K.P.CHITHRABHANU

BHAVANI NIVAS
PAPERMILL ROAD
AKKULAM
THIRUVANANTHAPURAM - 31
PH: 0471 - 2592430

Certificate of Posting

Ref.AP.No 14/ 2006

തിരുവനന്തപുരം
11-10-2006

PUBLIC INFORMATION OFFICER No: 43 Date: 11/10/06 CENTRE FOR EARTH SCIENCE STUDIES

To

പബ്ലിക് ഇൻഫർമേഷൻ ആഫീസർ
സെന്റർ ഫോർ എർത്ത് സയൻസ് സ്റ്റഡീസ് (സെസ്സ്)
ആക്കുളം, തിരുവനന്തപുരം -695 031

സർ,

അറിയാനുള്ള അവകാശം ആക്റ്റ് 2005 പ്രകാരം സമർപ്പിക്കുന്ന അപേക്ഷ.

അറിയേണ്ടതായ വിവരങ്ങൾ :-

1. Purchase Order NO Cess/PUR/03914/Plan100/05 Dated 4/5/05 Project No:Plan100 പ്രകാരം സെസ്സിന്റെ ആവശ്യത്തിനായി വാങ്ങിയ 260 Ltr.L.G.Refrigerator ഏതുസ്ഥാപനത്തിൽ നിന്നുമാണ് വാങ്ങിയിട്ടുള്ളത്.

2. പ്രസ്തുത Refrigerator വാങ്ങിയപ്പോൾ സ്ഥാപനത്തിൽ നിന്നും ലഭിച്ചതായ ഒർജിനൽ ക്യാഷ് ബില്ലിന്റെ പകർപ്പ് നൽകണമെന്ന് ആവശ്യപ്പെടുന്നു.

3. സെസ്സിന്റെ ആവശ്യങ്ങൾക്കായി ഉപകരണങ്ങൾ യന്ത്രസാമഗ്രികൾ മുതലായവ വാങ്ങുന്നതിനായി പർച്ചേഴ്സ് കമ്മിറ്റി നിലവിലുണ്ടോ ? ഉണ്ടെങ്കിൽ പ്രസ്തുത കമ്മിറ്റി അംഗങ്ങളായിട്ടുള്ളവരുടെ പേരു വിവരങ്ങൾ നൽകണമെന്ന് ആവശ്യപ്പെടുന്നു

മേൽ അവശ്യപ്പെട്ടതായ വിവരങ്ങൾ രേഖാമൂലം നൽകണമെന്നും, ആയതിലേയ്ക്ക് നിയമാനുസൃതമുള്ള ഫീസ് ഒടുക്കാൻ ഒരുക്കമാണെന്നും അറിയിക്കുന്നു.

വിശ്വസ്തതയോടെ,

കെ പി ചിത്രഭാനു

G.K. SUCHINDAN
Public Information Officer
Centre for Earth Science Studies
Trivandrum - 695 031.

(3)

Kerala State Council for Science, Technology and Environment

അടിയന്തിരം

നമ്പർ: 689/സി2/07/കെ.എസ്.സി.എസ്.ടി.ഇ. തീയതി: 5.2.2007.

മെമ്പർ സെക്രട്ടറി

ഡയറക്ടർ,
സെസ്സ്,
ആക്കുളം.

സർ,

വിഷയം: ശ്രീമതി.ടി.പി.പ്രിയാറാണിയുടെ സേവനം നീട്ടിക്കിട്ടുന്നത് - സംബന്ധിച്ച്.

സൂചന: കൗൺസിലിന്റെ 3.11.2006 ലെ 865/സി2/06/കെ.എസ്.സി.എസ്.ടി.ഇ നമ്പർ കത്ത്.

സെസ്സിലെ താൽക്കാലിക ജീവനക്കാരി ശ്രീമതി.പ്രിയാറാണി.ടി.പി.യുടെ സേവനം നീട്ടിക്കിട്ടുന്നതിനായി താങ്കളുടെ സ്ഥാപനത്തിലെ സയന്റിസ്റ്റ് ശ്രീ.സി.പി.രാജേന്ദ്രൻ മുഖ്യമന്ത്രിക്ക് നൽകിയ നിവേദനത്തിൻമേൽ കൈക്കൊണ്ട നടപടികളുടെ അടിസ്ഥാനത്തിൽ താഴെ പറയുന്ന കാര്യങ്ങളിൽ അടിയന്തിരമായി നടപടി സ്വീകരിക്കുവാൻ താല്പര്യപ്പെടുന്നു.

ശ്രീമതി.പ്രിയാറാണി.ടി.പി.യുടെ സെസ്സിലെ സേവനം അവസാനിപ്പിക്കാനും ആ ഒഴിവിൽ ഒരു സ്ഥിരം ടെക്നിക്കൽ ഓഫീസറെ നിയമിക്കുവാനും നടപടി സ്വീകരിക്കുക, അവരുടെ സേവനം അവസാനിപ്പിക്കാൻ തീരുമാനം കൈക്കൊണ്ട ശേഷം അവർക്ക് സെസ്സിൽ നിന്നും ശമ്പളമോ മറ്റ് ആനുകൂല്യങ്ങളോ നൽകിയിട്ടുണ്ടെങ്കിൽ അത് ശ്രീ.സി.പി.രാജേന്ദ്രനിൽ നിന്നും ഈടാക്കേണ്ടതാണ്. ഇതിൻമേൽ സ്വീകരിച്ച നടപടികൾക്കൊപ്പം ശ്രീ.സി.പി.രാജേന്ദ്രന് നിയമനം നൽകിയത് സംബന്ധിച്ച രേഖകൾ മടക്കത്തപാലിൽ തന്നെ കൗൺസിലിന് ലഭ്യമാക്കാനും താല്പര്യപ്പെടുന്നു.

Nec. Urgent action.
Give a copy to Dr. Rajendran
for information.

വിശ്വസ്തതയോടെ,

കെ.ഉണ്ണികൃഷ്ണൻ ഉണ്ണിത്താൻ,
മെമ്പർ സെക്രട്ടറി.

Sasthra Bhavan, Pattom P.O., Thiruvananthapuram-695 004, Kerala State, India.
Tel: 0471-2543701-05, Fax: 0471-2540085 e-mail: info@kscste.org Website: www.kscste.org

(1)

CENTRE FOR EARTH SCIENCE STUDIES

P.B. No.7250, Akkulam
Trivandrum 695031
Kerala, INDIA
Tel: 0471-2445803
Fax: 0471-2442280

C.P. Rajendran
Scientist

February 6, 2007

To:

The Hon. Chief Minister
Government of Kerala

Sir:

Sub: My request for services of Smt. Priyarani T.P in our project, dated July 4, 2006
Ref: Letter from the Member secretary, KSCSTE, to the Director CESS, dated 5.2.2007.

I am enclosing a copy of the letter from Shri. K. Unnikrishnan Unnithan, Member Secretary, addressed to the Director, CESS, in response to my representation referred above, seeking permission to continue the services of Smt. T.P.Priya Rani in our externally funded project on earthquake studies. I wish to make the following points.

1. Smt. Priya Rani was working in a project funded by the Department of Science and Technology (Govt. of India) for the operation of the seismic recording station at Peechi, a very important facility for the State. She has been assisting both of us (Dr. C.P.Rajendran and Dr. Kusala Rajendran) in various projects; she has also been the supporting the work for Current Science, for which Dr. Kusala Rajendran works as an editorial board member. Considering her long association with our various projects and inability to get skilled and experienced persons to do specialized jobs, we had been trying to retain her for the successful operation of the projects.

2. Although the CESS research council had recommended appointing a permanent technical officer to do this work, till date this has not happened. I am not aware of any action that CESS has taken to appoint a technical assistant.

3. After the term of her appointment, we made a request to the CM (with comments from Shri. K.P.Rajendran, Hon. Minister for revenue) and while awaiting a favorable decision, we retained Smt. Priya Rani, to help us with our externally funded projects because we had to honor our commitments to various funding agencies.

4. During this period (January through November, 2006) we have been funding her on a personal level, and her salary was not charged on any projects. It may be noted that neither of us are involved in any consultancy projects or any profit-oriented activity and Smt. Priya Rani's services were required only for the successful completion of our research projects, which I believe is what we are paid for, as scientists.

contd...

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5. The letter from the member secretary, suggests to redeem from me, any money that may have been paid to Ms. Priya Rani. While I cherish the rare distinction of having supported a person for an year paying the salary of Rs. 3000/month, a large part of the project grants specifically allotted for the purpose of hiring a project assistant, remains unused.

6. The letter from the member secretary concludes with a request to provide, by return mail, papers relating to my appointment, way back in 1979. I fail to see the connection and the context of this request.

To summarize, I would call your attention to the pitiable state of science and technology in our state. As a person working in the State for about 27 years I can without doubt state that the environment in Kerala is not the least congenial for scientific research. I am sure the story of a scientist trying to achieve excellence in work and to that extent is even willing to spent his own savings is quite an expression of the state of Science and Technology in this State.

This summary is for your kind information and understanding.

Respectfully yours,

C.P.Rajendran

Copy to:

1. Shri. K.P.Rajendran
Minister for Revenue
Government of Kerala

2. Shri. K. Unnikrishnan Unnithan
Member Secretary
KSCSTE

3. Dr. M. Baba,
Director, CESS

Tel (Home): (+471) 2360942; Email:cp_r@vsnl.com

(42)

Kerala State Council for Science, Technology and Environment

KSCSTE

No.3967/C1/2007/KSCSTE 12 09 2007

Shri Abdul Halim
C/o Muhammad Hussein
Bismillah Manzil
Konniyur, Puvachal P O
Thiruvananthapuram 695 575

Sir,

Sub: Requisition under Right to Information
Ref: Your application dated 06 08 2007

The information requested by you vide the application referred is furnished below:

1. Doctoral degree from Indian Institute of Technology, Madras
He has about 30 years of experience in industrial and academic research, industrial establishment and industrial management. List of research publications separately attached.
2. He was with the OPCW, the chemical disarmament organization established by the United Nations for about 10 years. He was the Inspection Team Leader. Not receiving any pension.
3. He was with the faculty of Environmental Sciences of CUSAT from 15 Jan 07 to 21 Feb 07. He is on leave.
4. Yes. He was on research fellowship with the Wayne State University, (Jan 1981 - Dec 1982) USA, Federal Institute of Technology, Switzerland (Jan 1983 - Dec 1983) and University of Helsinki, Finland (May 91 - Sept. 91 and Jan 93 - May 93).
5. His last job with Hindustan Insecticides Limited, as General Manager, Projects. He was in the services of HIL during the period April 1977 till January 2007. This includes the periods when he was on deputation / leave on different assignments at different places.
6. Will be provided on remittance of required fee.

7. It is a policy decision of the Government.

Yours faithfully,

(N.G. VIJAYALAKSHMY)
Public Information Officer &
Controller of Administration

Sasthra Bhavan, Pattom P.O., Thiruvananthapuram-695 004, Kerala State, India.
Tel: 0471-2543701-05, EVP- 2543557, MS - 2534605, CoA - 2533095, Fax: 0471 2540085, 2534605
e-mail: info@kscste.org Website: www.kscste.org

Fax: 0484-2394435

CESS

CENTRE FOR EARTH SCIENCE STUDIES

(An institution of the Kerala State Council for Science Technology & Environment Government of Kerala)

P.B.No. 7250, Akkulam, Thiruvananthapuram 695 031, India

No. 133/PIO/2007

Dated: 18.9.2007

To

Dr. C.P.Rajendran
Scientist
CESS

Sir,

Sub: Application under the Right to Information Act-2005 – furnishing of information – reg.

Ref: Your application dated 5.9.2007 received at this office on 6.9.2007

With reference to your application, the following information is furnished.

1. The council has permitted CESS to relieve Dr. K.K. Ramachandran, Scientist, CESS for a maximum period of one year treating the period as leave without allowances. During this period he will retain his lien in CESS.

2. The outside agency is Willbur Smith Associates (a US firm having registered country office in Bangalore) Consortium, which is the Technical Support Unit of KSUDP under the LSGD of Government of Kerala.

3 & 4. Information against questions No. 3 & 4 is not available in CESS. This part of the application has been transferred to the Public Information Officer, Kerala State Council for Science, Technology & Environment, Sasthra Bhavan, Pattom, Trivandrum vide letter No.130/PIO/2007 dated 12.9.2007, vide clause 6(3) of Right to Information Act, 2005.

In case you have any grievance on the decision of the Public Information Officer, you can file an appeal before the appellate authority, within 30 days of receipt of this letter.

Address of the appellate authority – The Director, Centre for Earth Science Studies
Akkulam, Thuruvakkal P.O. Trivandrum-31
Ph. No. 0471-2442280.

Yours faithfully,

G.K. Suchindan
Public Information Officer.

G.K. SUCHINDAN
Public Information Officer
Centre for Earth Science Studies
Trivandrum - 695 031

Phone: (Off) +91-471-2442451-54, 2442213 Extn: 517 Fax: +91-471-2442280
E-mail : cessregr@vsnl.net; cess@nic.in Website: http://www.cessind.org

Committed to Our Earth Our Future

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Kerala State Council for Science, Technology and Environment

KSCSTE

No.3967/C1/07/KSCSTE Dated.19.10.2007

To

Abdul Halim
C/o Muhammad Hussein
Bismillah Manzil
Konniyur
Puvachal, Thiruvananthapuram – 695 575.

Sir,

Sub: - Request under Right to Information Act – Reg
Ref: - Your letter dated. 21.09.2007 received in the Council on 24.09.07.

With reference to your letter cited I am to inform you that the biodata together with the list of published Research paper consists of eight pages. Please remit Rs.16/- (Rupees Sixteen only) in the Cash Section of KSCSTE.

Regarding para 3, the appointment of Executive Vice President is done by the Government based on its own assessment and criteria and the Council is not aware of the same. The Council is of the view that the appointment of the Executive Vice President is the prerogative of the Government but does not have any documents related to the criteria adopted for it, in the Council.

Yours faithfully,

N.G.VIJAYALEKSHMY
Public Information Officer &
Controller of Administration
For Executive Vice President

Sasthra Bhavan, Pattom P.O., Thiruvananthapuram-695 004, Kerala State, India.
Tel: 0471-2543701-05, EVP- 2543557, MS - 2534605, CoA - 2533095, Fax: 0471 2540085, 2534605
e-mail: info@kscste.org Website: www.kscste.org

Centre for Earth Science Studies
Akkulam, Thiruvananthapuram-695 031.

No.135/PIO/2007 Dated: 22.10.2007

To

Dr.C.P.Rajendran
Scientist
CESS

Sir,

Sub: Application for information under the Right to Information Act, 2005 – Pending information –reg.

Ref: (1) Your application dated 05.09.2007
(2) Letter No.130/PIO/2007 dated 12.9.2007
(3) Letter No.133/PIO/2007 dated 18.9.2007

With reference to your application, information for questions No. 1 & 2 were furnished vide letter No.133/PIO/2007 dated 18.9.2007. Your application was forwarded to the Public Information Officer, KSCSTE (Ref: 2) for supplying information for questions No. 3 & 4 as the information was not available with CESS.

The information received from PIO, KSCSTE for questions No. 3 & 4 is as follows:

1. Since KSCSTE Rule is silent in granting leave/lien, decisions on such requests were taken on case by case basis depending upon the nature of services asked for by the borrowing agency, the nature of the borrowing agency and on whether the person can be spared from the services of the Council/Centre for that period.

2. The leave was sanctioned by the Executive Vice President as the Chief Executive Officer of the State Council.

Yours faithfully,

Public Information Officer.

G.K. SUCHINDAN
Public Information Officer
Centre for Earth Science Studies
Trivandrum - 695 031.

CESS

CENTRE FOR EARTH SCIENCE STUDIES

(An institution of the Kerala State Council for Science Technology & Environment
Government of Kerala)
P.B.No. 7250, Akkulam, Thiruvananthapuram 695 031, India

CESS/Adm/1125

Dated: 12.11.2007

To Dr.C.P.Rajendran
Scientist
CESS

Sir,

Sub: Application under the Right to Information Act, 2005 – Furnishing of information.
Ref: Your letter dated 22.10.2007

With reference to your letter cited you are informed as follows:

You are already aware that the information requested vide your application dated 5.9.2007 was already furnished to you by the Public Information Officer, CESS as per his letter No.133/PIO/2007 dated 18.9.2007 except information on items 3 and 4. It was also informed in the same letter that the information pertaining to items 3 and 4 is not available in CESS and your application was transferred to the Public Information Officer, Kerala State Council for Science, Technology and Environment, Sasthra Bhavan, Pattom, Trivandrum vide letter No.130/PIO/2007 dated 12.9.2007.

On receipt of the reply from the KSCSTE as per the letter No.4251/ C2/07/KSCSTE dated 19.10.2007, the information for the items 3 and 4 was also furnished to you by the PIO, CESS vide letter No.135/PIO/2007 dated 22.10.2007 and the same was delivered to you on 22.10.2007 to your office address, which was given in your application dated 5.9.2007. However, a copy of the letter No.135/PIO/2007 dated 22.10.2007 is furnished herewith for your information.

Yours faithfully

Director

Encl: as above

Phone: (Off) + 91-471-2442451-54,2442213
E-mail : cessregr@vsnl.net; cess@nic.in
Fax: +91-471-2442280
Website: http://www.cessind.org

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Kerala State Council for Science, Technology and Environment

Registered Post

No.3967/C1/07/KSCSTE Dated.19.12.2007

To

Sri. Abdul Halim
C/o Muhammed Hussein
Bismillah Manzil
Konniyur
Puvachal, Thiruvananthapuram 695573

Sir,

Sub: -Request under Right Information Act- Reg.
Ref: -1. Your letter dated 21.09.2007
2. Council letter of even No.dated.19.10.2007

Since the payment in this regard is made on 18.12.2007, the biodata together with the list of published Research papers, as requested by you under RIA Act is enclosed herewith .

