

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE V.GIRI**

**MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929**

**WP(C).No. 23534 of 2007(B)**  
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**PETITIONER:**  
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**MALINGA P.,  
P.T.C.M., (PART TIME CASUAL MENIAL)  
G.J.B.S. PILANKATTA, P.O.PERDALA,  
KASARAGOD DISTRICT.**

**BY ADV. SRI.M.SASINDRAN,  
ADV. SRI.T.R.JAGADEESH.**

**RESPONDENTS:**  
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- 1. THE DISTRICT EMPLOYMENT OFFICER,  
KASARAGOD.**
- 2. THE DIRECTOR OF EMPLOYMENT,  
DIRECTORATE OF EMPLOYMENT, THIRUVANANTHAPURAM-14.**
- 3. STATE OF KERALA - REPRESENTED BY  
SECRETARY, DEPARTMENT OF LABOUR, SECRETARIAT,  
THIRUVANANTHAPURAM.**
- 4. THE DEPUTY DIRECTOR OF DAIRY DEVELOPMENT  
DEPARTMENT, KASARAGOD.**
- 5. THE REGIONAL TRANSPORT OFFICER,  
KASARAGOD.**
- 6. LEGAL METROLOGY OFFICER,  
LEGAL METROLOGY DISTRICT OFFICE, KASARAGOD.**

**W.P.(C). NO.23534/2007:**

**7. THE DISTRICT INFORMATION OFFICER,  
DISTRICT INFORMATION OFFICE, KASARAGOD.**

**\*ADDL.R8. THE DIRECTOR, INFORMATION AND PUBLIC RELATIONS  
DEPARTMENT, THIRUVANANTHAPURAM.**

**\*ADDL.R8. IS IMPEADED AS PER ORDER DATED 15/10/2007  
IN I.A. NO. 13699/2007.**

**BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 15/10/2007, THE COURT ON THE SAME DELIVERED THE  
FOLLOWING:**

**V. GIRI ,J.**

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**WP(C).NO. 23534 of 2007**  
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Dated this the 15th day of October, 2007

**JUDGMENT**

The petitioner is included in the list of candidates selected for appointment as Driver by transfer from other classes/categories in Kasaragod District. The petitioner is currently working as part-time contingent menial in Government Junior Basics School, Pilankatta, Kasaragod. Method of appointment to the post of Driver in the different departments is by transfer from other categories. By Ext.P1, the petitioner was intimated that he was included in the list of eligible candidates sponsored by the Employment Exchange for appointment by transfer to the post of Driver and his case for appointment will be considered as and when vacancies are reported.

2. The petitioner approached this Court with the contention that there are vacancies of Driver in the different offices in Kasargod District, but they are not being reported.

3. As directed by this Court, a statement has been filed on behalf of respondents 1 and 2. It is contended therein that the petitioner is the only qualified person available in Kasargod for getting appointment under the scheme and the 7th respondent has informed, as per letter dated 7.8.2007, that there is one

vacancy of Driver in his office to be filled up by transfer and that the vacancy is remaining vacant with effect from 3.5.2007. The statement further proceeds on the premise that the District Medical Officer, Kasargod (first respondent) is willing to appoint the petitioner in the said vacancy, if the Director, Information and Public Relations Department, Thiruvananthapuram reports the said vacancy in the specified format to the first respondent.

4. The petitioner has filed I.A.13699/2007 for impleading the Director, Information and Public Relations Department, Thiruvananthapuram as an additional 8th respondent. By a separate order passed in the I.A., the said officer has been impleaded.

5. Taking note of the statement filed on behalf of respondents 1 and 2, the writ petition is disposed of directing the additional 8th respondent to report the vacancy of the Driver to the first respondent. Thereupon the first respondent shall take consequential action. The entire process shall be completed within a period of six weeks from the date of receipt of a copy of this judgment.

**V. GIRI, JUDGE**

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