

ITEM NO.11

COURT NO.7

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). 33533/2017  
(Arising out of impugned final judgment and order dated 15-09-2017  
in WA No. 1827/2017 in W.P.(C)No.17650/2017 passed by the High  
Court Of Kerala At Ernakulam)

K.M. MANNUL

Petitioner(s)

VERSUS

ERNAKULAM REGIONAL CO-OPERATIVE MILK PRODUCERS  
UNION LTD.

Respondent(s)

Date : 20-08-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI  
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Mr. Renjith B. Marar, AOR  
Mr. Lakshmi N. Kaimal, Adv.  
Mr. Sadchith P. Kurup, Adv.  
Mr. Anil Sharma, Adv.

For Respondent(s) Mr. E. M. S. Anam, AOR

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

We have heard Mr. Renjith B. Marar, learned counsel appearing for the petitioner and Mr. E.M.S. Anam, learned counsel appearing for the respondent-Ernakulam Regional Co-Operative Milk Producers Union Ltd. We have also perused the impugned judgment.

In view of Rule 3 of Chapter VI of the Kerala Education Rules (KER), we do not find any error in the impugned judgment.

The special leave petition is accordingly dismissed.

Pursuant to Order of this Court dated 15.12.2017, the petitioner has worked beyond the date of his superannuation that is from 17.01.2018 to 31.12.2018.

In the peculiar facts and circumstances of the case, it is directed that the salary and other allowances paid to the petitioner for the said period i.e. between 17.01.2018 and 31.12.2018 shall not be recovered from the petitioner. We make it clear that for calculation of all retiral benefits, the date of superannuation of the petitioner shall be deemed and construed only as 31.01.2018.

Pending applications, if any, shall also stand disposed of.

(MAHABIR SINGH)  
COURT MASTER

(PARVEEN KUMARI PASRICHA)  
BRANCH OFFICER