Yours faithfully,

N. G. VIJAYALEKSHMY
Public Information Officer &
Controller of Administration

Sasthra Bhavan, Pattom P. O., Thiruvananthapuram – 695 004, Kerala State, India.
Tel: 0471–2543701 – 05 (O) EVP- 2543557, MS – 2534605, CoA – 2533095, Fax: 0471 – 2540085, 2534605
e-mail : info@kscste.org Website: www.kscste.org

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BIODATA

I. Name : Dr. E. P. YESODHARAN

II. Date of Birth : 20 - 05 – 1952

III. Place of Birth : Vallikunnam, Alappuzha Dist

IV. Nationality : Indian

V. Current Position (Current Address) :

Inspection Team Leader,
Organisation for the Prohibition of Chemical Weapons (OPCW), Johan de Wittlaan 32,
2517 JR The Hague
The Netherlands.

e-mail : e.yesodharan@opcw.org
Phone : 0031-70-4163123
0031-655186383 (mobile)

VI. Permanent Address :

Sivaranjani, 113 GCDA Colony
Thottakkattukara, Aluva 683108.
Phone (0484) 2604889, 9847193695

VII. Marital Status : Married, 2 children

VIII. Education

Sl. No.	Examination Passed/Degree Awarded	Institution/University	Year	% of Marks	Class/ Rank
1	SSLC	Dept. of Education/ Government of Kerala	1967	80.0	First Class 5th Rank
2	Pre degree	Govt. Arts College/ University of Kerala	1969	75.0	First Class
3	BSc (Chemistry)	University College/ University of Kerala	1972	78.4	First Class
4	MSc (Chemistry)	I.I.T Chennai	1974	65.0	First Class
5	Ph.D. (Chemistry)	I.I.T Chennai	1977	-	-
6	M.B.A	Cochin University of Science and Technology	1989	68.5	First Class

Employment Experience (continued from previous page)

Sl. No.	Position	Employer	Period	Responsibilities
3	Deputy General Manager	Hindustan Insecticides Limited (Govt. of India Enterprise) New Delhi.	May 1988 to April 1994	Head of the Research, Design and Scale-up groups at the Corporate Research & Development Centre of the company, located at Gurgaon in Haryana, responsible for the total development of new products and processes, including scaling up and transfer of technologies and the supervision of production trials.
4	Manager	Hindustan Insecticides Limited, Udyogamandal, Kerala	Feb 1984 - April 1988	Head of the Research & Development department of the Udyogamandal unit. Responsible for development of new products and processes as well as the management and administration of the Department.
5	Jr. Dev. Chemist/Dev. Chemist (R & D)	Hindustan Insecticides Limited, Udyogamandal, Kerala	April 1977 - Dec 1980	Group Leader/Dy. Manager of 'Synthesis and Formulation' groups at the R &D Department of the company.

XI. Scholarships/ Awards

I was the recipient of a number of national and international scholarships/fellowships/ awards for higher studies and advanced research in various fields. Details are as follows:

Sl. No.	Year	Scholarship	Purpose
1	1997	UN/OPCW fellowship	Training on hazardous chemical/chemical weapon destruction and verification methods
2	1993	Finnish Government Fellowship	For research and training on newer methods of sampling and analysis of toxic pollutants
3	1991	Finnish Government Fellowship	For research and training on analytical methods for hazardous chemicals
4	1987	UNDP fellowship	To participate in the conference on modern methods of pesticide formulations
5	1983	Swiss Government Fellowship	For research in new solar energy materials, water splitting and wastewater treatment

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IX. Postdoctoral Study/Research/Training

Sl. No.	Year	University	Field of Research
1	Jan 1981 - Dec 1982	Wayne State University, Michigan, USA	Heterogeneous Catalysis for synthesis, pollution abatement
2	Jan 1983- Dec1983	Federal Institute of Technology, Lausanne, Switzerland	Solar Energy Materials and Photocatalysis in wastewater treatment, water splitting
3	May 1991-Sept 1991 (Deputed by HIL)	University of Helsinki, Helsinki, Finland	Analytical methods for hazardous chemicals/chemical weapons
4	Jan 1993 - May 1993 (Deputed by HIL)	University of Helsinki, Helsinki, Finland	Advanced spectroscopic techniques in the detection and analysis of toxic chemicals
5.	April 1997-May 1997 (Deputed by HIL)	High Military Engineering Institute, Saratov, Russia	Advanced techniques in the destruction of toxic chemicals and chemical weapons

X. Employment Experience

I have more than 27 years of professional, research, administration and management experience in senior and top level positions in Chemical Industry, National and International Institutions as follows:

Sl. No.	Position (starting from the current position)	Employer	Period	Responsibilities
1	Inspection Team Leader (Chief Inspector)	Organisation for the Prohibition of Chemical Weapons (OPCW) (Chemical Disarmament Agency founded by the UN), The Hague, The Netherlands.	June 1997 - present	Leading and managing expert teams of scientists, industrial engineers, doctors, professors, diplomats and military officials drawn from around the world and carrying out the inspection of Chemical Weapon related sites and hazardous chemical industries around the world. Management, Coordination and Administration at the level of Head of Branch.
2	General Manager (Projects) & General manager (Unit)	Hindustan Insecticides Limited (Govt. of India Enterprise) New Delhi.	May 1994 to May 1997	Head of the Project Division (at the corporate level) of the company, responsible for the total implementation of new projects in all units, starting from the stage of 'concept' till 'commissioning'. Also in charge of a major production unit of the company periodically with responsibility for total management of the unit, including labour relations and negotiations on long term wage settlement.

6	1981-82	Fellowship from US Petroleum Research Fund	For research on the development of novel heterogenised homogeneous catalysts for synthesis and air pollution abatement
7	1974 - 77	National Science Foundation (USA) Scholarship	For research in heterogeneous photocatalysis
8	1967-74	National Merit Scholarship	Awarded by the Government of India to meritorious students to pursue higher studies.

XII. Special Assignments

I have been selected for/participating in/leading/managing various special national and international assignments as follows, in addition to my other duties and have successfully carried out extremely complex and diplomatically delicate responsibilities.

Sl. No.	Assignment	Year	Responsibility
1	Chief Co-ordinator for training and induction of new industry inspectors, OPCW, The Hague.	2003 to Present	Identification of the requirement of new inspectors with expertise in various disciplines such as Science, Medicine, Engineering, Management etc., international selection of such candidates, development and implementation of suitable training schemes for them and inducting the trained professionals in appropriate international inspections.
2	Sub-team Leader, UN Special Commission on Iraq (UNSCOM), United Nations, New York	1991	To carry out the inspection of various military and industrial sites in Iraq as per the specific mandates of UN Security Council
3	Technical Adviser on chemical disarmament, Ministry of External affairs, Govt. of India	1989 to 1993	Technical advice on chemicals and chemical weapon related issues to the Indian Delegation to the 'Conference on Disarmament' at the UN.
4	Representative of the Indian Chemical Industry, to the 'UN Adhoc Committee on chemical weapons' Geneva	1989 to 1992	The only Representative of the Indian Chemical Industry in various meetings of the Adhoc Committee on Chemical weapons to focus on the impact of the Weapon Convention on Chemical Industry
4	Member, Expert Committee on Instrumentation for CW verification.	1991	Providing technical advice on precise methods and instruments for the detection and verification of toxic chemicals and chemical weapons
5	Faculty member, training on 'Pesticide Formulation Technology for Asia and the Pacific'; UNIDO/UNDP	1989 to 1991	Providing training to agriculture/industry professionals from the Asia and the Pacific Region on 'New trends in Pesticide Formulation Technology' and related topics organised by PDC/PDPI/HIL under UNDP/UNIDO

XIII. Teaching, Training and Staff Development Experience

I have more than 10 years of experience in teaching University students as part of the PhD/Fellowship requirements and as faculty for imparting advanced training to senior professionals in pesticide industry.

XIV. Research Experience

I have more than 29 years of research experience in chemical industry and related fields. The areas of research include; Synthesis of pesticides, Development of new pesticide formulations, Scaling up of chemical processes, Wastewater treatment, Environmental catalysis, Novel methods of detection and safe destruction of hazardous chemical wastes, etc. Some of the findings of my research studies have been published in various international journals. Industrial research studies are in the form of confidential technology packages and in-house reports.

Number of papers published	:	22
Number of papers presented in national and international conferences	:	17
Technical know-how/Process Packages/ Instruction materials	:	14

XV. Management Experience

I have more than 27 years of experience in science & technology management and administration at senior level positions in Chemical Industry as well as in National and International Organisations, as detailed above. The positions include:

Head (General Manager) of the corporate Project division of Hindustan Insecticides Limited (HIL), General manager of the Production unit of HIL, Deputy General Manager of the central R&D complex of HIL and Head of the R &D department of the Udyogamandal Unit of HIL, Chief of international inspection teams of the OPCW/UN to various countries, Sub-team chief of UN Special Commission on Iraq (UNSCOM appointed by the UN Security Council) etc.

XVI. Countries Visited

I have visited a number of countries around the world, in connection with research, training, professional exchange of ideas and knowledge and on special assignments. These countries include:

(50)

Algeria, Argentina, Australia, Austria, Bahrain, Belgium, Bulgaria, Canada, Chile, China, Czech Republic, Finland, France, Germany, Greece, Hungary, Iran, Iraq, Ireland, Italy, Japan, Kuwait, Luxembourg, Macedonia, Netherlands, Poland, Portugal, Republic of Korea, Russia, Slovenia, South Africa, Sweden, Switzerland, Thailand, Turkey, UAE, U.K, U.S.A and Uzbekistan.

XVII. Language Skills

Malayalam, Hindi, Tamil, English

Dutch (Working knowledge)

XVIII. Health : Excellent

XIX. References :

i) General Ichiro Akiyama
Director
Organisation for the Prohibition of Chemical Weapons
Johan de Wittlaan 32
2517 JR The Hague, The Netherlands.

ii) Prof. Dr. J.C. Kuriacose
(Retd. Professor and Head
Dept of Chemistry, IIT Madras)
½ Anugraha, Velacherry Main Road
Madipakkam, Chennai. 600091.

E. P. Yesodharan

E.P.Yesodharan

RESEARCH PUBLICATIONS

Papers published

1. Fischer-Tropsch synthesis over supported tungsten hexacarbonyl; Appl. Catalysis; 11, (1984) 353

2. Photolysis of water with supported noble metal clusters; fate of O_2 in titania based water cleavage systems; Solar Energy Materials; 10, (1984) 287

3. Fischer-Tropsch synthesis over supported Molybdenum hexacarbonyl; J Catalysis, 87 (1984) 514

4. Photodecomposition of liquid water with TiO_2 supported noble metal clusters; Helv. Chim. Acta 76, (1983) 2145

5. High temperature reduction of base metal catalysts; Prepts of the Divn. Of Ind chem.; Am Chem. Soc. (1983) 327

6. New catalysts of supported and highly dispersed low valent metals; Prepts of the Divn of Petroleum chemistry; Am Chem. Soc. (1983) 440

7. Catalysis by ZnO; ESR studies on the catalyst used for dehydrogenation and decarboxylation; Proc. 3rd Natl Symp on Catalysis, Dehradun, India (1977) 76

8. Surface changes on a ZnO catalyst during dehydrogenation of alcohols; Ind J Chem. 13 (1975) 1350

9. Photocatalysed reactions of benzhydrol on ZnO; Rev Port Quim; 19 (1977) 164

10. Effect of naphthalene, phenanthrene and fluorene on the photoinduced reactions of benzhydrol, benzyl alcohol and isopropanol on zinc oxide; Ind J Chem. 15A, (1977) 844

11. Effect of amides and amines on the photocatalysed reactions of benzyl alcohol on zinc oxide; Ind J Chem. 15A (1977) 875

12. Reactions of benzyl alcohol on UV irradiated ZnO; Hung J Ind Chem. 6, (1978) 293

13. Photoinduced catalytic reactions of ZnO suspensions in cyclohexane; Ind J Chem. 16A, (1978) 254

14. Enhancement of photoelectric effect at ZnO surface by isopropanol, benzyl alcohol, formamide and diethyl formamide; Ind. J Chem. 16A (1978) 568

15. Photocatalysed reactions of benzyl alcohol on ZnO; J Ind Chem. Soc.; LVI, (1979) 588

16. Catalysis by HBr in the bromination of o-xylene in acetic acid; Int. J Chem. Kinetics; 8, (1976) 277

17. Photoinduced heterogeneous catalysis; J Sc. Ind. Res. 35 (1976) 712

18. Photodegradation of pesticides; an overview; Chem. week; 31, (1986) 87

19. Sequestering agents in pesticide formulations; Chem. Week 32, (1987) 81

20. Economic utilization of waste and recovered sulphuric acid from the DDT process; Chem. Week; 32, (1987) 31

21. Effects of electrolytes on the viscosity, suspensibility and spray characteristics of WDP formulations; Pest. Information; (1987) 13

22. The chemical weapon convention; a point of view from industry; Invited paper in Unidir Newslett. 20 (1992) 28

No.CESS/PER/1503 /8009

Centre for Earth Science Studies
Trivandrum-31, Dt. 30.04.2008

NOTE

Sub:- Request for grant of Study Leave (Without Salary) to take up Ramanujan Fellowship in Indian Institute of Science, Bangalore – Details/ clarifications regarding.

Ref :- Your letter dt. 18.04.2008.

With reference to your request on the above subject, you are informed as follows:

As per the existing rules, the Management Committee is the competent authority to grant study leave to a scientist upto 3 years for doing Ph.D and two years to undergo a course of study consisting of higher studies or specialized training in professional or technical subjects on certain terms and conditions.

In order to place your request before the Management Committee, the following details/clarifications may be furnished urgently.

1. Whether the fellowship is 'a course of study consisting of higher studies or any specialized training'.
2. If the fellowship is a course of study, whether it has direct and close connection with your sphere of duties in CESS.
3. Other terms and conditions of the fellowship for the perusal of the Management Committee while considering your request.
4. The arrangements you will make for payment of your contributions towards PF as well as the employer's contribution and also the arrangements you will make for payment of Premium to LIC for continuing in the Group Gratuity Insurance Scheme of CESS during the leave period.

In the event of granting study leave, you may have to execute a bond, if the Management Committee so directs, to the effect that you will serve the CESS/Council for a minimum period of 3 years on expiry of the leave and other conditions contained in rule 10.2.2 (g) of the service rule.

A reply may please be furnished urgently

(Vide orders of the Director dt. 30.04.2008)

21/5/08
Registrar

To

Dr. C P Rajendran,
Scientist E II, GSD

(4)

No. CESS/PER/1503/9988 14th July 2008.

The Executive Vice President
Kerala State Council for
Science, Technology Environment,
Sasthra Bhavan,
Pattom, Thiruvananthapuram- 4.

Sir,

Sub: - Request from Dr. C.P. Rajendran, Scientist E2, GSD to grant him leave without salary for five years to take up the Ramanujan fellowship in the Indian Institute of Science, Bangalore.

Dr. C.P. Rajendran, Scientist E2, reported that he has been awarded Ramanujan fellowship in the Indian Institute of Science, Bangalore and it is for a period of 5 years. In order to take up this fellowship Dr. Rajendran has requested that he may be granted eligible study leave (without salary) for a period of five years. Dr. Rajendran proposes to avail the fellowship from 1st September, 2008.

The matter was placed before Management Committee of CESS at its meeting held on 12.06.2008. The committee decided as follows:

'The Committee found that the fellowship reported to have been received by Dr.C.P. Rajendran is a prestigious one. In this connection, the Committee noted that earlier it had recommended to the Council to incorporate specific provision in the Council's rules for duty leave for availing such fellowships in the country or abroad. The Committee recommended that he may be granted necessary leave as requested'.

As recommended by the Management Committee of CESS, Dr. Rajendran may be granted necessary leave as requested by him. Since he wishes to avail the fellowship from 1st September 2008, a decision may please be communicated at the earliest.

Copy of the letter dated 18.04.2008 with the enclosure received from Dr. Rajendran and copy of the agenda note placed before the Management Committee together with the decision are forwarded herewith for you kind perusal.

Yours faithfully

Director

Copy to: Dr CP Rajendran 14/7/08

14/7/08

REGISTRAR'S OFFICE 1736 Date 16/7
CENTRE FOR EARTH SCIENCE STUDIES DIRECTOR'S OFFICE No: 1851 Date: 16/7 TRIVANDRUM

Kerala State Council for Science, Technology and Environment

KSCSTE

1736/C2/08/KSCSTE

15 07 2008

The Director
Centre for Earth Science Studies
Akkulam
Thiruvananthapuram 695 031

Sir,

Sub: Request from Dr. C P Rajendran, Scientist E2, GSD to grant him leave without salary for five years to take up the Ramanujam Fellowship at IISc, Bangalore

Ref: Your letter No.CESS/PER/1503/9988 dated 14.7.2008

With reference to the letter cited, please clarify the following:

1. Whether his application for the fellowship was forwarded through proper channel to IISc, Bangalore and if so under what terms and conditions.
2. Whether the fellowship conforms to the requirements for granting study leave under the Council Rules and if so how.
3. As per the Council Rules, the maximum study leave that can be availed is 3 years for PhD and 2 years otherwise. Your recommendation is to grant study leave for 5 years for which there is no provision in the Council Rules. Please offer your justification for the same.
4. For availing study leave, the course should have direct and close connection with the sphere of duties of the employee to Council / Centre. You might have verified the same before recommending the request. A copy of the curriculum and its connection with his duties in CESS as submitted to CESS at the time of his application may be forwarded.
5. Justification on the need to change Council Rules to grant 5 years Leave without Salary as study leave, and its benefits to the Council / CESS.
6. Assuming that the requested 5 years leave is granted, Dr. Rajendran will have only 2 years left after return from the requested leave, whereas as per the Council rules 10.2.2 (a), "study leave under these rules may be granted to a scientist only if the employee has rendered not less than three years service in the Council and is not due to retire and has not

Sasthra Bhavan, Pattom P.O., Thiruvananthapuram-695 004, Kerala State, India.
Tel: 0471-2543701-05, EVP- 2543557, MS - 2534605, CoA - 2533095, Fax: 0471 2540085, 2534605
e-mail: kscste@gmail.com Website: www.kscste.org

(7)

got the option to retire from the service within 3 years of the date on which the employee is expected to return to duty after the expiry of the leave"

As you know, effecting change in the Rules of the Council is a very complex process involving different levels of management and to be resorted to only when absolutely essential. Unless the need for change is fully justified in the overall interest of the Council / Centres, it cannot be agreed to.

Yours faithfully,

(N.G. VIJAYALAKSHMY)
Controller of Administration
For Executive Vice President

1975

(5)

No. CESS/PER/1503

Centre for Earth Science Studies
Trivandrum – 31, Dt: 19.07.2008

NOTE

Sub:- Request for grant of study leave without salary for 5 years to take up Ramanujan fellowship of Indian Institute of Science, Bangalore.

