

**IN THE HIGH COURT OF KERALA AT ERNAKULAM  
PRESENT  
THE HONOURABLE MR. JUSTICE AMIT RAWAL  
&  
THE HONOURABLE MRS. JUSTICE C.S. SUDHA**

**Monday, the 16<sup>th</sup> day of October 2023 / 24th Aswina, 1945  
WA NO. 398 OF 2023**

**AGAINST JUDGMENT DATED 7/12/2022 IN WP(C) 8870/2021 OF THIS COURT**

**APPELLANTS/PETITIONERS:**

1. MUHAMMED NAEEM V.T., AGED 35 YEARS S/O.V.T. SHEREEF, THOPPIL HOUSE, KILIMANGALAM P.O., THRISSUR DISTRICT - 680591.
2. NIZAMUDDIN KOCHIMANAPPUZHA, PUTHENCHANTHA CHAVARA, KOLLAM, PIN - 691583.

**BY ADV.SRI. K.MOHANAKANNAN**

**RESPONDENTS/RESPONDENTS:**

1. STATE OF KERALA, REP.BY SECRETARY TO GOVERNMENT, POWER DEPARTMENT, THIRUVANANTHAPURAM - 695001.
2. KERALA PUBLIC SERVICE COMMISSION, REP.BY SECRETARY, MG ROAD NEAR PATTOM JUNCTION, PALACE PATTOM, THULASI HILLS, THIRUVANANTHAPURAM - 695004.
3. KERALA STATE ELECTRICTY BOARD LIMITED, REP.BY ITS SECRETARY, THIRUVANANTHAPURAM - 695012.
4. CHIEF ENGINEER, KERALA STATE ELECTRICITY BOARD LIMITED, VHYDHYTHI BHAVAN, PATTOM, THIRUVANANTHAPURAM - 695004.
5. GEETHIKA O.K. ,PARAYULLATHIL HOUSE, PUTHUR PO, VATAKARA (VIA), KOZHIKODE DISTRICT - 673104. (RANK NO.14).
6. RATHEESH.K.N, AGED 37 YEARS , S/O.NARAYANAN K.V., KIZHAKKETHIL HOUSE, MANGALAM, WADAKKANCHERY, THRISSUR DISTRICT - 680582.
7. VYSHAK , AGED 32 YEARS, S/O.MOHANAN PUTHENPURAYIL HOUSE, ELANAD P.O., CHELAKKARA, THRISSUR DISTRICT - 680586.
8. RENJITH G., AGED 38 YEARS , S/O. GOPALAKRISHNAN, SHILPA HOUSE, NEAR SBI STAFF COLONY, CHEVAYUR P.O, KOZHIKODE - 679017.
9. PRASOBH O.P., AGED 33 YEARS, S/O R. PRAKASAN, ODASSERY HOUSE, MADAPLAMTHURUTH, MOOTHAKUNNAM P.O, ERNAKULAM DISTRICT - 683516.

**BY GOVERNMENT PLEADER FOR R1**

**STANDING COUNSEL SRI.P.C.SASIDHARAN FOR R2**

**ADV.SRI. S.ANEESH FOR R6 & R7**

**ADV.SRI.M.R.ANISON FOR R8 & R9**

Prayer for interim relief in the Writ Appeal stating that in the circumstances stated in the appeal memorandum, the High Court be pleased to direct that appointment if any made from Ext.P8 rank list will be subject to the result of the writ appeal.

This Writ Appeal coming on for orders along with connected case on 16/10/2023 upon perusing the appeal memorandum, the court on the same day passed the following:



**EXT.P8:TRUE COPY OF THE RANK LIST IN CATEGORY NO.557/2014 DATED  
19.3.2021 PUBLISHED BY THE PUBLIC SERVICE COMMISSION.**



**AMIT RAWAL & C.S.SUDHA, JJ.**

---

**W.A 370 of 2023  
&  
W.A No.398 of 2023**

---

**Dated this the 16<sup>th</sup> day of October, 2023**

**ORDER**

**Amit Rawal, J.**

This case was listed for spoken to as, on the date of preliminary hearing de hor of the view that the arguments addressed by the counsel for the appellant against the order of the Single Bench by relying upon the Government Order dated 17.1.2023, for the post of meter reader, NTC the qualification specified in the advertisement was not equivalent to degree. However the respondents have selected the candidates having higher qualification by taking the aid of the provisions of the Rule 10 (a) (ii) Part II of KS and SSR. Same reads thus:

*"Notwithstanding anything contained in these rules or in the special rules, the qualifications recognised by executive orders or standing orders of government as equivalent to a qualification specified for a post in the special rules and such of those higher qualifications which presuppose the acquisition of the lower qualification prescribed for the post shall also be sufficient for the post."*

We found that the said Rule was applicable and dictated in the judgment. Later on, came across the coordinate bench of this Court in W.A No.1246 of 2021 and therefore listed the case for rehearing. On the last date, copy of the judgment rendered by the coordinate bench of this Court was handed over to this Court. Today

**W.A 370 of 2023 and conctd. case**

2

learned Senior counsel representing the respondent seeks more time to address the argument. Post on 6.11.2023. Any further appointment shall be subject to the outcome of the Writ Appeal.

Sd/-

**AMIT RAWAL  
JUDGE**

Sd/-

**C.S.SUDHA  
JUDGE**

sab

