

ITEM NO.3 Court 8 (Video Conferencing) SECTION XI-A

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

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)

(FOR ADMISSION and I.R. and IA No.55768/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.55769/2021-EXEMPTION FROM FILING O.T. )

Date : 28-04-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s) Mr. V. Giri, Sr. Adv.  
Mr. Babu Karunkapadath, Adv.  
Ms. Anu K. Joy, Adv.  
Mr. Alim Anwar, Adv.  
Mr. Tom Joseph, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Applications for exemption from filing C/C of the impugned judgment and exemption from filing O.T. are allowed.

Learned senior counsel for the petitioner contends that all employees of the Wakf Board presently employed prior to 2016 would continue to work till the age of 58 years. In a case on the post held by the petitioner, the mode of appointment is sought to be changed to one of deputation from State Government and since

government servants retire at the age of 56 years, that is the reason that the retirement age is sought to be reduced to 56 years for the post. He, however, submits that the same cannot affect the petitioner who was directly appointed in the year 2001 and thus would be entitled to continue till the age of 58 years.

On a Court query learned counsel submits that in terms of the impugned order, leave was already granted to the petitioner to continue work till his replacement is appointed and no replacement has been appointed till date.

Issue notice.

In the meantime, no fresh appointments be made to the post till the next date.

(CHARANJEET KAUR)  
ASTT. REGISTRAR-cum-PS

(R.S. NARAYANAN)  
COURT MASTER (NSH)