Ref:- Your letter dated 18.04.2008

With reference to the letter cited, please note that your request for grant of study leave without salary was placed before the Management Committee at it meeting held on 12.06.2008. As recommend by the MC the matter was referred to the Council for appropriate decision vide letter No. CESS/PER/1503/9988 dated 14.07.2008.

The Council has sought certain clarifications in this regard as per its letter No. 1736/C2/08/KSCSTE dated 15.07.2008 (Copy enclosed). In order to give necessary clarification to the Council, you are requested to furnish your reply /inputs with reference to the points No. 1 and 4 of the Council's letter referred to above. A reply may please be furnished at the earliest.

(Vide Orders of the Director dated 18.07.2008)

19/7/18

Registrar

To

Dr. C.P. Rajendran,
Scientist E2, GSD

(8)

21-7-2008

July 21, 2008

NOTE

Sub: Request for grant of leave without salary for five years to take up Ramanujan Fellowship
Ref: Your note dated 19-07-2008; No. CESS/PER/1503

Following are the clarifications for the points, 1, 2, 4 and 5 in the letter from the Council dated 15-07-2008:

1. *Whether his application for the fellowship was forwarded through proper channel to IISc, Bangalore and if so under what terms and conditions.*

   This fellowship is conferred on the basis of nomination and on the basis of concerned scientist's accomplishments. In this case, the nomination was made by the Indian Institute of Science. This is a fellowship, and not an employment. The service rules require the employee to conform to "proper channel" only in the case of those seeking employment.

2. *Whether the fellowship conforms to the requirements for granting study leave under the council rules and if so how.*

   Yes, it is a study program and through the fellowship, the applicant seeks to gather further experience and knowledge in the seismic hazard studies in which Kerala seismicity is one of the themes.

4. *For availing study leave, the course should have direct and close connection with sphere of duties of the employee to council/centre. You might have verified the same before recommending the request. A copy of the curriculum and its connection with his duties in CESS as submitted to CESS at the time of his application may be forwarded.*

   The program is an extension of various programs at CESS, in particular the seismic hazard assessment of Kerala. The opportunities of the fellowship will facilitate close interactions and collaborations with the researchers in IISc to bring out a state of the art seismic hazard map of Kerala, which will be essential for all the future developmental programs including the critical facilities in the state. A copy of curriculum/ study program is enclosed.

5. *Justification on the need to change Council Rules to grant 5 years leave without salary as study leave, and its benefits to the council/CESS.*

   The concept of providing duty leave (sabbatical) to senior scientists is followed in many institutes and universities, as an employee benefit and that is also useful to the parent institute because it stands to benefit from the employee's experience and the knowledge gathered during the leave period, without incurring any expenditure.

C.P. Rajendran
Enclo:
Summary of study program at IISc

To: The Registrar, CESS

C.P. Rajendran: Study Program Summary; Ramanujan Fellowship

Understanding the seismic sources in India

Indian subcontinent offers a variety of tectonic settings to study a wide rage of earthquakes; their mechanisms and their field deformation. An understanding the style of coseismic deformation, site effects and pattern of recurrence associated with potential seismic sources is an important aspect of seismic hazard assessment. The seismic sources zones in India may be considered as belonging to tectonic settings broadly belonging to (1) continental collision zone, as in the Himalaya and the interplate regions like the Shillong Plateau; (2) subduction zones, as in the Andaman and Nicobar regions; and (3) stable continental interiors. The third type can be further divided as those belonging to rift zones (as Kachchh, Jabalpur etc) and non-rifted regions (as in the case of Latur and Kerala). Indian subcontinent also features the unique example of continued reservoir triggered earthquake activity associated with the Koyna Reservoir. Through this program I intend to study the source zones and collate our observations of the important seismic sources in India, where I have been working previously, with an aim to to compile our understanding of the style of deformation and recurrence. The final outcome will be a comprehensive analysis of the sites studied, which will be useful in hazard analysis and risk mitigation.

Areas to be covered

The source zones of the 1993 Killari earthquake (M 6.3) and the 2000/2001 Kerala ; the Kachchh region that has generated two large earthquakes (1819 and 2001), the Chamoli earthquake in the Himalaya, source zone of the 1897 great Assam earthquake, the Andaman and Nicobar regions affected by the 2004 megathrust event are the areas that would be covered in this program. Since each of them represents a type area in terms of earthquake mechanics and surface deformation, we will take up each of these sites in our evaluation of the seismic sources in India.

Approaches and Techniques

Our approach in evaluating the seismic sources has been to use all available information that will eventually lead to a better understanding of the behaviour of the seismic source in question. Macroseismic, historical, and instrumental data, which provide regional stress, location and frequency of earthquake occurrence during the past several hundred years, will be looked into. The most important aspect in our approach is the reconstruction of the history of earthquakes and this is done from geological, historical and geophysical data. Exploring the relation of the geomorphological features with tectonism, dating the features to develop a long-term history of tectonic movements in the region is also some important aspects of our studies. These studies help in evaluating the existing database and update the catalogs, through careful and meticulous study of the data. Seismic source models based on geological and seismological observations will be developed. I will also develop various attenuation relation of the strong ground motion for the areas under study.

Areas of study

1.Killari

The source zone of the 1993 Killari earthquake was considered to be belonging to a region of very low seismicity, until the earthquake occurred. The region did not show perceptible background seismicity; at least the low-level activity that preceded the 1993 earthquake was not perceived as forerunner to an impending moderate earthquake. The unusually long interseismic intervals associated with such seismic sources can thus be very misleading, especially in regions where the elapsed time is in the same range as the recurrence interval. We have explored this source zone using a variety of techniques. We wish to further look this region and examine what has happened since the 1993 earthquake and what the data for the last ten years tells us about this seismic source. We will also review these results in the context of similar sites in other Scars and bring out a global perspective of this earthquake.

2. Kerala

The 2000/2001 earthquakes are considered to be doublets and are significant events. I will analyze the region in terms of possible previous occurrences and also the geological data to understand the occurrence of such events. The area will be scanned via satellite imagery to identify potential faults. Recurrence forecasting which includes statistical methods used in the estimation of source seismicity information will be attempted. The end of the study will result in a seismic hazard map of Central Kerala.

3. Kutch

The Kutch seismic zone has many interesting characteristics. It is the only rift zone where two large earthquakes have occurred in a short span of 180 years (1819, 2001). That these two earthquakes show distinctly different characteristics in terms of coseismic deformation and recurrence interval testifies to the variations in seismic sources, even within a broad feature. For example, the 1819 earthquake was associated with a major morphologic feature- the 90 km long Allah Bund, but the 2001 earthquake did not generate a primary surface rupture. There seem to be more than two seismic sources in this region, and they may be associated with varying recurrence intervals. I have done several investigations in this region that will help to examine these issues. However, a large amount of data remains to be analysed, which I believe will help in the seismic hazard assessment. Wherever necessary, I have to collect some more data and also do some analysis.

In the case of Kutch earthquakes, one aspect that needs to be studied further (that I have not done so far) is the evaluation of liquefaction potential. During the 2001 post-earthquake surveys I have mapped the liquefaction features in the region; I have noted the site dependency and spatial variations of these features. However, we are yet to interpret it in terms of the ground conditions of the respective sites. Also, I have not attempted any laboratory studies of the soil to estimate the liquefaction potential. These facilities exist at the Indian Institute of Science (IISc), and we plan to learn and work on these aspects. These studies together with the field observations made during

a large earthquake will be useful in future studies of seismic hazard. This will be one important component of investigations in the Kutch region.

4. Himalaya

One of the challenging problems in assessing the earthquake hazard to cities flanking the Himalayan collision boundary is to identify potential segments likely to fail in the near future assess the effects of such earthquakes in the Gangetic Plain. Although several great and large earthquakes have occurred in the Himalaya in the past century, much about the deformation mechanisms (uniform or non-uniform strain build up along the arc, for example) and recurrence history of the known seismic sources are poorly understood. That there may be hitherto unknown sources is another matter to be considered. Incompleteness of earthquake catalogs, inconsistencies in magnitude estimates and incomplete understanding of the expected ground acceleration and site effects including liquefaction at distant regions add to the complexity of this problem. I have addressed some of these problems in a recent study in the central gap, a region identified by many as a source for the next great Himalayan earthquake. Using historical data, field investigations and study of contemporary earthquakes in the region I attempted to identify the source and size of the 1803 earthquake, the most prominent event within the gap. In a similar study using the existing data I examined the source zone of the 1897 Shillong earthquake. Other workers in some parts of the Himalaya have done similar efforts. Through this study, I will update the existing database and also identify and partially explore some selected locations that hold potential for future earthquakes.

5. Andaman and Nicobar regions

The seismicity of Andaman and Nicobar region has become an issue of serious concern, particularly after the 2004 great earthquake. This earthquake also provided a rare opportunity to study the land level changes and secondary features associated with a great subduction zone earthquake. I am currently working on mapping the deformation zone and also attempting to reconstruct the history of earthquakes in this region, which also includes the inputs from the GPS studies. I have documented the changes caused by this earthquake along the 800 km long stretch of islands falling in the Indian Territory. As a part of this project I will prepare a detailed description of how the ground responded to this mega earthquake and I will also present an integrated picture of how such data can be used to explore the seismic history of the region,

(CP Rajendran)

(9)

No. CESS/PER/1503

Dt: 24.07.2008

The Executive Vice President
Kerala State Council for Science Technology and Environment
Sasthra Bhavan,
Pattom, Thiruvananthapurm-4.

Sir,

Sub: Request from Dr. C.P. Rajendran, Scientist E2, GSD to grant him leave without salary for five years to take up the Ramanujan Fellowship at IISc, Bangalore.

Ref: Your letter No.1736//C2/08/KSCSTE dated: 15.07.2008

As desired in the letter cited, the following clarifications are offered.

1. Whether his application for the fellowship was forwarded through proper channel to IISc, Bangalore and if so under what terms and conditions.

   This fellowship is conferred on the basis of nomination, which has a bearing on the concerned scientist's accomplishments. In this case, the nomination was made by the Indian Institute of Science. This is a fellowship and not an employment. The service rules require the employee to apply through "proper channel" only in the case of those seeking employment, (*vide Rule 9 of the Employees Conduct Rules).*

2. Whether the fellowship conforms to the requirements for granting study leave under the Council Rules and if so how; and
3. As per the Council Rules, the maximum study leave that can be availed is 3 years for PhD and 2 years otherwise. Your recommendation is to grant study leave for 5 years for which there is no provision in the Council Rules. Please offer your justification for the same.

   The Management Committee is competent to grant study leave to a scientist if the terms and conditions specified under the Rule 10.2.1 of Section II, Part I of the Service Rules are fulfilled. However, the fellowship is not for doing PhD or it does not lead to awarding of any Degree. It is a study programme and through the fellowship, the applicant seeks to gather further experience and knowledge in the seismic hazard studies in which Kerala seismicity is one of the themes. Accordingly the Management Committee recommended to the Council to grant him 'necessary leave' to take up the fellowship which the Committee found as a prestigious one.

(10)

The Management Committee was not sure whether the leave for availing a fellowship in another institute comes under the category of 'study leave'. Moreover the request was for a duration of 5 years, whereas the rules permit only two years. The Management Committee does not have powers to grant leave in such cases and therefore it decided to recommend the case to the Council for granting 'necessary leave' since the Council is the competent authority to modify the rules, if required *(vide Rule 1.5 of section II of Service Rules)*. It was under these circumstances that the request of Dr. C. P. Rajendran was forwarded to the Council as was done in the case of Dr. K. K. Ramachandran, Dr. D. S. Suresh Babu and Dr. Terry Machado earlier.

4. For availing study leave, the course should have direct and close connection with sphere of duties of the employee to the Council / Centre. You might have verified the same before recommending the request. A copy of the curriculum and its connection with his duties in CESS at the time of his application may be forwarded.

   A copy of curriculum/study program submitted by Dr. C. P. Rajendran is enclosed. As can be seen the program is an extension of various programs in CESS, in particular the seismic hazard assessment of Kerala. The opportunities of the fellowship will facilitate close interactions and collaborations with the researchers in IISc to bring out a state of the art seismic hazard map of Kerala along with some critical areas in the country, which will be essential for all future developmental programs including the critical facilities in the State.

5. Justification on the need to change Council Rules to grant 5 years leave without salary as study leave, and its benefits to the Council / CESS.

   The concept of providing duty leave (sabbatical) to senior scientists is followed in many institutes and universities. This is also useful to the parent institute because it stands to benefit from the scientist's experience and the knowledge is gathered during the leave period, without incurring any expenditure.

(17)

6. Assuming that the requested 5 years leave is granted, Dr. C. P. Rajendran will have only 2 years left after return from the requested leave, whereas as per the Council rules 10.2.2(a), "study leave under these rules may be granted to a scientist only if the employee has rendered not less than three years service in the Council and is not due to retire and has not got the option to retire from the service within 3 years of the date on which the employee is expected to return to duty after the expiry of the leave".

The request of Dr. C.P. Rajendran does not fully conform to the provisions of the study leave and it may please be noted that the Management Committee has not recommended to grant him 'study leave'. The matter was referred to the Council to consider the request of Dr. C. P. Rajendran to grant 'necessary leave' as recommended by the Management Committee within the powers of the Council, if it so decides. It is for the Council to decide on the nature and period of leave.

From the above points it is clear that conferring duty leave (or sabbatical) for availing fellowships by deserving scientists is an innovative way of revitalizing the research activities. This would benefit both the concerned scientist and also the institute. That was the basis of the earlier proposal of the Management Committee for incorporation of such a provision. By making such employee friendly provisions, the Institute stands to gain the confidence of the scientists and improve their morale. On the other hand by not making such provisions, we stand to lose the best of our talents, whose abilities are accepted at the national level, as testified by this award itself.

Yours faithfully

Director

(15)

No.CESS/Per1503

Centre for Earth Science Studies
Thiruvananthapuram Dt.21.8.2008

NOTE

Sub: **Your application for study leave (without salary) for a period of five years to take up the Ramanujan fellowship**

Ref:1. Your letter dated 18.4.2008
2. Decision of the Management Committee of CESS held on 12.6.2008
3. Judgment of the Hon'ble High Court on the Writ Petition © No.20618/08 dated 4.8.2008
4. Letter No.1736/C2/08/KSCSTE dated 18.8.2008 from the Council

In the judgment on the Writ Petition © No.20618/08 dated 4.8.2008 the Hon'ble High Court has directed the Council to consider and take a decision on your request to grant you leave for a period of 5 years for taking up the Ramanujan Fellowship in the Indian Institute of Science, Bangalore. Accordingly, the Council vide letter dated 18.8.2008 communicated its decision as follows:

As per the Council Rule, the maximum study leave that can be availed is 3 years for Ph.D and 2 years to undergo a course of study consisting of higher studies or specialized training in professional or technical subject. The fellowship granted to Dr.C.P.Rajendran does not come under either of these two categories.

Even if the applicant is to be granted leave considering his offer of fellowship as a special case for study leave, he has to have minimum 3 years of service on the date on which the employee is expected to return to duty after the expiry of the leave. In this case Dr.C.P.Rajendran will have only 2 years of service left if he is granted 5 years leave as requested.

For these reasons, since the rules do not permit granting of leave as requested by Dr.C.P.Rajendran, the request is rejected.

The above decision of the Council is hereby communicated to you.

Director

To

Dr.C.P.Rajendran
Scientist E2, GSD, CESS

0484-2394435 ഫോ:

Attention: L. Rayesh Adv M. R. Rajesh (1)

29.8.05

From: Dr. C.P. Rajendran
Scientist, CESS
Thiruvananthapuram 695031

പ്രസിഡന്റ്,
കേരളസർക്കാർ,
(ശ്രദ്ധിക്കുക: കേരള ശാസ്ത്രസാങ്കേതിക പരിസ്ഥിതി സമിതി, തൽഫിൽ)

/ Through Director, CESS /

സർ,

ഞാൻ സെന്റിന്റെ ഭരണവിഭാഗത്തിലെ ഒരു ഉദ്യോഗസ്ഥനാണ്. എനിക്ക് ഗവേഷണത്തിനുവേണ്ടി, അഞ്ചുവർഷത്തേയ്ക്കുള്ള ശമ്പളം വെട്ടിച്ചുരുക്കിയുള്ള ഒരു ഫെലോഷിപ്പ് ലഭിക്കുകയുണ്ടായി. സാധാരണ നിലയിൽ ഗവേഷണത്തിനുള്ള സ്കോളർഷിപ്പ് ഓഫീസിലേക്ക്, ഫെലോഷിപ്പ് സംബന്ധിച്ച് ഗവേഷണം നടത്തുന്ന ഉദ്യോഗസ്ഥൻ എഴുതിക്കൊടുത്തിട്ടുണ്ട്. അതിൽ പ്രതിമാസം ശമ്പളത്തിനുള്ള അവധി നൽകുന്നതെന്നാണ് രേഖപ്പെടുത്തിയിട്ടുള്ളത്. ഞാൻ സെന്റിന്റെ ഒരു ഗവേഷണപദ്ധതിയുടെ പ്രോജക്ട് ഡയറക്ടറാണ്. സെന്റിന്റെ ഗവേഷണപദ്ധതിയുടെ പ്രോജക്ട് ഡയറക്ടർ എന്ന നിലയിൽ, ഫെലോഷിപ്പിന്റെ കാര്യത്തിൽ ഞാൻ ഒപ്പിട്ടുകൊടുത്തിട്ടുണ്ട്. എന്നാൽ ഫെലോഷിപ്പ് ലഭിച്ചയാൾ അവധി എടുത്തതിനെപ്പറ്റി എന്നോട് ഒന്നും പറഞ്ഞിട്ടില്ല. അവധി എടുത്തതിനെപ്പറ്റി അറിയുന്നത് ഓഫീസിൽ നിന്നാണ്. ഫെലോഷിപ്പ് സ്വീകരിക്കുന്നതിനുമുമ്പായി അവധി എടുത്തതിനെപ്പറ്റി എന്നോട് ഒന്നും പറഞ്ഞിട്ടുമില്ല. ഇതിനാൽ ഫെലോഷിപ്പ് സ്വീകരിച്ചയാൾ തന്നിഷ്ടപ്രകാരം അവധി എടുത്തതിന്റെ ഉത്തരവാദിത്തം എനിക്കുണ്ടെന്നു വരുന്നു. ഇതിനാൽ ഫെലോഷിപ്പ് സ്വീകരിച്ചയാൾ അവധി എടുത്തതിനെപ്പറ്റി എനിക്ക് ഒന്നും അറിയില്ലെന്ന് അറിയിക്കുന്നു. ഫെലോഷിപ്പ് സ്വീകരിച്ചയാൾ

കുറവ് ഉണ്ടായിട്ടുണ്ട് (കൊച്ചിയിലെയും. ഉദാഹരണങ്ങളും ഉണ്ട്. ചെന്നൈ, കൊൽക്കത്ത എന്നിവയും ഇതിൽ ഉൾപ്പെടുന്നു. ഇതിനുള്ള കാരണങ്ങൾ (കാരണം ഒന്നേയുള്ളൂ — ഗതാഗതക്കുരുക്ക്) ഒട്ടനവധിയുണ്ട്. ഇതിനുള്ള പരിഹാരമാർഗ്ഗങ്ങൾ കണ്ടെത്തുകയും അവ നടപ്പിലാക്കുകയും ചെയ്യേണ്ടത് ഭരണകർത്താക്കളുടെ കടമയാണ്. ഇതിനുവേണ്ടി ഒരു പ്രത്യേക ഏജൻസിയെ നിയോഗിച്ചിട്ടുണ്ട്. ഗതാഗത പരിഷ്കരണ കമ്മീഷണർ (Commissioner of Traffic Reforms) എന്നാണ് ഈ ഉദ്യോഗസ്ഥന്റെ പേര്. ഇദ്ദേഹത്തിന്റെ ഓഫീസ് ഏതാണ്? ഇദ്ദേഹത്തിന്റെ ചുമതലകൾ എന്തൊക്കെയാണ്? ഇദ്ദേഹത്തിന്റെ ഓഫീസിന്റെ പ്രവർത്തനം കാര്യക്ഷമമാണോ? ഇതിനെക്കുറിച്ചെല്ലാം ഒരു പഠനം നടത്തുകയും അതിന്റെ അടിസ്ഥാനത്തിൽ ഒരു റിപ്പോർട്ട് തയ്യാറാക്കുകയും ചെയ്യുക എന്നതാണ് ഈ പഠനത്തിന്റെ ലക്ഷ്യം. ഇതിനുവേണ്ടി ഞാൻ ഗതാഗത പരിഷ്കരണ കമ്മീഷണറുടെ ഓഫീസിൽ നിന്നും ലഭിച്ച വിവരങ്ങൾ താഴെ കൊടുക്കുന്നു.

