

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 12313/2026

[Arising out of impugned final judgment and order dated 09-07-2025 in WA No. 853/2018 passed by the High Court of Kerala at Ernakulam]

THE KERALA WATER AUTHORITY & ANR.

Petitioner(s)

VERSUS

VIJAYAMBIKA

Respondent(s)

IA No. 66263/2026 - CONDONATION OF DELAY IN FILING and IA No. 66260/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 11-03-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) : Mr. Gaurav Agrawal, Sr. Adv.
Mr. Nishe Rajen Shonker, AOR
Mrs. Anu K. Joy, Adv.
Mr. Alim Anvar, Adv.
Mrs. Devika A.L., Adv.
Mr. Santhosh K., Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. Delay condoned.
2. The respondent was convicted in C.C. No.73 of 2000 vide judgment dated 16.10.2014 for committing offence punishable under Section 13(1)(d) read with Section 13 (2) of the Prevention of Corruption Act, 1988, however, the order of dismissal from service was issued only on 29.07.2017, which was not given effect to immediately and

in the meanwhile the respondent was superannuated with effect from 01.08.2017, on account of the order passed by the learned Single Judge dated 20.11.2017 in Writ Petition (Civil) No.28495 of 2017.

3. Thereafter the respondent preferred writ appeal which has now been allowed by the High Court under the impugned order quashing the dismissal order dated 29.07.2017 on the ground that the order passed by the learned Single Judge has not been complied with, inasmuch as, there has been no consultation with the Public Service Commission for giving effect to the order of dismissal and in the meanwhile the respondent has been superannuated with effect from 01.08.2017.

4. Considering that the order of dismissal was not in operation as on the date of superannuation of the respondent, we are not inclined to entertain this special leave petition, however, if the respondent's criminal appeal pending before the High Court is dismissed, and her conviction is sustained by the appellate Court, the petitioner would be at liberty to proceed in accordance with law.

5. Accordingly, the Special Leave Petition is dismissed, with the aforesaid liberty.

6. Pending application(s), if any, shall stand disposed of.

(RAJESH KUMAR CHAURASIA)
PS to Addl. Registrar

(CHETNA BALOONI)
COURT MASTER (NSH)