

ITEM NO.12

COURT NO.6

SECTION XI-A

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

Petition(s) for Special Leave to Appeal (C) No(s). 6370/2021

(Arising out of impugned final judgment and order dated 26-03-2021 in WA No. 285/2021 passed by the High Court Of Kerala At Ernakulam)

B. MOHAMMED JAMAL

Petitioner(s)

VERSUS

THE STATE OF KERALA & ORS.

Respondent(s)

IA NO.32574/2022, 32577 & 32578/2022- APPLICATIONS FOR INTERVENTION, DIRECTION AND EXEMPTION FROM FILING OFFICIAL TRANSLATION

Date : 08-03-2022 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Gaurav Agrawal, Adv.
Mr. Babu Karugapadath, Adv.
Ms. Anu K. Joy, Adv.
Mr. Alim Anvar, Adv.
Mr. Tom Joseph, AOR

For Respondent(s) Mr. Jaideep Gupta, Sr. Adv.
Mr. C. K. Sasi, AOR
Mr. Abdullah Naseeh V.T., Adv.
Ms. Meena K.P., Adv.

Mr. P. V. Dinesh, AOR
Mr. Ashwini Kumar Singh, Adv.
Mr. Bineesh K., Adv.

Mr. Harshad V. Hameed, AOR
Mr. Dileep Poolakkot, Adv.
Mrs. Ashly Harshad, Adv.

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

On hearing learned counsel for parties we cannot agree with the learned counsel for the petitioner that his tenure of service could not be abridged. That being

the position, on that short ground alone the impugned order cannot be interfered. We may however, note that there are some observations in para 22 of the impugned order with which we are not in agreement. We thus, direct that the petitioner will be able to hold the office till 31st of this month and will be entitled to all the benefits of pay and retirement with continuity of service right till 31st March, 2022.

In the unforeseen eventuality of the respondent still not appointing a replacement, the petitioner would be entitled to work beyond 31st March, 2022 till alternative arrangement is made.

The Special Leave Petition accordingly stands disposed of.

Application for intervention is dismissed.

Pending applications stand disposed of.

(ASHA SUNDRIYAL)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
COURT MASTER (NSH)