ഗതാഗത പരിഷ്കരണ കമ്മീഷണറുടെ ഓഫീസ് സ്ഥിതിചെയ്യുന്നത് കൊച്ചി നഗരത്തിലെ പ്രധാന കേന്ദ്രമായ എറണാകുളം സൗത്ത് റെയിൽവേ സ്റ്റേഷനിൽ നിന്നും ഏകദേശം 2 കിലോമീറ്റർ അകലെയാണ്. ഇതിന്റ

ഇതിനെക്കുറിച്ചും വിശദമായി അറിയുന്നതിനുവേണ്ടിയാണ് താഴെ ഒപ്പിട്ടിരിക്കുന്നവർ ഈ സ്ഥാപനത്തിന്റെ പ്രവർത്തനങ്ങളും, I.I.T പോലുള്ള ഉന്നതവിദ്യാഭ്യാസസ്ഥാപനങ്ങളിൽ കേരളത്തിലും സ്ഥാപിക്കണം എന്ന് ആഗ്രഹിക്കുന്നതുകൊണ്ടും ഈ സ്ഥാപനത്തിന് യോജിക്കാത്ത ഒരു സ്ഥലം നിങ്ങൾക്കുണ്ട് എന്നു പിന്നീട് തെളിയാതിരിക്കാനുമാണ് ഈ കത്ത് തയ്യാറാക്കുന്നത്. മിഥിനേറ്റ് വക്കിൽ ഫ്രഞ്ച് ഗവർമെന്റ് നടത്തിയിട്ടിരുന്ന സെന്ററിൽ നിന്ന് പോണ്ടിച്ചേരി, മാഹി എന്നീ കേന്ദ്രഭരണപ്രദേശങ്ങൾ കൈമാറിക്കിട്ടിയതിനെത്തുടർന്ന് ഈ പ്രദേശങ്ങളുടെ ഭരണനിർവ്വഹണത്തിനുവേണ്ടി രൂപീകരിക്കപ്പെട്ട ഒരു കേന്ദ്രഭരണപ്രദേശമാണ് പുതുച്ചേരി. ഈ പ്രദേശങ്ങളുടെ ഭരണത്തിലേർപ്പെടുന്നതിനുവേണ്ടി, രണ്ടു ഭാഗങ്ങളിലും ജനപ്രതിനിധികളുടെ ഓരോ സഭകൾ രൂപീകരിക്കുന്നു, കൂടാതെ ഗവർണറിന്റെ ഉപദേശത്തിനുവേണ്ടി ഒരു മന്ത്രിസഭയും രൂപീകരിക്കുന്നു. ഈ മന്ത്രിസഭയുടെ തലവൻ മുഖ്യമന്ത്രിയാണ്. ഈ മന്ത്രിസഭയുടെ ഉപദേശത്തിനനുസരിച്ചാണ് ഗവർണർ ഭരണം നടത്തുന്നത്.

ഇങ്ങനെ,

സസ്നേഹം

[signature]

സി. ടി. രാജേന്ദ്രൻ.
സബ്സ്റ്റേഷൻ റോഡ്
തിരുവനന്തപുരം - 31.

Shri Rajesh → (Enclosures കൂടെ വയ്ക്കുന്നതിന്റെ.

(16)

4-8-2008

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 4TH AUGUST 2008 / 13TH SRAVANA 1930

WP(C).No. 20618 of 2008(D)

PETITIONER:

DR.C.P.RAJENDRAN, SCIENTIST E-11,
CENTRE FOR EARTH SCIENCE STUDIES,
THIRUVANANTHAPURAM, RESIDING AT TC 33/1273,
'"VASUDHA"', VATTIYOORKKAVU P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.M.R.RAJESH

RESPONDENTS:

1. CENTRE FOR EARTH SCIENCE STUDIES,
REPRESENTED BY ITS DIRECTOR, AKKULAM,
THIRUVANANTHAPURAM-31.

2. THE DIRECTOR, CENTRE FOR EARTH
SCIENCE STUDIES, AKKULAM, THIRUVANANTHAPURAM-31.

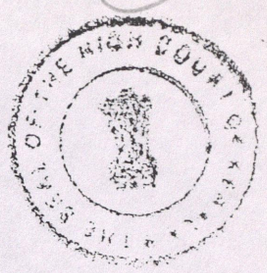
3. THE KERALA STATE COUNCIL FOR SCIENCE,
TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS
EXECUTIVE VICE-PRESIDENT, SASTHRABHAVAN,
PATTOM PALACE P.O., THIRUVANANTHAPURAM-04.

4. THE EXECUTIVE VICE-PRESIDENT,
KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY &
ENVIRONMENT, SASTHRABHAVAN, PATTOM PALACE P.O.,
THIRUVANANTHAPURAM-04.

BY ADV. SRI.P.A.AHAMED, SC, K.S.C.T.E FOR R3 & 4
SMT.P.VIJAYAMMA FOR R1 & 2
SRI.V.KRISHNA MENON FOR R1 & 2
SMT.UMA GOPINATH FOR R1 & 2
SRI.DEVIDAS.U.K FOR R1 & 2
SRI.E.K.MADHAVAN FOR R1 & 2

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/08/2008, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

(17)



K. M. JOSEPH, J.

W.P.C. NO. 20618 OF 2008 D

Dated this the 4th August, 2008

JUDGMENT

Petitioner is working as Scientist E-II since 1998. According to petitioner, he is entitled to be promoted as Scientist F. According to him, what remains is only the formalities contemplated under Rule 10 of the Scientists Recruitment and Promotion Rules. Counter Affidavits have been filed by the respondents.

2. Heard the learned counsel for the petitioner and also the learned standing counsel appearing on behalf of the respondents. Counsel for petitioner submits that the petitioner may be granted leave. Learned standing counsel for respondents 1 and 2 submits that the first respondent has already recommended the granting of leave to the petitioner for two years and a decision has to be taken by the third respondent. In such circumstances, the Writ Petition is disposed of directing the third respondent to consider and take a decision on the

recommendation made by the first respondent regarding grant of leave to the petitioner within a period of one week from the date of receipt of a copy of this Judgment. I leave open the contentions of the petitioner.

Sd/=
K. M. JOSEPH, JUDGE

kbk.

// True Copy//

PS to Judge

True Copy

Examiner

(19)

No.CESS/Per1503

Centre for Earth Science Studies
Thiruvananthapuram Dt.21.8.2008

NOTE

Sub: **Your application for study leave (without salary) for a period of five years to take up the Ramanujan fellowship**

Ref:1. Your letter dated 18.4.2008
2. Decision of the Management Committee of CESS held on 12.6.2008
3. Judgment of the Hon'ble High Court on the Writ Petition © No.20618/08 dated 4.8.2008
4. Letter No.1736/C2/08/KSCSTE dated 18.8.2008 from the Council

In the judgment on the Writ Petition © No.20618/08 dated 4.8.2008 the Hon'ble High Court has directed the Council to consider and take a decision on your request to grant you leave for a period of 5 years for taking up the Ramanujan Fellowship in the Indian Institute of Science, Bangalore. Accordingly, the Council vide letter dated 18.8.2008 communicated its decision as follows:

As per the Council Rule, the maximum study leave that can be availed is 3 years for Ph.D and 2 years to undergo a course of study consisting of higher studies or specialized training in professional or technical subject. The fellowship granted to Dr.C.P.Rajendran does not come under either of these two categories.

Even if the applicant is to be granted leave considering his offer of fellowship as a special case for study leave, he has to have minimum 3 years of service on the date on which the employee is expected to return to duty after the expiry of the leave. In this case Dr.C.P.Rajendran will have only 2 years of service left if he is granted 5 years leave as requested.

For these reasons, since the rules do not permit granting of leave as requested by Dr.C.P.Rajendran, the request is rejected.

The above decision of the Council is hereby communicated to you.

Director

To

Dr.C.P.Rajendran
Scientist E2, GSD, CESS

23/08/2008

Sub: Your note No. CESS/Per/1503 dated 21/08/2008

I am to state that the entire premise of the above note is wrong. It shows misrepresentation of my request, and ignores the recommendation of the Management Committee and its later clarifications. Further, it shows lack of understanding of the judgment of the Hon'ble High Court. I am attempting here to set the record straight:

1.The Hon'ble High Court has directed you to consider the recommendation of the Management Committee (MC). In your note, you have wrongly construed it as a decision on "my request".

2. The recommendation of the MC was to grant me "necessary" leave (see the clarification by the MC dated 24-07-2008). You have wrongly construed as a request for "study leave". In fact the MC's clarification says why the request should be treated as "necessary leave".

3. My writ petition with the Hon'ble Court was about the assessment that is long overdue. I was compelled to raise this point with the court because of Council's inaction and as this became crucial in the context of my leaving CESS.

4. The Council's counter affidavit promises to conduct the assessment within six months (i.e. before February, 2009). It is in this context that the Hon'ble Court directed the Executive Vice President of the Council to consider the recommendation of MC for leave.

5. Your note mentions about the difficulty in sanctioning of leave for "five years". In fact the MC in its recommendation has left the decision to the council to fix the duration of leave. Therefore, "the study leave for five years" as mentioned in your note is a non-issue.

6. I may point out that leave without salary has been granted to several of my colleagues in the recent past. For example, the unconditional one-year leave without allowances granted to Dr. K.K. Ramachandran, my colleague at CESS to take up a job with a foreign firm. There are several other cases.

I appeal to reconsider the decision in the light of above clarifications. I request you to grant me unconditional leave without pay for two years.

Dr. C.P. Rajendran
Scientist E-2, CESS

To:The Director, CESS
Copy to:
The Executive Vice President, The Kerala State Council for Science, Technology and Environment

23/08/2008

Sub; Your note no. CESS/Per/1503 dt 21/08/2008

Regarding your above note, I am to state that the premise of the above note is basically wrong. I appeal to you to reconsider your decision. Following are my clarifications:

1.That the Hon'ble High Court has directed you to consider the recommendation of the Managing Committee (MC) and a take a decision. You have wrongly construed as a decision on *my request*.

2.The recommendation of the MC was to grant me "necessary leave" (see the clarification by the MC dated 24-07-2008). You have wrongly construed as a request for study leave.

3.My writ petition with the Hon'ble High Court was about the assessment that is long overdue. I was compelled to raise this point with the Court because of Council's inaction and as this became crucial in the context of my leaving CESS.

4.The council's counter affidavit promises to conduct the assessment within six months (i.e. before February, 2009). It is in this context that the Hon'ble Court directed the Executive Vice President (EVP) of the Council to consider the recommendation of the MC for leave to facilitate my participation in the proposed assessment.

5.The Management Committee in its clarification dated 24-07-08 leaves the decision on the duration of leave to the Council. Therefore, the "the study leave for five years" as mentioned in your note is a non-issue. The duration should depend on the time of the assessment. Since you have assured the Hon'ble Court that the assessment will taken place within six months (i.e. before February, 2009), the duration of the leave can be one year.

6.I may point out that leave without salary has been granted several of my colleagues in the recent past. For example, unconditional one year leave without allowances has been granted to Dr. K.K. Ramachandran to take up a job with a foreign firm. Why only deny this to me when such a facility is extended to others? Is it fair? Particularly when this situation is necessitated because of the non-conductance of the assessment due to inaction of the Management.

I appeal to reconsider the decision in the light of above clarifications. My request is to grant me unconditional leave without allowance for duration of one year. This would facilitate my participation in the proposed assessment and also gives me reasonable time to think over to join back CESS or resign the job.

Dr. C.P. Rajendran
Scientist E-2
CESS

To:
The Director
CESS

Copy to:
The Executive Vice President, The Kerala State Council for Science, Technology and Environment, Trivandrum.

August 27, 2008

Advance copy of the note submitted to the Director, CESS

From:
C.P. Rajendran
Scientist E-2
Centre for Earth Science Studies
Akkulam
Thiruvananthapuram 695031

To:
The Executive Vice-President
The Kerala State Council of Science, Technology and Environment
Sastra Bhawan
Pattom (Post)
Thiruvananthapuram

Sub: My application for leave to avail Ramanujan Fellowship at IISc, Bangalore

Sir:

I am attaching the note dated 23/08/2008 submitted to the Director, CESS in response to his note no. CESS/Per/1503 dated 21/08/2008. The note is self-explanatory and, this advance copy is for your kind information.

Sincerely yours,

C.P. Rajendran

Encl: 1. Note dt 21-8-08 from the Director, CESS
2. My Note dt 23-8-08.

(21) 6

29-8-08

From: Dr. C.P. Rajendran
Scientist, CESS
Trivandrum 695031

ബഹുമാനപ്പെട്ട ഡയറക്ടർ
കേരളസർക്കാർ,
(പ്രസിഡന്റ്, കേരള ശാസ്ത്രസാങ്കേതിക പരിഷത്ത് നിർവ്വാഹകസമിതി, കൺവീനർ)

/ Through Director, CESS. /

സർ,

ഞാൻ സെസ്സിൽ (കേരള ശാസ്ത്രസാഹിത്യ പരിഷത്ത് പ്രവർത്തകരുടെ സഹായത്തോടെ) ഭൂകമ്പശാസ്ത്രപഠനം നടത്തിവരുന്നു. ഇതിന്റെ ഭാഗമായി കേരളത്തിന്റെ തെക്കുഭാഗത്തെ ഭൂകമ്പസാധ്യതാ വിലയിരുത്തലിനായി ഭൂകമ്പമാപിനികൾ സ്ഥാപിച്ചിട്ടുണ്ട്. ഇതിൽ നിന്നുള്ള വിവരങ്ങൾ ഉപയോഗിച്ച് ഭൂകമ്പങ്ങളുടെ കേന്ദ്രം കണ്ടുപിടിക്കുന്നതിനുള്ള സോഫ്റ്റ്‌വെയർ തയ്യാറാക്കിയിട്ടുണ്ട്. ഇതിന്റെ പ്രവർത്തനം വിലയിരുത്തുന്നതിനായി കഴിഞ്ഞ ഒരു വർഷമായി ഭൂകമ്പങ്ങളുടെ കേന്ദ്രം കണ്ടുപിടിച്ചുകൊണ്ടിരിക്കുന്നു. ഇതിനായി ഭൂകമ്പമാപിനികളിൽ നിന്നുള്ള വിവരങ്ങൾ ഉപയോഗിക്കുന്നതിന് അനുവാദം ചോദിച്ചുകൊണ്ട് ഞാൻ സെസ്സ് ഡയറക്ടർക്ക് ഒരു കത്തിലൂടെ അപേക്ഷ നൽകി. സെസ്സിലെ ഭൂകമ്പശാസ്ത്രജ്ഞനായ ഡോ. ടി.എം. നമ്പൂതിരിയുടെ സഹായത്തോടെയാണ് ഈ പഠനം നടത്തുന്നത്. ഇതിന്റെ പ്രാധാന്യം മനസ്സിലാക്കി, സെസ്സ് ഡയറക്ടർ ഈ അപേക്ഷ കൊടുക്കാനായി നിർദ്ദേശിച്ചതനുസരിച്ചാണ് ഞാൻ അപേക്ഷ നൽകിയത്. എന്നാൽ വിവരങ്ങൾ ലഭിക്കുന്നതിനുള്ള നിബന്ധനകൾ കണ്ടപ്പോൾ ഈ പഠനം തുടരുന്നതിൽ വലിയ പ്രയാസം നേരിടുന്നതായി തോന്നുന്നു. ഭൂകമ്പമാപിനികളിൽ നിന്നുള്ള വിവരങ്ങൾ ഉപയോഗിക്കുന്നതിനുള്ള അനുവാദം ലഭിക്കുന്നതിനായി കഴിഞ്ഞ ഒരു വർഷമായി ഞാൻ ശ്രമിച്ചുകൊണ്ടിരിക്കുന്നു. ഇതിനായി ഡോ. കെ.കെ. രാജേന്ദ്രൻ (ഡയറക്ടർ, കാലാവസ്ഥാ നിരീക്ഷണ കേന്ദ്രം, തിരുവനന്തപുരം) ഡോ. കെ.ടി. രാധാകൃഷ്ണൻ (ഡയറക്ടർ, ഭൂകമ്പശാസ്ത്ര കേന്ദ്രം, ന്യൂഡൽഹി) എന്നിവരെ കണ്ടിരുന്നു. ഇതിനായി ഡൽഹിയിൽ വന്ന ശാസ്ത്രജ്ഞന്മാരെ കാണാൻ പോകാൻ

