004.
- 2 THE MEMBER SECRETARY,
KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND
ENVIRONMENT (KSCSTE), SASTRA BHAVAN, PATTOM POST,
THIRUVANANTHAPURAM DISTRICT-695 004.
- 3 THE DIRECTOR
JAWAHARLAL NEHRU TROPICAL BOTANIC GARDEN AND RESEARCH
INSTITUTE, KARIMANCODE, PALODE POST, THIRUVANANTHAPURAM-
695 562.

BY ADV SRI.P.C.SASIDHARAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
19.11.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



JUDGMENT

There is no representation for the petitioner.

Dismissed for non-prosecution.

**Sd/-
HARISANKAR V. MENON
JUDGE**

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APPENDIX OF WP(C) 20263/2019

PETITIONER EXHIBITS

- EXHIBIT P1** **A TRUE COPY OF THE RELEVANT PART OF THE RULES OF 'KSCSTE'.**
- EXHIBIT P2** **A TRUE COPY OF THE RELEVANT PART OF THE KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND ENVIRONEMNT SERVICE RULES.**
- EXHIBIT P3** **A TRUE COPY OF THE RELEVANT PART OF THE RULES RELATING TO RECRUITMENT AND PROMOTION OF ADMINISTRATIVE STAFF OF KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND ENVIRONMENT.**
- EXHIBIT P4** **A TRUE COPY OF LETTER DATED 3.7.2019 ISSUED BY THE 2ND RESPONDENT/MEMBER SECRETARY OF 'KSCSTE'.**
- EXHIBIT P5** **A TRUE COPY OF LETTER DATED 28.6.2019 ISSUED BY THE 2ND RESPONDENT/MEMBER SECRETARY OF 'KSCSTE'.**
- EXHIBIT P6** **A TRUE COPY OF THE RELEVANT PART OF THE KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND ENVIRONEMNT ADMINISTRATIVE STAFF CAREER IMPROVEMENT RULES.**
- EXHIBIT P7** **A TRUE COPY OF THE REPRESENTATION DATED 15.7.2019 SUBMITTED BY THE PETITIONER BEFORE THE IST RESPONDENT.**
- EXHIBIT P8** **A TRUE COPY OF THE PAY REVISION ORDER DATED 18.01.2013 ISSUED BY THE EXECUTIVE VICE PRESIDENT, SCIENCE & TECHNOLOGY DEPARTMENT, GOVERNMENT OF KERALA.**
- EXHIBIT P9** **A TRUE COPY OF THE JUDGMENT DATED 30/08/2019 IN WRIT APPEAL NO.1901 OF 2019 OF THIS HONOURABLE COURT.**
- EXHIBIT P10** **A TRUE COPY OF THE ORDER DATED 17/09/2019 ISSUED BY THE EX-OFFICIO PRINCIPAL SECRETARY, SCIENCE AND TECHNOLOGY (A) DEPARTMENT, GOVERNMENT OF KERALA.**



- EXHIBIT P11** **A TRUE COPY OF THE LETTER DATED 04/10/2019 ISSUED BY THE CONTROLLER OF ADMINISTRATION, KERALA STATE COUNCIL FOR SCIENCE TECHNOLOGY AND ENVIRONMENT.**
- EXHIBIT P12** **A TRUE COPY OF G.O (P) NO.76/2002/STED DATED 06/11/2002 ISSUED BY THE CHAIRMAN, STEC.**
- EXHIBIT P13** **A TRUE COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER UNDER THE RIGHT TO INFORMATION ACT, 2005, BEFORE THE STATE PUBLIC INFORMATION OFFICER, SCIENCE AND TECHNOLOGY DEPARTMENT.**
- EXHIBIT P14** **A TRUE COPY OF THE REPLY DATED 07/12/2019 ISSUED BY THE STATE PUBLIC INFORMATION OFFICER, SCIENCE AND TECHNOLOGY DEPARTMENT.**
- EXHIBIT P15** **A TRUE COPY OF THE REPLY DATED 20/12/2019 ISSUED BY THE STATE PUBLIC INFORMATION OFFICER, "KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND ENVIRONMENT".**
- EXHIBIT P16** **A TRUE COPY OF QUESTION NO.5411 RAISED IN THE KERALA LEGISLATIVE ASSEMBLY ON 18/11/2019 AND THE REPLY TENDERED BY THE CHIEF MINISTER OF KERALA.**
- EXHIBIT P17** **A TRUE COPY OF THE ORDER DATED 01/12/2018 ISSUED BY THE 2ND RESPONDENT**
- EXHIBIT P18** **A TRUE COPY OF THE MINUTES OF THE 49TH EXECUTIVE COMMITTEE MEETING HELD ON 19.06.2018.**
- Exhibit P19** **A true copy of the minutes of the 50th Executive Committee Meeting held on 01.10.2018.**
- Exhibit P20** **A true copy of the minutes dated 24/12/2019 of the 14th annual general meeting of the Kerala State Council for Science, Technology and Environment.**
- Exhibit P21** **A true copy of the Order dated 14/02/2020 issued by the 2nd respondent**



