

ITEM NO.19

COURT NO.8

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). 7189/2019

(Arising out of impugned final judgment and order dated 21-02-2019 in OPKAT No. 408/2017 passed by the High Court Of Kerala At Ernakulam)

ANEESH KUMAR V. S. &amp; ORS.

Petitioner(s)

VERSUS

THE STATE OF KERALA &amp; ORS.

Respondent(s)

IA No. 125450/2019 - INTERVENTION/IMPLEADMENT  
 IA No. 98772/2019 - INTERVENTION/IMPLEADMENT  
 IA No. 141594/2019 - PERMISSION TO FILE ADDITIONAL  
 DOCUMENTS/FACTS/ANNEXURES  
 IA No. 125565/2019 - PERMISSION TO FILE ADDITIONAL  
 DOCUMENTS/FACTS/ANNEXURES)

WITH

SLP(C) No. 7567/2019 (XI-A)

IA No. 107699/2019 - INTERVENTION/IMPLEADMENT)

SLP(C) No. 17448/2019 (XI-A)

(IA No. 125459/2019 - INTERVENTION/IMPLEADMENT)

SLP(C) No. 18384/2019 (XI-A)

Date : 24-09-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR  
 HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Parties

Mr. Dushyant Dave, Sr. Adv.  
 Mr. Rajeev Mishra, Adv.  
 Mr. Sanand Ramakrishnan, Adv.

Mr. N.P. Rakeesh Panicker, Adv.  
 Mr. Anzu. K. Varkey, AOR  
 Mr. Rajesh B., Adv.

Mr. Prakash Ranjan Nayak, AOR

Mr. Sanand Ramakrishnan, AOR

Mr. Rajiv Shankar Dvivedi, AOR

Mr. Renjith B. Marar, Adv.  
Ms. Lakshmi N. Kaimal, AOR  
Mr. Sadchith P. Kurup, Adv.

Mr. G. Prakash, AOR  
Ms. Priyanka Prakash, Adv.  
Ms. Beena Prakash, Adv.

Mr. Vipin Nair, AOR  
Mr. P.B. Suresh, Adv.  
Mr. Karthik Jayashankar, Adv.

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

Counsel for the respondent-State, on instructions, submits that as on today there are 34 Non Joining Duty vacancies.

Therefore, the State Government must take an in principle decision as to whether 31 candidates mentioned in the 2013 Rank List can be accommodated against the said vacancies. After the State Government takes such a decision; and if it is a favourable one, a formal proposal be submitted to the Kerala Public Service Commission for seeking approval of the Commission after which further formalities for processing the appointment of 31 candidates named in the 2013 Rank List can proceed.

The State Government to take a formal decision in this regard within four weeks from today and submit appropriate proposal to the Kerala Public Service Commission within the same time. If such proposal is

received from the State Government, the Kerala Public Service Commission may take an in principle decision thereon within three weeks and communicate the same to the State Authorities.

The petitioners agree that none of the petitioners will claim seniority over the candidates already appointed if the State Government were to finally take a decision to appoint them.

List the matters after seven weeks.

(NEETU KHAJURIA)  
COURT MASTER

(VIDYA NEGI)  
COURT MASTER