ദേവസ്വത്തെ അറിയിച്ചിട്ടുണ്ട് (കോടതി നിയമനം.
ഭരണസമിതി ഉദ്യോഗസ്ഥരെങ്കിലും ഉണ്ട്. ചെലവിനും, ചെന്നൈ
സന്ദർശനത്തിനും മറ്റുമായി ഒരു ലക്ഷത്തിലേറെ രൂപ
(അവർ നേരത്തെ ചോദിച്ചു നൽകിയിട്ടുണ്ട്) ഒട്ടും താമസിക്കാതെ
ട്രഷറിയിൽ നിന്നും തുക അനുവദിച്ചുകൊടുക്കുകയും ചെയ്തു.
സമിതിയുടെ കൺവീനർ ശ്രീ. ടി. പി. ശ്രീധരൻ കൈകൊണ്ടിരുന്ന നടപടി
ചോദ്യം ചെയ്യപ്പെട്ടു. എന്തുകൊണ്ടാണ് ഈ പൊടുന്നനെയുള്ള
മാറ്റം? ന്യായമായ ആവശ്യങ്ങൾ നിഷേധിക്കുകയും ഞങ്ങൾ
നടത്തിയ നിയമസമരത്തിന്റെ ഫലമായി നേടിയെടുത്ത
അവകാശങ്ങൾ തിരിച്ചെടുക്കുകയും ചെയ്യുന്നതിന്റെ
ലക്ഷ്യം എന്താണ്? ഗുരുവായൂരിൽ നിന്നും
എന്റെ നിലപാടുകളെ സ്വാധീനിക്കുവാൻ സംസ്ഥാനത്തിനായി
ചിലതൊക്കെ ചെയ്തിട്ടുണ്ട്. കോടതിനടപടികളിലെ ഒരു ഭാഗമായ
നിരീക്ഷണത്തിനും അങ്ങനെ കൊണ്ടുവന്നിട്ടുണ്ട്. ഭൂമി
പ്രശ്നത്തിൽ ദേവസ്വം ബോർഡിന്റെ നിലപാടിനെ തുടർന്ന്
ഹൈക്കോടതി നിയോഗിച്ച കമ്മീഷണറുടെ റിപ്പോർട്ട് സംസ്ഥാനത്തിനനുകൂലമായിരുന്നു.
ഇതിനെ അട്ടിമറിക്കുന്നതിനുള്ള ഒരു ഗൂഢശ്രമം ഇതിനിടയിൽ
നടന്നുവെന്നും ഇപ്പോൾ ഞങ്ങൾക്കു ലഭിച്ചിട്ടുണ്ട്. ഇതിനെ
സാധൂകരിക്കുന്ന ചില രേഖകൾ, അതിലേറെ ശക്തമായ തെളിവുകൾ
സഹിതം; ഇതിനെതിരെയും ഞങ്ങൾക്കു കോടതിയെ
സമീപിക്കേണ്ടിവരും? അനാവശ്യമായ ഒരു വിവാദത്തിനും
താൽപ്പര്യമില്ലാത്തതുകൊണ്ടാണ് ഇതുവരെ ഞങ്ങൾ
ഇക്കാര്യത്തിൽ പരസ്യമായ ഒരു പ്രതികരണത്തിനും
മുതിരാതിരുന്നത്. ഇനിയും ധീർഘിപ്പിക്കുന്നതിൽ
അർത്ഥമില്ലാത്തതുകൊണ്ടും ഇപ്പോൾ ഞങ്ങൾക്കു
ലഭിച്ചിട്ടുള്ള ചില രേഖകൾ കോടതിയുടെ
പരിഗണനയ്ക്കായി സമർപ്പിക്കുന്നതിനുള്ള
നിർദ്ദേശത്തിനായും ഞങ്ങൾ ഹർജി നൽകിയിട്ടുണ്ട്.

ഇത്തരത്തിലൊരു കാര്യം ഇത്രയും കാലമായിട്ടും ഇതുവരെ ആരും ചിന്തിക്കുകയോ പ്രവർത്തിക്കുകയോ ചെയ്തിട്ടില്ല എന്നതാണ് ഞാൻ ഇതിനെ ഒരു പുതിയ സംരംഭമായി കാണുന്നതിന്റെ കാരണം. ഇന്ത്യയിലെ IIT പോലുള്ള ഉന്നത വിദ്യാഭ്യാസ സ്ഥാപനങ്ങൾ കൊണ്ടുനടക്കുന്ന സ്ഥാപനം എന്ന് കേൾക്കുമ്പോൾ തന്നെ ഒരു സാധാരണക്കാരന് ഉണ്ടാകുന്ന ഒരു സന്തോഷം ചെറുതല്ല. ഞാൻ പുരുഷുകയാണ്. കഴിഞ്ഞ 5 വർഷമായി പ്രൊഫഷൻ നടന്നിരുന്ന ഒരു സെന്ററിൽ നിന്ന്, ചെറുതോ, വലുതോ ആയ ഒരു തുടക്കം കുറിച്ചുകൊണ്ട് മുന്നോട്ടുപോകാൻ കഴിയുന്ന ഒരു സ്ഥലത്തിൽ എത്തിപ്പെടുന്നു എന്നത് തീർച്ചയായും സന്തോഷമുള്ള ഒരു കാര്യമായി. ഈ സംരംഭത്തിന്റെ ഗുണങ്ങൾ മാത്രമല്ല, മറ്റുള്ളവരുടെ കണ്ണിലൂടെ കാണുമ്പോൾ കാണുന്ന ദോഷങ്ങളും ചൂണ്ടിക്കാണിക്കുന്നതിനെ സന്തോഷപൂർവ്വം സ്വീകരിക്കുന്നു, കൂടുതൽ പുരോഗതിയിലേക്ക് ഈ സ്ഥാപനത്തിനെ (IISc) കൊണ്ടുപോകുന്നതിന് ആവശ്യമായ നടപടികൾ ഞങ്ങൾ കൈക്കൊള്ളുന്നതിനെ കുറിച്ചും ഞാൻ പറയുകയുണ്ടായി.

നന്ദി.

സസ്നേഹം

സി. ടി. രാജേഷ്,
സയന്റിസ്റ്റ്, സെക്രട്ടറി
തിരുവനന്തപുരം- 31.

(24)

29-08-2008

From:
Dr. C.P. Rajendran
Scientist E-2
Centre for Earth Science Studies
Akkulam
Thiruvananthapuram

To:
The Director
CESS

Sir:

As you may be aware, I have been awarded Ramanujan Fellowship; a prestigious award instituted by the Ministry of Science and Technology, Government of India, and the Indian Institute of Science, Bangalore, will host my fellowship. I have requested the Kerala State Council for Science, Technology and Environment to grant me leave without pay for two years. The Management Committee of the Centre for Earth Science has recommended my case for "necessary" leave for a reasonable period that may be fixed by the Council. However, the Council has not given me a favorable response as yet. Now I have requested again to review the case and grant me leave without pay for two years. Unconditional leave without pay has been granted to my colleagues and to other scientific staff even to take up jobs abroad. I am only trying to continue my research in a prestigious institute of the county on a prestigious fellowship.

I am committed to join IISc to avail the fellowship starting from September 1, 2008. Since the decision on leave is pending with the court, I am proceeding to avail the fellowship. Further, I have also appealed to the Hon'ble Chief Minister to review my request and grant me leave for two years. Until a final decision is made on my request for leave, I request you to treat my absence as "leave without pay or allowances" starting from September 1, 2008

My address of future correspondence is given below:
Dr. C.P. Rajendran, Ramanujan Fellow, Centre for Earth Sciences
TIFR Building, Indian Institute of Science, Bangalore 560012

I have surrendered the keys of the seismology lab (my office) to the Deputy Registrar, Stores with all the items in the room.

Sincerely yours,

C.P. Rajendran
Scientist E-2

(25)

IN THE HIGH COURT OF KERALA AT ERNAKULAM
Present :

THE HON'BLE MR. JUSTICE P.N.RAVINDRAN

Friday the 3rd day of October 2008/11TH ASWINA 1930

WPC.No. 26253/2008 (A)

3-10-2008

PETITIONER

DR.C.P.RAJENDRAN, SCIENTIST E-II
CENTRE FOR EARTH SCIENCE STUDIES
THIRUVANANTHAPURAM, RESIDING AT TC 33/1273
'VASUDHA' VATTIYOORKKAVU P.O., THIRUVANANTHAPURAM.

RESPONDENTS

1. CENTRE FOR EARTH SCIENCE STUDIES
   REPRESENTED BY ITS DIRECTOR, AKKULAM,
   THIRUVANANTHAPURAM-31
2. THE DIRECTOR
   CENTRE FOR EARTH SCIENCE STUDIES
   AKKULAM, THIRUVANANTHAPURAM-31
3. THE KERALA STATE COUNCIL FOR SCIENCE
   TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS
   EXECUTIVE VICE PRESIDENT, SASTHRI BHAVAN,
   PATTOM PALACE P.O., THIRUVANANTHAPURAM-04.
4. THE EXECUTIVE VICE PRESIDENT,
   KERALA STATE COUNCIL FOR SCIENCE TECHNOLOGY &
   ENVIRONMENT, SASTHRI BHAVAN, PATTOM PALACE P.O.,
   THIRUVANANTHAPURAM.

Writ Petition praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to stay the operation of the decision contained in the letter No.1736/C2/08 KSCSTE dated 18.08.2008 of the 3rd respondent referred to as No.4 in Exhibit P2 and Exhibit P2 and permit the petitioner to join the Indian Institute of Science, Bangalore for taking up the "Ramanujam Fellowship", provisionally pending final disposal of this writ petition.

This petition coming on for orders upon perusing the petition and the affidavit filed in support of the WP(C) and upon hearing the arguments of M/S.M.R.RAJESH and A.K.PREETA Advocates for the petitioner, and of SRI.E.K.MADHAVAN Advocate for Respondent Nos.1 & 2, and of SRI.P.A.AHAMMED Advocate for Respondent Nos.3 & 4, the court passed the following:

O R D E R

Admit. Advocate Sri.E.K. Madhavan takes notice for respondents 1 and 2. Advocate Sri. P.A.Ahammed takes notice for respondents 3 and 4. Heard the learned counsel appearing for the petitioner and the learned Counsel appearing for the respondents. There will be an interim order directing the respondents to grant the petitioner a study leave for a period of one year from the date of sanction, so as to enable him to do research work in the Indian Institute of Science, Bangalore pursuant to the award of Ramanujam Fellowship instituted by the Government of India. This shall be done within two weeks from today.

Hand over to both sides.

03/10/2008

Sd/-P.N.RAVINDRAN, JUDGE

/true copy/

ASSISTANT REGISTRAR

Ext:P2-True copy of the Notice No.CESS /Per/1503 dated 21.08.08 of the 2nd Respondent

24/10/2008

(28)

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

FRIDAY, THE 24TH OCTOBER 2008 / 2ND KARTHIKA 1930

WA.No. 2112 of 2008()

AGAINST THE JUDGEMENT/ORDER IN WPC.26253/2008 Dated 03/10/2008

APPELLANT(S): 3RD & 4TH RESPONDENTS:

1. THE KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS EXECUTIVE VICE PRESIDENT, SASTHRA BHAVAN, PATTOM PALACE P.O., THIRUVANANTHAPURAM.

2. THE EXECUTIVE VICE PRESIDENT, KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY & ENVIRONMENT, SASTHRA BHAVAN, PATTOM PALACE P.O THIRUVANANTHAPURAM - 04.

BY ADV. SRI.P.A.AHAMMED

RESPONDENT(S): PETITIONER & RESPONDENTS 1 & 2:

1. DR.C.P.RAJENDRAN, SCIENTIST E-II, CENTRE FOR EARTH SCIENCE STUDIES, THIRUVANANTHAPURAM, RESIDING AT T.C. 33/1273, "VASUDHA", VATTIYOORKKAVU P.O., THIRUVANANTHAPURAM

2. CENTRE FOR EARTH SCIENCE STUDIES, REPRESENTED BY ITS DIRECTOR, AKKULAM, THIRUVANANTHAPURAM - 31.

3. THE DIRECTOR, CENTRE FOR EARTH SCIENCE STUDIES, AKKULAM, THIRUVANANTHAPURAM – 31.

ADV. SRI. M.R.RAJESH FOR R1
SRI.E.K.MADHAVAN FOR R2 & R3

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 24/10/2008, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Kss

(29)

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

W.A.No.2112 OF 2008

Dated 24th October, 2008

JUDGMENT

Koshy,J.

This appeal is filed against the interim order passed by the learned single Judge. The writ petitioner wanted study leave. Centre for Earth Science and Studies wherein the petitioner was working also recommended the leave. He wanted to study for `Ramanujan Fellowship' instituted by the Government of India. It is a prestigious award given selectively on the basis of scientific merit. His application for leave was rejected by the authorities. He challenged the same. By interim order, the learned single Judge directed to grant leave for one year. It is contended by the appellant that as per rule 8(1), Section II, Part I of the Rules of the Kerala State Council for Science, Technology and Environment, it is stated as follows:

> "8. LEAVE – GENERAL
> 8.1 Leave cannot be claimed as a matter of right, and when the exigencies of service so demand, leave of any description may be refused or revoked by the authority empowered to grant it."

that leave can be discontinued after three years. It is further stated that if he continued for five years, he will not have more than two years service left in the organisation and organisation will not be benefited. If leave is granted for three years, that contingency will not happen. None of these things were considered in the interim order. Therefore, if the petitioner takes leave as per the interim order, that will be subject to the result of the writ petition at the risk of the petitioner and the matter has to be decided in the writ petition. Since leave has to be taken at the risk of the petitioner, we are not interfering with the interim order. The parties shall move before the learned single Judge for an early disposal of the writ petition.

The appeal is disposed of accordingly.

sd/-
J.B.KOSHY
JUDGE

sd/-
K.P.BALACHANDRAN
JUDGE

tks

//True Copy//

P A to Judge

STO, PUR/ACCTS

2866 11/11

KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY AND ENVIRONMENT
THIRUVANANTHAPURAM

NOTE

142/EVP/2008/KSCSTE 24 10 2008

The Council is actively considering the possibility of implementing the pending assessment promotion of its staff members for the period 2003-2008 as per the rules existed in respective centres prior to 19.6.2003 as a one time case. Specific modalities on the implementation of the same needs to be worked out which will be more or less in line with the provisions of the rules of respective centres prior to 19.06.2003. All Directors are hence advised to keep the performance appraisal reports of the staff members due for assessment during the period 2003-2008 complete in all respects so that the assessment promotion procedures can be initiated.

Please be informed that if implemented, this will be effective only for the first assessment which falls due after 19.6.2003 and all subsequent assessments will be made as per the new rules.

Also please ensure that the performance appraisal is done in the strictest manner possible so that only those who are eligible in all respects will be considered for the assessment promotion.

Please note that the actual assessment promotion will be taken up only when so instructed by the Council. That instruction will be issued separately.

I will appreciate if the performance appraisal and relevant formalities are completed within two weeks.

Dr. E. P. YESODARAN
Executive Vice President

1. Take urgent action to complete all pending CRs, DARs.
2. All CRs for the eligible ✓ period and subsequent years falling within 2008 be obtained.

To
Executive Director, CWRDM / Director-TBGRI / CESS/NATPAC/KFRI

Rule 10.2 deals with study leave. Rule 10.2.2(g) provides as follows:

> "10.2.2 Terms and conditions for granting of study leave
>
> (g) Every employee who has been granted study leave or extension of study leave shall serve the Council for a minimum period of three years on expiry of the termination of such leave and shall be required to execute a bond in non-judicial stamp paper of sufficient value, before the study leave or the extension of study leave granted to the employee commences. The liquidated damages for breach of condition of the bond shall be equal to thrice the amount received as study leave salary."

It is submitted that the course is for five years and there is no provision in the Rules for granting leave for more than two years. Leave can be granted for three years only for Ph.D.. Since the course is for five years, the appellant cannot allow the leave application for leave for three years for a course other than Ph.D. Even more than two years cannot be granted as per the Rules. Further, considering the present conditions, the appellant is not in a position to grant leave as the service of the writ petitioner is required. Learned counsel for the first respondent submits that notwithstanding the above provisions, others were granted leave and even though the course is for five years, he applied for leave only for three years. It is stated

Thiruvananthapuram
Dated: 17th December 2008

NOTE

Sub: **Submission of Annual Assessment Reports of scientific & technical staff for the year 2008 – reg.**

. . . . .

Annual Assessment Report formats pertaining to the scientific & technical staff for the year 2008 in respect of Groups III, II & I are available in the CESS LAN (AAR_Forms-2008 directory in the Public Folder of the CESS Server). Information required to be filled in by the administration in the AAR in respect of each scientific / technical personnel is also provided in the LAN. The staff members are advised to retain the set up of page No.1 as such and fill in the page as per the details given in the LAN against their names. They are also advised to retain the last four pages (Part-III and IV) to be filled in by the Reporting Officer and Reviewing Officer, as such, without any distortions in the page settings.

The scientific and technical staff are required to fill in the pages 2, 3 and 4. While reporting the work objectives, methods, analytical results and conclusions of R & D programmes shall not be given. If additional pages are required they may be numbered as 4(a), 4(b), etc. and inserted before page No.5. No enclosures of any kind (recommendations, abstracts, papers, proof of achievements, etc.) will be accepted as part of the AAR.

Those who are unable to download the AAR form from the LAN may collect the hard copy from the Director's Office.

The list of Reporting and Reviewing Officers for each scientific / technical staff member prepared as per the rules is also available in the LAN for information.

In the light of the Note No.142/EVP/2008/KSCSTE dated 24.10.2008 from EVP, all are instructed to submit the AARs on time to complete the proposed implementation of the pending assessment promotion of the staff members of the R & D Centres under the Council for the period 2003-2008. In this connection, all are instructed to submit the hard copy of the Annual Assessment Report form duly filled in to the Reporting Officer latest by 31st December 2008. The Reporting Officer may submit the completed forms to the Reviewing Officer on or before 10th January 2009.