- Exhibit P22** A true copy of the Order dated 14/02/2020 issued by the 2nd respondent
- Exhibit P23** A true copy of the Order dated 04.01.2021 issued by the Inspector General of Registration, vide File No: IGR/2986/2020-L2.
- Exhibit P24** A true copy of the minutes of the 58th Executive Committee Meeting of KSCSTE held on 19/05/2022.
- Exhibit P25** A true copy of the Order dated 23/05/2022 issued by the 2nd respondent.
- Exhibit P26** A true copy of the letter dated 13/07/2020 issued by the Additional Secretary for Ex-Officio Principal Secretary to Government, Science and Technology Department, Government of Kerala .
- Exhibit P27** A true copy of the application dated 04/12/2020 preferred under the Right to Information Act, 2005, before the State Public Information Officer, District Registrar, Thiruvananthapuram.
- Exhibit P28** A true copy of the information dated 22/12/2020 issued under the Right to Information Act, 2005, by the State Public Information Officer, District Registrar, Thiruvananthapuram.
- Exhibit P29** A true copy of the application dated 14/01/2021 preferred by the 1st petitioner under the Right to Information Act, 2005 .
- Exhibit P30** A true copy of the reply dated 10/02/2021 issued by the State Public Information Officer, Inspector General of Registration, Thiruvananthapuram.
- Exhibit P31** A true copy of the certificate dated 26/07/2021 issued by the District Registrar (General)/ Society Registrar, Thiruvananthapuram.
- Exhibit P32** A true copy of the Order dated 01/12/2021 issued by the Registration Deputy Inspector General, Thiruvananthapuram.



- Exhibit P33** A true copy of the reply dated 22/12/2020 issued by the State Public Information Officer, District Registrar (General), Thiruvananthapuram.
- Exhibit P34** A true copy of the letter dated 17/06/2022 issued by the State Public Information Officer, District Registrar (General), Thiruvananthapuram, to the State Right to Information Commission, Thiruvananthapuram.
- Exhibit P35** A true copy of the letter dated 03/05/2021 issued by the Under Secretary of the Ex Officio Principal Secretary, Science and Technology Department to the Member Secretary, KSCSTE .
- Exhibit P36** A true copy of the reply dated 17/06/2022 under the Right to Information Act, 2005.
- Exhibit P37** A true copy of the relevant part of the Agenda Item No: 49.09 of the 49th meeting of the Executive Committee.
- Exhibit P38** A true copy of the reply dated 18/11/2019 by the Honourable Chief Minister, in response to the Kerala Legislative Assembly Question No: 5411.
- Exhibit P39** A true copy of the relevant part of File No: A 2/19/2021 S and TD.
- Exhibit P40** A true copy of the letter dated 1.
- Exhibit P41** A true copy of the relevant part of the file note of Science and Technology Department pertaining to the promotion of Administrative Staff.
- Exhibit P42** A true copy of the Confidential Report Form of the petitioner for the period 2010-11 .
- Exhibit P43** A true copy of the Confidential Report Form of the petitioner for the period 2011-12 .
- Exhibit P44** A true copy of the Confidential Report Form of the petitioner for the period 2012-13 .



- Exhibit P45** A true copy of the Confidential Report Form of the petitioner for the period 2013-14 .
- Exhibit P46** A true copy of the Confidential Report Form of the petitioner for the period 08.08.2014-10.12.2014
- Exhibit P47** A true copy of the Confidential Report Form of the petitioner for the period 10.12.2014-01.06.2015.
- Exhibit P48** A true copy of the Confidential Report Form of the petitioner for the period 04.06.2015-03.03.2016.
- Exhibit P49** A true copy of the Confidential Report Form of the petitioner for the period 04.03.2016-14.06.2016.
- Exhibit P50** A true copy of the Confidential Report Form of the petitioner for the period 15.06.2016-31.05.2017
- Exhibit P51** A true copy of the Confidential Report Form of the petitioner for the period 12.06.2017-31.12.2018.
- Exhibit P52** A true copy of the application dated 18/03/2020 submitted under the RTI Act, 2005.
- Exhibit P53** A true copy of the reply dated 27/05/2020 under the RTI Act, 2005 furnished by the State Public Information Officer, KSCSTE.

RESPONDENT EXHIBITS

- EXHIBIT R2(a)** TRUE THE PROMOTION POLICY EVOLVED BY THIS RESPONDENT.
- EXHIBIT R2(b)** TRUE COPY OF THE CONSEQUENTIAL ORDERS ARE ALSO ISSUED ON 20.08.2018.
- EXHIBIT R2(c)** TRUE COPY OF THE ORDER DATED 31.01.2019.
- EXHIBIT R2(d)** TRUE COPY OF THE ORDER NO. 5765/ESTT-2/2016/JNTBGRI DATED 30.11.2017.
- EXHIBIT R2(e)** TRUE COPY OF THE ORDER NO.



W.P.(C)No.20263 of 2019

8

2024:KER:87117

865/ESTT-3/2018/JNTBGRI DATED 25.07.2019.

EXHIBIT R2(F)

**TRUE COPY OF THE ORDER ISSUED BY THE
EXECUTIVE COUNCIL DATED 14.02.2020.**