(DIRECTOR)

To

The Head, ASD/CSD/GSD/MSD/RAD/TED/SIC,GML/ESD/Base Camp/WIC/
Technical Cell – for circulation among the scientists/technical personnel.

Circulated among the Scientists and Technical Officers of the Division for submission of the duly filled in AAR latest by 31.12.2008

18/12/2008

18/12

18/12

SN
18/12

18/12

(26)
13-1-2009

No.CESS/Per/1503

Centre for Earth Science Studies
Thiruvananthapuram Dt.13.1.2009

Office Order

Sub: **Leave without Allowances for availing Ramanujan Fellowship at the Indian Institute of Science, Bangalore for a period of one year from 1.9.2008 to Dr.C.P.Rajendran, Scientist E2, GSD, CESS – Sanctioned subject to final disposal of Writ Petition (C) 26253/08 dated 3.10.2008 – Orders Issued**

Ref: 1. Letter dated 18.4.2008 received from Dr.C.P.Rajendran, Scientist E2
2. Judgment in Writ Petition (C) 26253/2008 dated 3.10.2008
3. Judgment in Writ Appeal No.2112 of 2008 dated 24.10.2008
4. Council letter No.2768/C2/08/KSCSTE dated 4.11.2008 and 3.1.2009

As directed by the Hon'ble High Court in the Writ Appeal No.2112/08 against the order dated 3.10.2008 in Writ Petition (C) 26253/08 and as communicated by the Council, Dr.C.P.Rajendran, Scientist E2, Geosciences Division of this Centre is granted Leave without Allowances for a period of one year with effect from 1.9.2008 to avail the Ramanujan Research Fellowship in the Indian Institute of Science, Bangalore. Dr.Rajendran will avail the leave at his own risk subject to the final disposal of the Writ Petition (C) 26253/08 dated 3.10.2008.

(vide approval of the Director dated 13.1.2009)

14/1/09
Registrar

To

Dr.C.P.Rajendran
(Scientist E2, GSD, CESS)
Research Fellow,
Indian Institute of Science
Bangalore 560 012

Copy to: All Heads/SICs of Divisions/DR (Accounts)/PA to Director
File No.CESS/Adm/6102

02688

CENTRE FOR EARTH SCIENCE STUDIES
DIRECTOR'S OFFICE
No: 1031 Date: 28/4
TRIVANDRUM

CENTRE FOR EARTH SCIENCE STUDIES
DIRECTOR'S OFFICE
No. 3658 Date 29/4
TRIVANDRUM - 31

Kerala State Council for Science, Technology and Environment

KSCSTE

KSCSTE - Assessment Promotion of Scientific staff of the KSCSTE as per section II Part IV, 9.1 of the Council Rules

Council (M) Order No 69/2009/KSCSTE Dated Thiruvananthapuram 24 04 2009

Circulate to all concerned.

Ref: 1. Council Circular No. 043/EVP/2005/KSCSTE dated 25-06-2005
2. Minutes of the Director's meeting held on 05.03.09

ORDER

As authorized by the Executive Committee and the State Council of the KSCSTE it is resolved to conduct the pending assessment promotion of scientific staff of the Council Headquarters and R&D Institutions under the Council as per the following procedures, Terms and Conditions.

These procedures are applicable only for the first assessment promotion of the scientific staff, falling due between 30th June 2003 and 31st December 2008 both days inclusive and only when the assessment period overlaps both the pre council and post council days. All subsequent assessment promotions, for which the assessment period falls fully after 20 June 2003, will be conducted as per the Council Rules only for which separate orders will be issued later.

Other procedures /criteria applicable for this one time assessment are:

1. No screening for eligibility will be applied for this one-time assessment in order to provide an opportunity to all scientists to be assessed for promotion.

2. The residency period for assessment to a higher cadre will be 5 years in existing cadre irrespective of the level. (Scientist B, C, ..etc)

3. A maximum of 5 chances will be given for promotion to higher cadre irrespective of the cadre (5,6,7 and 8 years and then after remaining at the top of the scale for minimum one year)

4. The apportioning of assessment marks will be in the ratio 30: 30: 40 (Annual Internal Assessment Report/ Self Assessment Report (SAR)/ Interview)

5. The minimum marks required for promotion to the next higher cadre is 60% irrespective of cadre. Relaxation shall be available for SC/ST candidates as per rules.

Sasthra Bhavan, Pattom P.O., Thiruvananthapuram-695 004, Kerala State, India
Tel: 0471-2543701-05, EVP: 2543557, MS - 2534605, CoA - 2533095, Fax: 0471 2540089, 2534605

6. The assessment of scientists up to the cadre F will be conducted by the respective R&D Centres. The results of the assessment process will have to be approved by the council before implementation. Assessment of Scientists in cadre F to G will be conducted by the Council.

7. The proforma for annual internal assessment reports (CR) and Self Assessment Report (SAR) will be as per Council rules. Wherever this causes procedural difficulties for implementation, the procedures as existed in the R&D Centres previously (based on old rule) can be adopted to avoid further delays and duplication of efforts.

8. To the extent possible, the constitution of the Interview Board, Assessment Committee and Peer Review Committee will be as per the Council Rules. Whenever this causes procedural difficulty, the constitution of the committee can be as per the rules which existed in the respective centers prior to formation of the Council. The Panel of experts for assessment promotion should be got approved by the Research Council and thereafter by the EVP and also as provided in the relevant Council rules. Experts for Selection Committee and Peer Review can be the same.

It is reiterated that the above will be applicable strictly and only for the first assessment promotion of Scientific staff falling due between 20th June, 2003 and 31st December, 2008.

All those who joined the Council/R&D Centres after 20 June 2003 and for whom the entire assessment period falls after that date, the assessment will be made as per the Council Rule only.

Gopalakrishnan

(EXECUTIVE VICE PRESIDENT)

To

All concerned

(32)

8/6/2009

INDIAN INSTITUTE OF SCIENCE
BANGALORE 560 012, INDIA

C.P. Rajendran
Ramanujan Fellow
Centre for Earth Sciences
e mail: cprajendran@ceas.iisc.ernet.in
alt.e-mail: cp.rajendran@yahoo.com
Tel: +91-80 2293 3402/09480707044

June 8, 2009

Subject: Assessment interview
Ref: Letter from the Registrar, CESS dated 14-01-2009 and my letters dated 22-01-2009 and 02-02-2009.

Sir:

I understand that the schedule (third week of June, 2009) for upcoming assessment at CESS has been finalized, and possibly communicated to the concerned individuals. I had already sent you the SARs at your request and am yet to receive any communication in this regard. I request you to kindly inform me about the interview at the earliest (preferably by fax: 080-23600404) within three days, as sufficient time has elapsed between now and your letter of January 14th 2009, and also considering the short time I would have for the preparations. An early decision on your part will help me to decide on the future course of action.

Sincerely yours,

C.P. Rajendran

To:

The Director
Centre for Earth Science Studies
Akkulam
Trivandrum 695031

Fax: 0471-2442280

(27)

CESS

CENTRE FOR EARTH SCIENCE STUDIES

(A R & D institution of the Kerala State Council for Science Technology & Environment
Government of Kerala)
P.B.No. 7250, Akkulam, Thiruvananthapuram 695 031, India

No.CESS/Adm/2018A Dt.24.6.2009

To

Dr.C.P.Rajendran,
Ramanujam Fellow,
Indian Institute of Science,
Bangalore 560 012

Sir,

Sub: **Assessment Promotion – Regarding**

Ref:1. Your letter dated 8.6.2009
2 Letter No.352/C6/09/KSCSTE dated 24.2.2009 and 17.6.2009 from the Council

With reference to the above, as directed by the Council, your assessment will be conducted after the final verdict of the High Court in the pending Writ Petition. This is brought to your notice.

Yours faithfully

Director

Phone : (Off) +91-471-2511500 to 2511719, 2442213 Fax : +91-471-2442280
E-mail : registrar@cessind.org Website : http://www.cessind.org

(33)

25-6-2009

IN THE HIGH COURT OF KERALA AT ERNAKULAM
Present :

THE HON'BLE MR. JUSTICE P.N.RAVINDRAN

Thursday the 25th day of June 2009/4TH ASHADHA 1931

IA.7302/2009 in WP(C).No.26253/2008 (A)

PETITIONER/PETITIONER/

DR.C.P.RAJENDRAN,SCIENTIST E-II
CENTRE FOR EARTH SCIENCE STUDIES
THIRUVANANTHAPURAM,RESIDING AT TC 33/1273
'VASUDHA'VATTIYOORKKAVU P.O.,THIRUVANANTHAPURAM.

RESPONDENTS/RESPONDENTS/

1. CENTRE FOR EARTH SCIENCE STUDIES
REPRESENTED BY ITS DIRECTOR,AKKULAM,
THIRUVANANTHAPURAM-31

2. THE DIRECTOR
CENTRE FOR EARTH SCIENCE STUDIES
AKKULAM, THIRUVANANTHAPURAM-31

3. THE KERALA STATE COUNCIL FOR SCIENCE
TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS
EXECUTIVE VICE PRESIDENT, SASTHRI BHAVAN,
PATTOM PALACE P.O.,THIRUVANANTHAPURAM-04.

4. THE EXECUTIVE VICE PRESIDENT,
KERALA STATE COUNCIL FOR SCIENCE TECHNOLOGY &
ENVIRONMENT, SASTHRI BHAVAN,PATTOM PALACE P.O.,
THIRUVANANTHAPURAM.

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to direct the respondents to invite the petitioner also for the interview for assessment promotion as per Ext.P12 communication and complete the assessment promotion of the petitioner, pending final disposal of this writ petition.

This application coming on for orders upon perusing the petition and the affidavit filed in support thereof, and this court's order dated 03/10/2008 and upon hearing the arguments of M/S.M.R.RAJESH, and A.K.PREETHA,Advocates for the petitioner, and of SRI.E.K.MADHAVAN, Advocate for Respondent 1 and 2,SRI.P.A.AHAMMED,Standing Counsel for Respondent 3 and 4,the court passed the following:

p.t.o

P.N.RAVINDRAN, J.

I.A.No. 7302 of 2009
IN
W.P.(C) No. 26253 of 2008

Dated this the 25th day of June, 2009

ORDER

Heard learned counsel appearing on both sides. Though the 3rd respondent vehemently opposes the grant of the relief prayed for in this application, on going through Ext. P12 and the stipulations in the rules referred to therein, I am prima facie satisfied that the respondents are bound to conduct an assessment of the petitioner for assessment promotion for the period 2003-2008. There will accordingly be, an interim order directing the respondents to assess the petitioner if he presents himself at his own expense tomorrow before the Assessment Committee constituted by the first respondent. It is clarified that even if the petitioner is found eligible for promotion after assessment by the committee, orders giving promotion to him need not be issued until further orders. The respondents shall after the assessment is conducted file an affidavit in this Court as regards the decision taken by the Assessment Committee.

Hand over to both sides on usual terms today itself.

Post after 2 weeks.

sd
P.N. RAVINDRAN
(JUDGE)

kkms/

-True copy-

Assistant Registrar

(35)

Ext.P12:-A true copy of the Letter No.CESS/Admn./2018 A/202 dated 14.01.2009 of the 1st respondent.

0471-2442280

(36)

Date: 25/06/2009

From,

Dr. C. P. Rajendran,
Ramanujan Fellow,
Indian Institute of Science,
Bangaluru – 12,

To,

Dr. M. Baba,
Director,
Center for Earth Science Studies (CESS),
Thiruvananthapuram.

Sir,

Subject: Assessment Promotion being conducted on 25th and 26th of June 2009, from Scientist E II to Scientist F.

Ref:-

1. Letter No. CESS/ Adm/ 2018 A/ 202 dated 14/01/2009 of the registrar, CESS.
2. My letter dated 08/06/2009.
3. Letter No. CESS/ Per/ 1503 dated 13/01/2009 of the Registrar, CESS.
4. Your Fax message dated 24/06/2009.
5. Interim Order of the Hon'ble High court of Kerala in I. A. 7302/ 2009 in W. P. (C) 26253/ 2008.

By letter referred 1st above I have been invited by the CESS to submit my SAR and SSAR for the purpose of my assessment promotion. I have forwarded the same to CESS along with my willingness to present my self for the interview on my own expense as per Rule 18 (10) of the Assessment Promotion Rules. Since I was not intimated about the date and time I have requested your goodself to intimate me the same. Since there was no reply I have filed I. A. 7302/ 2009 in W. P. (C) 26253 / 2008 pending before the Hon'ble high court of Kerala. As you are aware the said case is against the refusal of my leave. As per the interim order in the above case, I was granted leave for a year as per the office order referred 3rd above.

After the filing of the I. A. 7302/2009 I have received a letter No. CESS/ Adm/ 2018 A dated 24/ 06/2009 by fax intimating me that my assessment will be conducted only after the final verdict of the above mentioned Case.

Today that is On 25/06/2009 the case came up for consideration before the Hon'ble High court of Kerala and by order dated 25/ 06/ 2009 in I. A. 7302/ 2009 in W. P. (C) 26253/2008 the court directed the CESS and the Council to permit me to participate in the interview for assessment promotion. The result of the same need not be published pending further orders. This is for your information and compliance.

I hereby inform you that I will present myself for interview on 26/06/2009 morning itself with the court order, which is yet to be received. I will also fax a copy of the same as soon as the same is received.

Yours Sincerely

Dr. C. P. Rajendran

26-6-2009 (38)

No.CESS/Adm/2018A

Centre for Earth Science Studies
Thiruvananthapuram Dt.26.6.2009

NOTE

Sub: **Assessment Promotion from Scientist E2 to F – Communication of Permission to attend the assessment interview scheduled to be held at 10.00 a m on 26.6.2009 –**

Ref: Your fax message dated 25.6.2009 and Interim Order dated 25.6.2009 of the Hon'ble High Court in Writ Petition (C) 26253/2008

With reference to the above, permission is hereby accorded to Dr.C.P.Rajendran to attend the interview for assessment promotion from Scientist E2 to Scientist F at 10.00 a.m. on Friday, the 26th June, 2009 in the conference room of the Director, CESS as ordered by the Hon'ble High Court of Kerala dated 25.6.2009 in I A 7302/2009 in Writ Petition (C) 26253/2008 and the result of assessment will be issued subject to further orders in the above Writ Petition.

Director

To

Dr.C.P.Rajendran
Ramanujan Fellow
Indian Institute of Science,
Bangalore

P.

26-8-2009

M.R.Rajesh,
Advocate.

A2 –VB Terrace,
S.R.M. Road, Kochi – 682018.
Phone 0484 – 2402606
Fax 0484 394427 PP (Court Hours)
Mobile: - 98461-49450.

By Speed Post with A/D

To

The Director, Centre for Earth Science Studies,
Akkulam, Thiruvananthapuram-31.

Sir,

Sub:- Extension of the leave granted to Dr. C.P.Rajendran, Scientist, E-II.

Ref:- i) Interim order dated 03.10.2008 in W.P.(C)No. 26253/2008 of the Hon'ble High Court of Kerala.

ii) Judgment dated 24.10.2008 in W.A. 2112/2008 of the Hon'ble High Court of Kerala.

iii) Office Order No. CESS/PER/1503 dated 13.01.2009.

iv) Interim order dated 26.08.2009 in W.P.(C)No. 26253/2008 of the Hon'ble High Court of Kerala.

By the Office Order 3rd above referred your goodself has granted leave without allowance (LWA) for a period of one year with effect from 01.09.2008 to my client Dr. C.P. Rajendran, pursuant to the interim order referred 1st above and the judgment in the referred 2nd above.

Now by interim order 4th above referred the Hon'ble High Court was pleased to pass an interim order directing the respondents in the writ petition including yourself, who is the competent authority among the respondents, to sanction leave without allowance to my client for a further period of one year from 01.09.2009. It is also specified that necessary orders in that regard shall be issued expeditiously and in any event before 01.09.2009.

This is for your kind information and necessary action.

28.08.2009

Adv.M.R.RAJESH

Encl: Copy of the interim order 4th above referred.

IN THE HIGH COURT OF KERALA AT ERNAKULAM
Present :

THE HON'BLE MR. JUSTICE P.N.RAVINDRAN

Wednesday the 26th day of August 2009/4TH BHADRA 1931

WP(C).No.26253/2008 (A)

PETITIONER/

DR.C.P.RAJENDRAN,SCIENTIST E-II
CENTRE FOR EARTH SCIENCE STUDIES
THIRUVANANTHAPURAM,RESIDING AT TC 33/1273
'VASUDHA'VATTIYOORKKAVU P.O.,THIRUVANANTHAPURAM.

RESPONDENTS/

1. CENTRE FOR EARTH SCIENCE STUDIES
   REPRESENTED BY ITS DIRECTOR,AKKULAM,
   THIRUVANANTHAPURAM-31
2. THE DIRECTOR
   CENTRE FOR EARTH SCIENCE STUDIES
   AKKULAM, THIRUVANANTHAPURAM-31
3. THE KERALA STATE COUNCIL FOR SCIENCE
   TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS
   EXECUTIVE VICE PRESIDENT, SASTHRI BHAVAN,
   PATTOM PALACE P.O.,THIRUVANANTHAPURAM-04.
4. THE EXECUTIVE VICE PRESIDENT,
   KERALA STATE COUNCIL FOR SCIENCE TECHNOLOGY &
   ENVIRONMENT, SASTHRI BHAVAN,PATTOM PALACE P.O.,
   THIRUVANANTHAPURAM.

Writ Petition praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to stay the operation of the decision contained in the letter No.1736/C2/08/KSCSTE dated 18.8.2008 of the 3rd respondent referred to as No.4 in Ext.P2 and Ext.P2 and permit the petitioner to join the Indian Institute of Science, Bangalore for taking up the "Ramanujan Fellowship" provisionally pending final disposal of this Writ Petition.

This petition again coming on for orders upon perusing the petition and the affidavit filed in support of the WP(C) and this court's order dated 25/06/2009 in IA 7302/2009 and upon hearing the arguments of M/s.M.R.RAJESH AND A.K.GEETHA, Advocates for the petitioner and of Sri.E.K.Madhavan, Advocate for Respondents 1 and 2, Advocate Sri.P.A.Ahammed for Respondents 3 and 4, the court passed the following:

p.t.o.

P.N.RAVINDRAN, J.

W.P.(C) No. 26253 OF 2008

Dated this the 25th day of August, 2009

ORDER

Heard the learned counsel appearing on both sides. While admitting this case on 3.10.2008, this Court had passed an interim order directing the respondents to grant the petitioner study leave for a period of one year from the date of sanction in order to enable him to do research work in the Indian Institute of Science, Bangalore, pursuant to the award of Ramanujam Fellowship instituted by the Government of India. As directed by this Court, the petitioner was granted leave without allowances for a period of one year. The said period of leave expires on 1.9.2009. A prestigious fellowship has been awarded to the petitioner, which the respondents should be proud to proclaim from the roof top. However, the third respondent is determined to ensure that the petitioner is not in a position to take up the research work. The stand adopted by the third respondent would, in my opinion, defeat the very purpose for which the Council was created. I am therefore satisfied that the leave sanctioned to the petitioner requires to be extended by a further period of one year.

I accordingly direct the competent authority among the respondents to sanction to the petitioner leave without allowances for a further period of one year from 1.9.2009. Necessary orders in that regard shall be issued expeditiously and in any event before 1.9.2009.

Handover to both sides on usual terms.

sd

P.N. RAVINDRAN
(JUDGE)

vps

- True copy -

Assistant Registrar

2/7/09

HC reprimands KSCSTE

Reema Narendran
First Published : 19 Sep 2009 06:41:56 AM IST

THIRUVANANTHAPURAM: In a major setback to the Chief Minister's portfolio of Science and Technology, the High Court of Kerala has severely reprimanded the Kerala State Council for Science, Technology and Environment (KSCSTE) and its executive vice-president E P Yesodharan.

The dressing-down came in an interim order on a case filed by a senior scientist in the state, who was not allowed to take up the prestigious Ramanujam Fellowship programme on flimsy grounds.

"A prestigious fellowship has been awarded to the petitioner, which the respondent should be proud to proclaim from the roof top. However, the respondent is determined to ensure that the petitioner is not in a position to take up the research work. The stand adopted by the respondent would, in my opinion, defeat the very purpose for which the Council was created," said Justice P N Ravindran in his order.

This was the second interim order through which the High Court had to intervene to enable the petitioner, C P Rajendran of the Centre for Earth Science Studies (CESS), to pursue his research work at the Indian Institute of Science in Bangalore. While the first order was a direction to the KSCSTE to grant leave to Rajendran for one year, the second one has extended the leave by one more year.

Ramanujam Fellowships, in former Union Science and Technology Minister Kapil Sibal's own words, is meant to give a boost to scientific research in the country by attracting brilliant scientists and engineers from all over the world to take up scientific research positions in the country. "It is sad and downright pathetic that the scientists of this state have to approach the court to avail themselves of such prestigious fellowships," said C.P.Rajendran.

While the concept of providing sabbatical to senior scientists is followed in many institutes and universities across the world, the KSCSTE failed

to even recognise the merit and magnitude of the fellowship given by the Central Government. “When the Council is headed by persons who have done very little research work, or have just a few papers published decades ago, without any background of running scientific establishments, the quality of science is bound to go down. Through such actions, what becomes obvious is the insecurity,'' opined a senior scientist.

C.P Rajendran's wife Kusala Rajendran, also a scientist at CESS, had to undergo the same torture when she applied for leave to join IISc as faculty.

Though she got a favourable verdict from the court, the KSCSTE has appealed against it. Dragging scientists to court is becoming a favourite activity, with the KSCSTE spending a total of Rs 1.38 lakh for conducting cases ever since the present executive vice-president took charge. A total of 26 cases, 10 of which are still pending before courts.

The employees unions at various institutes in the state are on the verge of a strike, fed up with court cases.

“We have not got any assessment promotions for years. And when they conduct assessments it is all skewed. When the state revises the pay structure they say let the CSIR revise the pay. And when the CSIR revises, they refuse to give us that hike either. How can we not go to court?'' asked a scientist working at a research institute in Kozhikode.

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE C.T.RAVIKUMAR

TUESDAY, THE 13TH OCTOBER 2009 / 21ST ASWINA 1931

WA.No. 2026 of 2009()

AGAINST THE JUDGEMENT/ORDER IN WPC.26253/2008

APPELLANT(S): R3-4

1. THE KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS EXECUTIVE VICE-PRESIDENT, SASTHRABHAVAN, PATTOM PALACE P.O., THIRUVANANTHAPURAM.

2. THE EXECUTIVE VICE-PRESIDENT, KERALA STATE COUNCIL FOR SCIENCE, TECHNOLOGY & ENVIRONMENT, SASTHRABHAVAN, PATTOM PALACE P.O., THIRUVANANTHAPURAM-04.

BY ADV. SRI.P.A.AHAMED, SC, K.S.C.T.E
SRI.LIJU.V.STEPHEN

RESPONDENT(S): PETITIONER & RESPONDENTS 1 & 2

1. DR.C.P.RAJENDRN, SCIENTIST E-II, CENTRE FOR EARTH SCIENCE STUDIES, THIRUVANANTHAPURAM, RESIDING AT TC 33/1273, "VASUDHA", VATTIYOORKKAVU P.O., THIRUVANANTHAPURAM.

2. CENTRE FOR EARTH SCIENCE STUDIES, REPRESENTED BY ITS DIRECTOR, AKKULAM, THIRUVANANTHAPURAM-31.

3. THE DIRECTOR, CENTRE FOR EARTH SCIENCE STUDIES, AKKULAM, THIRUVANANTHAPURAM-31.

BY ADVOCATE SRI.M.R.RAJESH

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 13/10/2009, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & C.T.RAVIKUMAR, JJ.

W.A.No.2026 of 2009

Dated this the 13th day of October, 2009

JUDGMENT

Kurian Joseph,J.

This appeal is filed at the instance of respondents 3 and 4 aggrieved by the interim order dated 26-8-2009 in the writ petition. The writ petition was filed aggrieved by the refusal to grant leave without salary for a period of five years to take up the Ramanujam fellowship. It is seen that the appellants were before the Division Bench when leave was granted for one year, in W.A.No.2112/2008. The Division Bench declined to interfere with the order and issues were directed to be decided in the writ petition. Thereafter for a period of one year nothing took place, nobody moved the writ petition for an early hearing. Thus the writ petitioner has availed leave for one year. Thereafter he moved for extension of the leave for one more year. That was granted by the impugned order dated 26-8-2009 and that order is under challenge. The learned counsel for the appellants vehemently contends that the writ petition is not maintainable since the first appellant is only a Society. It is also submitted that in any case leave is not a

matter of right. It is further contended that at any rate petitioner cannot be granted five years of leave since as per the rules he has to get back and serve the Institute for three years. However, it cannot be disputed that there is a provision for leave for two years without allowance. Counsel for the writ petitioner submits that the petitioner will not ask for extension of the leave. How he would work out the Fellowship, in five years or two years, is not the look out of the appellants. After all he is only asking for leave without allowance. We find from the earlier order that similarly situated persons had been granted leave for taking up employment abroad, as pointed out by the learned counsel for the writ petitioner. Be that as it may, now that there is provision for leave without allowance for two years and since the writ petitioner had asked only for one more year's leave and since that alone is granted by the learned single Judge, we do not think that we should advert to the various contentions taken by the appellants. All those contentions are left open.

The writ appeal is hence dismissed.

sd/-

(KURIAN JOSEPH, JUDGE)

sd/-

(C.T.RAVIKUMAR, JUDGE)

ahg.

True Copy

Examiner

M.R.Rajesh,
Advocate.

A2 –VB Terrace,
S.R.M. Road, Kochi – 682018.
Phone 0484 – 2402006
Fax 0484 394427 PP (Court Hours)
Mobile: - 98461-49450.

03.11.2009

To

Dr. C.P.Rajendran,
Ramanujan Fellow,
Centre for Earth Sciences,
Indian Institute of Science,
Bangalore – 560 012.

Sir,

Sub:- Judgment in Writ Appeal.

Please find enclosed herewith the copy of the judgment dated 13.10.2009 in W.A. No. 2026/2009 filed by the Council against you. The Division Bench has dismissed the appeal after recording my submission on your behalf that you will not be asking for extension of leave beyond the period two years. I have information that the council is contemplating a challenge to the above said judgment before the Supreme Court.

I will be moving an application in the Writ Petition (C) No. 26253/2008 for a direction to the Council and CESS to declare the result of the assessment promotion.

As far as Dr. Kusala's case is concerned the same has not been posted so far. I will keep you inform the further developments.

Yours faithfully,

M.R.RAJESH
Advocate.

Encl: Copy of the judgment dated 13.10.2009.

Parvathy Pavanan
"Deepthi", Kunduvara
Chembukavu
Thrissur 680020
Phone: 0487-2339335/09495355429

നവംബർ 11, 2009

ബഹുമാനപ്പെട്ട മുഖ്യമന്ത്രി,

ദാസ്യ്യസന്തതികൾ കനൽവഴിൽ കഴിഞ്ഞ ഒന്നര വർഷമായി തന്റെ മകനും അനിയത്തിയും ദാസ്യ നടപടികൾക്കെതിരെ ഡി.ജി.പി. ദാലക്ഷ്മിനെ പെട്ടെന്ന് കയറൊന്നും അവരുടെ അനിയത്തിയെ അനിയായി ഞാനാണ് കാണുന്നത്. ഇന്ത്യ ഗവൺമെന്റിന്റെ പ്രധാനപ്പെട്ട തൊഴിലിടത്തിലെ ലൈംഗികതയെ മുൻനിർത്തിയുള്ള കിരാത നടപടികൾക്കെതിരെ (ദുരാചാരപ്രശ്നങ്ങൾ) കിരണം തുടങ്ങിയ തൊഴിലിടത്തിലെ ലൈംഗിക അതിക്രമങ്ങൾ തടയൽ നിയമത്തിനെ മുൻനിർത്തി ഒരു നാടകം അരങ്ങേറുന്നത്. അവയിൽ നിയമിക്കപ്പെടുന്നവർ നീതിക്കുവേണ്ടി നടത്തുന്ന പോരാട്ടത്തിനെ തടയാൻ ദാലക്ഷ്മിൻ ശ്രമിച്ചിരുന്നു. അവരുടെ പരാതി ലഭിക്കുകയും ചെയ്തു. താനാണ് കനൽവഴിലെ തന്റെ തീരുമാനത്തിന്റെ സ്വതന്ത്രത്തിൽ അന്തിമതീരുമാനമെടുക്കുന്നത്. തൊഴിലിടത്തിലെ ലൈംഗികതയുടെ കമ്മിറ്റിയുടെ തലവനായ ദാലക്ഷ്മിനെതിരെ കമ്മിറ്റിയുടെ തന്നെ അംഗങ്ങൾ ദാലക്ഷ്മിനെതിരെ മൊഴി കൊടുത്തതിൽ തുടർന്ന നിലപാടുകളെ ബഹുമാനപ്പെട്ട കോടതി അന്തിമവിധിയായി സ്വീകരിച്ചിട്ടുണ്ട്. അതിലൂടെ മനുഷ്യരിലെ ലൈംഗിക ചിന്തകൾ ഒന്നിലും സ്വാധീനിച്ചിട്ടില്ലെന്നും അവർ നിഷ്പക്ഷരാണെന്നും ദാലക്ഷ്മിനെതിരെ മൊഴി

ഹൈക്കോടതി ജഡ്ജിമാർ ഒപ്പുവച്ച് രാഷ്ട്രപതിക്ക് നൽകിയ ശുപാർശയിന്മേൽ നടപടി. കോടതി കോഴക്കേസ് ഒരു വ്യക്തിയെ മാത്രം ബാധിച്ചതല്ലെന്നും ഒരു സ്ഥാപനത്തെ മുഴുവൻ ചോദ്യം ചെയ്യുന്നതിലേക്കും നീങ്ങിയിരുന്നു. ഹൈക്കോടതിയിൽ നിന്ന് ഇത്തരത്തിൽ ഒരു നിർദ്ദേശം ഉണ്ടായതിനെ തുടർന്നാണ് രാഷ്ട്രപതി ഭരണത്തിന് ശുപാർശ ചെയ്തത്. ഹൈക്കോടതിയിൽ നിന്നുണ്ടായ ഈ നിർദ്ദേശം ഭരണഘടനാപരമായ പ്രതിസന്ധിക്കും കാരണമായിരുന്നു. ഹൈക്കോടതിയുടെ നിർദ്ദേശം നടപ്പിലാക്കുന്നതിന് ഭരണഘടനാപരമായ തടസ്സങ്ങൾ ഉണ്ട

ദ്രൗപദിയെ തോൽപ്പിക്കുന്നു.

ചിന്തനീയമായ ഒരു സന്ദർഭമാണിത്. ഒരു പെണ്ണിനെ ഭർത്താവിന് പണയം വയ്ക്കാൻ കഴിയുമോ? ഭർത്താവിന് ഭാര്യയുടെ മേൽ അധികാരമുണ്ടോ? ഭാര്യയുടെ ഇഷ്ടത്തിന് വിലയില്ലേ? ഭാര്യയുടെ ഇഷ്ടം അറിയാൻ ഭർത്താവിന് താൽപര്യമില്ലേ? ഭാര്യയുടെ ഇഷ്ടത്തിന് വിലകൽപിക്കാത്ത ഭർത്താവിനെ ഭാര്യ ഉപേക്ഷിക്കുന്നതിൽ തെറ്റുണ്ടോ

അവസ്ഥം പരിഗണനയിൽ കോടതി ഇടപെട്ടു
ന്യായം കാണിയ്ക്കുന്നതുമ്പോൾ പോലും ഏതിർപ്പു
തുടങ്ങുമ്പോൾ അടിസ്ഥാനപരമായ ഉത്തരവിൽ
പോലും ഉണ്ടെന്നു പോലും അനുമാനിക്കുവാൻ.
അനിയന്ത്രിതമായ ഒരു കുടുംബത്തിലെ അംഗങ്ങളും
അനുവരുടെ മേൽപ്പറഞ്ഞ ഉത്തരവിൽ ഉണ്ടെന്നു
മാകുമ്പോൾ ഇതു സംഭവിക്കുമ്പോൾ സാധാരണ
കാരുടെ ഭൂരിതം ഉന്നിക്കാവുന്നതല്ലെന്നു.

ഇതുവരെ ആനുകൂല്യങ്ങൾക്കാണ് സ്ഥാന
മാനങ്ങൾക്കാണ് പോലിയല്ല ഞാനിതു എടുത്തു
നമ്പ്. ഇവിടെ നീതി നിഷേധം നടന്നിട്ടുണ്ടു.
അങ്ങേയ്ക്കു അതു ബോധ്യപ്പെടുന്നുവെന്നതിൽ
വാതം ~~[illegible]~~ തെരുകൾ തിരുത്താൻ
ഉത്തരവിൽ ഉണ്ടാകുന്നുവെന്നു അപേക്ഷിക്കുന്നു.

വെറുമാനന്തോടെ

പാർവ്വതി പണിക്കർ

To:
Hon'ble Chief Minister
Government of Kerala
Secretariat, Thiruvananthapuram.

HC dismisses KSCSTE appeal

Express News Service
First Published : 13 Nov 2009 07:35:16 AM IST

THIRUVANANTHAPURAM: The Division Bench of the Kerala High Court has dismissed the writ appeal filed by the Kerala State Council for Science, Technology and Environment (KSCSTE) and its executive vice-president E P Yesodharan against the interim order granting leave to scientist C.P.Rajendran to take up the Ramanujam Fellowship.

C.P.Rajendran, a scientist at the Centre for Earth Science Studies (CESS), was denied leave to take up the prestigious Ramanujam Fellowship programme.

The High Court had to intervene twice to enable the petitioner, C P Rajendran, pursue his research work at the Indian Institute of Science in Bangalore. While the first order was a directive to the KSCSTE to grant leave to Rajendran for one year, the second one had extended the leave by one more year. The KSCSTE had filed an appeal against the interim order.

"We find from the earlier order that similarly situated persons had been granted leave for taking up employment abroad. Be that as it may, now that there is provision for leave without allowance for two years and since the writ petitioner had asked for one more year's leave and since that alone is granted by the learned single Judge, we do not think that we should advert to the various contentions taken by the appellants," said judges Kurian Joseph and C.T.Ravikumar in their judgment dismissing the KSCSTE appeal.

Ramanujam Fellowships were instituted to give a boost to scientific research in the country by attracting brilliant scientists and engineers from all over the world to take up scientific research positions in the country.

"A prestigious fellowship has been awarded to the petitioner, which the respondent should be proud to proclaim from the roof-top. However, the respondent is determined to ensure that the petitioner is not in a position to take up the research work. The stand adopted by the respondent would, in my opinion, defeat the very purpose for which the Council was created," Justice P N Ravindran had said in his interim order earlier.

While the concept of providing sabbatical to senior scientists is followed in many institutes and universities across the world, the KSCSTE, surprisingly fails to recognise the merit and magnitude of the fellowship given even by the Central Government.

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The Pr

Comments

Be First and Enter Your Comments ...

Email *

Name *

Verification Code * 6413312

CESS
CENTRE FOR EARTH SCIENCE STUDIES
(A R & D institution of the Kerala State Council for Science Technology & Environment
Government of Kerala)
P.B.No. 7250, Akkulam, Thiruvananthapuram 695 031, India

No.CESS/Per/1503 Dt: 30.12.2009

Regd with A/D

To

Dr.C.P.Rajendran
Ramanujan Fellow
Centre for Earth Sciences
Indian Institute of Sciences
Bangalore – 560 012

Sir,

Sub: Grant of Leave Without Allowances for one more year to in compliance with the judgement dated 13.10.2009 in Writ Appeal No.2026/09 – reg.

Ref: 1. Your letters dated 17.11.2009 and 16.12.2009.
2. Letter No.2768/C2/08/KSCSTE dated 22.12.2009 from KSCSTE.

With reference to your letter cited, you are informed as follows. The Council, vide its letter cited, has intimated that whenever an employee avails extra ordinary leave without salary, a bond is required to be obtained and this bond is invariably obtained from all employees who proceed on extra ordinary leave without salary. The Council has further stated that as per the wordings of the bond, it is noted that it is applicable for every year of leave availed of by the employees and this means Dr.C.P.Rajendran has to give the bond for the entire leave that he would be availing as leave without salary.

The Council in the said letter has intimated that the final decision for grant of two years leave to Dr.C.P.Rajendran, Scientist E2, CESS was taken by the High Court in the judgement dated 13.10.2009 and therefore the entire duration of his leave has to be considered as per the existing rules/practice followed in the Council in respect of all the employees including Dr.C.P.Rajenran.

As decided by the Council in compliance with the judgement dated 13.10.2009 of the High Court, you are required to execute a bond for the entire leave for two years w.e.f. 01.09.2008. In order to consider your request for extension of leave, you are required to furnish the bond in the prescribed format (copy enclosed) immediately to CESS.

Yours faithfully

2/1/2010
Registrar

Phone : (Off) +91-471-2511500 to 2511719, 2442213 Fax : +91-471-2442280
E-mail : registrar@cessind.org Website : http://www.cessind.org

THE INDEMNITY BOND executed on the day of ..... by Sri.....herein after referred to as 'Bounden' in favour of ..... heareafter referred to as the 'Council'.

WHEREAS the 'Bounden' is working as ..... in (Institute)
AND WHEREAS the 'Bounden' has applied for leave without allowance for taking up employment/Pursue studies out of Kerala/abroad.

AND WHEREAS the Council as per order/proceedings No..... dated..... sanctioned leave without allownace for a period of ..... on the conditions set forth therein.

AND in compliance of the terms contained in the order/proceedings No..... dated..... the bounden hereby agree and undertake, that after the expiry of the period of leave sanctioned, he will rejoin for duty and serve the (Institute) for a minimum period of 3 years and in the event of failure to do so, the bounden hereby bind himself to pay a sum of Rs.3,00,000/- per year or equivalent to the total annual emolument (Pay & DA) latest drawn by him, whichever is higher for every year of leave availed of by him or proportion thereof to the Council.

And the Council shall have the unfettered right to realize the aforesaid amount from the person and property of the bounden by invoking the provisions of Keral Revenue Recovery Act or other applicable provisions of law for the effective realization of such amount.

Signed on this ..... Day of ....., 200

BOUNDEN

Witnesses:

1)

2)

Fax: 0471-2442280

Indian Institute of Science
Bangalore 560 012

Dr. C.P. Rajendran
Ramanujan Fellow
Centre for Earth Sciences
E mail: cprajendran@ceas.iisc.ernet.in
080 2293 3402; 09535248004

URGENT

February 19, 2010

Ref: 1. Office order No. CESS/Per/1503 dated 13-01-2009; sanction of one year leave from 1-9-2008 to avail the Ramanujan Fellowship in the Indian Institute of Science.

2. Letter No. CESS/Per/1503 dated 30-12-2009.

Sir:

With reference to your letter cited, I am to inform you as follows:

By the order of the Hon'ble High Court of Kerala, on my writ appeal, I should be favored with the extension of my leave for one more year. This is in continuation of the earlier order by the learned Judge initially granting me leave for one year. In both these orders, conditions were not attached, and was also reflected in your above cited office order that already sanctioned me leave without any imposition of condition for the initial year. So, imposition of a condition for the second year contradicts your office order dated 13-01-2009, and over and above what is ordered by the Hon'ble High Court of Kerala and it is tantamount to interference in the administration of justice and nothing but contempt of Hon'ble High Court of Kerala. So I humbly request you to kindly recommend the same, at the earliest and grant me the extension leave for one more year as ordered by the Hon'ble High Court of Kerala.

Sincerely yours,

CP Rajendran

To:
The Director
CESS, Trivandrum

CESS
CENTRE FOR EARTH SCIENCE STUDIES
(A R & D institution of the Kerala State Council for Science Technology & Environment
Government of Kerala)
P.B.No. 7250, Akkulam, Thiruvananthapuram 695 031, India

No.CESS/Per/1503 Dt.27.02.2010

The Executive Vice President
Kerala State Council for Science,
Technology & Environment
Sasthra Bhavan, Pattom
Trivandrum - 04

Sir,

Sub:- Grant of Leave without Allowances for one more year to Dr.C.P.Rajendran, Scientist E2 in compliance with the judgment dated 13.10.2009 in Writ Appeal No.2026/09 – reg.

Ref:- 1. Letters No.2768/C2/08/KSCSTE dated 04.11.2008 and 03.01.2009.
2. Office Order No.CESS/PER/1503 dated 13.01.2009.
3. Judgment dated 25.09.2009 of the Honorable High Court in Writ Petition (C) No.2653 of 2008 and 13.10.2009 of the Honorable High Court in Writ Appeal No.2026 of 2009.
4. Letter dated 19.02.2010 from Dr.C.P.Rajendran (copy enclosed).

Your kind attention is invited to the letter fourth cited wherein Dr.C.P.Rajendran, Scientist E2, CESS has requested to grant him extension of leave for one more year as ordered by the Honorable High Court of Kerala. In this connection, the following facts are brought to your kind notice.

Dr.C.P.Rajendran, Scientist E2, GSD was granted Leave without Allowances for one year w.e.f. 01.09.2008 to take up the Ramanujan Fellowship at the Indian Institute of Science, Bangalore, vide office order No.CESS/Per/1503 dated 13.01.2009 as directed by the Honorable High Court in the Writ Appeal No.2112/08 against the order dated 03.10.2008 in Writ Petition (C) 26253/08 and as communicated by the Council in its letters first cited.

The Honorable High Court of Kerala directed on 25.08.2009 in WP No.26253 of 2008 to sanction Dr.Rajendran Leave without Allowances for a further period of one year from 01.09.2009. The Court has also directed that necessary orders in this regard shall be issued expeditiously and in any event before 01.09.2009.

Against the above decision of the Honorable High Court, a Writ Appeal No.2026 of 2009 was filed by the Council. The said appeal was dismissed as per judgment dated 13.10.2009 of the Honorable High Court in Writ Appeal No.2026 of 2009. Dr.Rajendran, vide his letter dated 17.11.2009, requested to issue necessary orders granting him Leave without Allowances for one more year as directed by the High Court. His request was forwaded to the Council vide letter No.CESS/Per/1503 dated 24.11.2009 seeking the permission of the Council to issue orders extending the Leave without Allowances granted to Dr.Rajendran for one more year w.e.f. 01.09.2009.

Phone : (Off) +91-471-2511500 to 2511719, 2442213 Fax : +91-471-2442280
E-mail : registrar@cessind.org Website : http://www.cessind.org

Subsequently, the Council vide its letters No.2768/C2/08/KSCSTE dated 20.11.2009 and 22.12.2009 intimated CESS that the final decision for grant of two years leave to Dr.Rajendran was taken by the High Court in the judgment dated 13.10.2009 and therefore he may be granted Leave without Allowances for a period of two years after obtaining a bond from him in the prescribed format for the entire period of two years of Leave without Allowances as per the existing rules/practices followed in the Council. And this decision was communicated to Dr.Rajendran vide letter dated 26.12.2009 requesting him to execute a bond for the entire leave period of two years w.e.f. 01.09.2008.

Dr.Rajendran has now intimated, vide his letter dated 19.02.2010, that his request for extension of leave is in continuation of the earlier order of the Honorable High Court initially granting leave for one year and no conditions were attached by the Court for sanctioning him leave or for extension of leave. He has further stated that imposition of a condition for the second year of leave contradicts the office order dated 13.01.2009 and over and above what is ordered by the Honorable high Court and is tantamount to interference in the administration of justice and it is nothing but contempt of the Honorable High Court. He has therefore again requested to grant him extension of leave for one more year as ordered by the Honorable High Court of Kerala without any bond.

In this connection, the following points may please be considered:

(i) Dr.Rajendran was initially granted Leave without Allowances for one year without any bond, as ordered by the Honorable High Court.

(ii) The second year of leave is in continuation of the initial leave of one year based on the judgment dated 25.08.2009 of the Honorable High Court and no condition of bond was attached for extension of leave also.

(iii) The bond was stipulated by the Council as a condition in all such cases, where leave without salary was granted for taking up employment abroad, whereas Dr.Rajendran's leave is for availing the prestigious Ramanujan Fellowship awarded by the DST, Govt. of India.

(iv) Adding new conditions while sanctioning extension of leave may attract criticism of the High Court especially when there is no condition of bond stipulated in the judgments.

Under the above circumstances, it would be advisable to sanction the leave unconditionally as ordered by the High Court.

Permission may please granted urgently for extending the Leave without Allowances for a further period of one year w.e.f. 01.09.2009 to Dr.Rajendran so as to avoid contempt of Court that may arise if the extension of leave is not granted as ordered by the Honorable High Court.

Yours faithfully

Director

CENTRE FOR DEVELOPMENT STUDIES
DIRECTOR'S OFFICE
No. 3890 Date 16/3
TRIVANDRUM

Kerala State Council for Science, Technology and Environment

KSCSTE

No. 352/C6/08/KSCSTE Dated. 15.03.2010

From

The Member Secretary (i/c)

To

The Director
CESS.

Sir,

Sub: - Assessment promotion of the staff of R&D Centres – Reg.
Ref: - Council (M) Order No. 69/09/KSCSTE dated. 24.04.2009.

Attention is invited to the reference cited. You are hereby informed that the results of Assessment Promotion done as per instructions from the Council may be released immediately and initiate further action as per procedure to grant promotion to eligible employees.

In this regard you are also directed to forward the details of assessment promotion such as name of candidate assessed, grade to which promoted, his/her present Scale of Pay, Scale of Pay of promoted grade etc. to Council by return.

Yours faithfully,

G. SHAJI
Controller of Administration &
Member Secretary (i/c)

Sasthra Bhavan, Pattom P.O., Thiruvananthapuram-695 004, Kerala State, India.
Tel: 0471-2543701-05, EVP- 2543557, MS - 2534605, CoA - 2533095, Fax: 0471 2540085, 2534605
e-mail: kscste@gmail.com, www.kscste.kerala.gov.in

CP Rajendran is a well known
name in the earthquake studies
in India. He has done some
pioneering work in Rann of
Kutch, Andaman & Nicobar
Islands. He has published
more than 100 papers and
~~[illegible]~~ has been awarded
~~Ra~~ prestigious Ramanujan
National Fellowship by
the Govt. of India and
is now with the ~~Centre~~ for
~~t~~ Indian Institute of
Science in Bangalore.

Kerala State Council for Science, Technology and Environment

KSCSTE – Request of Dr. C. P. Rajendran, Scientist, CESS for LWA for a period of one year – Sanctioned – Orders issued.

Council (M) Order No. 72/10/KSCSTE Thiruvananthapuram, dated 01.06.2010

Read: 1. Judgment dated 25.08.09 of Hon'ble High Court of Kerala in W P (C) No. 26253 of 2008.
2. Judgment dated 13.10.09 of Hon'ble High Court of Kerala in Writ Appeal No. 2026 of 2009.
3. Letter No. CESS/Per/1503 dated 27.02.2010 from the Director, CESS.
4. Govt. Letter No. 527/A4/10/S&TD dated 16.04.2010.

ORDER

Dr. C.P. Rajendran, Scientist E2, CESS, sought granting of Leave Without Allowance for a period of 5 years to take up the Ramanujam Fellowship at the Indian Institute of Science – Bangalore with effect from 1.09.2008. The leave applied was not granted by the Council as it was against the Council Rules. Dr. C. P. Rajendran, has filed WP (C) No. 26253/08 before Hon'ble High Court of Kerala against the above Council decision. The Hon'ble High Court in its order dated 3.10.2008 ordered to grant him study leave for a period of one year. Accordingly Dr. Rajendran has been granted Leave Without Allowance for a period of one year with effect from 1.09.2008. As requested by the petitioner, the Hon'ble High Court of Kerala in its judgement dated 25.08.2009 has ordered the extension of the period of Leave Without Allowance for a further period of one year with effect from 1.09.2009. Against this order, the Council has filed W A No. 2026 of 2009 and Hon'ble High Court dismissed the same as per Judgement 2nd cited. Meanwhile the CESS has requested the Council to grant LWA to the incumbent for one more year with effect from 01.09.2009 so that they can comply with the Court direction contained in the Judgement 1st

cited. The Council has sought advice from Government in this regard and it was advised to comply with the Court direction dated 25.08.2009.

In the circumstances, the Council is pleased to grant LWA to Dr. C. P. Rajendran, Scientist, CESS for a further period of one year with effect from 01.09.2009.

The order of the Hon'ble High Court in their judgement read as 1st and 2nd paper above is complied with accordingly.

G. SHAJI
Controller of Administration

To

Dr. C. P. Rajendran, Scientist, CESS,

Forwarded/By Order

Section Officer

P. Sudeep
Registrar

CESS

CENTRE FOR EARTH SCIENCE STUDIES

(An institution of the Kerala State Council for Science Technology & Environment
Government of Kerala)
P.B. No. 7250, Akkulam, Thiruvananthapuram 695 031, India

No.CESS/Adm/6102
Dated: 22nd June 2010

Sub: Assessment Promotion – Results thereof - reg.

Ref: Your letter dated 26.05.2010.

Dear Dr.Rajendran,

With reference to your letter cited above, this is to inform you that the Hon'ble High Court I.A.No.7302 of 2009 in the W.P.(C)No.26253 of 2008 passed orders on 25th June 2009 to assess you for promotion to the next higher grade. It is also ordered that even if the petitioner is found eligible for promotion after assessment by the Committee, orders giving promotion to you need not be issued until further orders. The Hon'ble High Court further directed that the respondent shall file an affidavit before the Court as regards the decision taken by the Assessment Committee. Accordingly, CESS has complied with the Court Order by filing an affidavit on your assessment.

Sincerely yours,

Registrar

Dr.C.P.Rajendran
Centre for Earth Sciences
Indian Institute of Science
Bangalore -560 012

Phone : (Off) +91-471-2442213 / 2511526 (Res) 0471-2309907 Fax: +91-471-2442280

September 2, 2010

Points to be noted: (W.P. (C) No. 26253 of 2008

1. I was working at the Centre for Earth Science Studies (CESS), under Kerala Science, Technology and Environment (KSCTE), Govt. of Kerala.

2. Two years back I was awarded National Ramanujan Fellowship instituted by the Govt. of India for five years at the Indian Institute of Science (IISc), Bangalore.

3. I approached CESS for leave without allowance to take up the fellowship and to join IISc.

4. I was denied leave and I approached the High Court.

5. The Court ordered KSCTE to grant leave and I was first given one year leave and then again another year, ending September 1, 2010.

6. In the meantime, the assessment promotion interview was announced by CESS, but I was not called although I was on leave.

7. I again approached the High Court and the court again ordered CESS (KSCTE) to call me. But court suggested that promotion results need not be declared but file it as an affidavit.

8. Thus promotion interview has been conducted.

8. The promotion assessment results of rest of the CESS staff have been declared and as required by the Court, CESS had filed the affidavit with the High Court containing my result.

9. Now the only issue remaining is to request the High Court to declare the result contained in the affidavit.

Dr. C.P. Rajendran
Centre for Earth Sciences
Indian Institute of Science
Bangalore 560012
cp.rajendran@yahoo.com

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 31ST JANUARY 2011 / 11TH MAGHA 1932

WP(C).No. 26253 of 2008(A)

PETITIONER:

DR.C.P.RAJENDRAN,SCIENTIST E-II
CENTRE FOR EARTH SCIENCE STUDIES
THIRUVANANTHAPURAM,RESIDING AT TC 33/1273
'VASUDHA'VATTIYOORKKAVU P.O.,THIRUVANANTHAPURAM.

BY ADV. SRI.M.R.RAJESH
SMT.A.K.PREETHA

RESPONDENTS:

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1. CENTRE FOR EARTH SCIENCE STUDIES
REPRESENTED BY ITS DIRECTOR,AKKULAM,
THIRUVANANTHAPURAM-31

2. THE DIRECTOR
CENTRE FOR EARTH SCIENCE STUDIES
AKKULAM, THIRUVANANTHAPURAM-31

3. THE KERALA STATE COUNCIL FOR SCIENCE
TECHNOLOGY & ENVIRONMENT, REPRESENTED BY ITS
EXECUTIVE VICE PRESIDENT, SASTHRI BHAVAN,
PATTOM PALACE P.O.,THIRUVANANTHAPURAM-04.

4. THE EXECUTIVE VICE PRESIDENT,
KERALA STATE COUNCIL FOR SCIENCE TECHNOLOGY &
ENVIRONMENT, SASTHRI BHAVAN,PATTOM PALACE P.O.,
THIRUVANANTHAPURAM.

R1 & R2 BY ADV. SRI.E.K.MADHAVAN
SRI.V.KRISHNA MENON
SMT.P.VIJAYAMMA
R3 & R4 BY ADV. SRI.P.A.AHAMED, SC, K.S.C.T.E

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 31/01/2011, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:





S.SIRI JAGAN, J

W.P(C).No. 26253 of 2008

Dated this the 31st day of January, 2011

JUDGMENT

Petitioner is a Scientist in the first respondent-organisation. He was awarded the prestigious 'Ramanujam Fellowship' by the Indian Institute of Science, Bangalore. He applied for leave for taking up the said assignment. Leave was not granted. It is under the above circumstances, the petitioner has filed this Writ Petition seeking the following reliefs:

"i) issue a writ in the nature of certiorari or any other appropriate writ, direction or order calloing for othe records leading to the decision contained in the letter No.1736/C2/08/KSCSTE dated 18.8.2008 of the 3rd respondent referred to as No.4 in Ext.P2 and Ext.P2 and quash the same;

ii) issue a writ in the nature of mandamus or any other appropriate writ, direction or order commanding the Respondents 3 and 4 to reconsider the request of the petitioner for leave as early as possible, within a time frame to be fixed by this Hon'ble Court; and

iii) issue such other appropriate direction or order as the case may be."

2. On 3.10.2008 this Court passed the following interim order:

> "Admit. Advocate Sri.E.K.Madhavan takes notice for respondents 1 and 2. Advocate Sri.P.A.Ahamed takes notice for respondents 3 and 4. Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the respondents. There will be an interim order directing the respondents to grant the petitioner study leave for a period of one year from the date of sanction as to enable him to do research work in the Indian Institute of Science, Bangalore pursuant to the award of Ramanujam Fellowship instituted by the Government of India. This shall be done within two weeks from today."

Again this Court passed an interim order on 25.6.2009, which reads as follows:

> "Heard learned counsel appearing on both sides. Though the 3rd respondent vehemently opposes the grant of the relief prayed for in this application, on going through Ext.P12 and the stipulations in the rules referred to therein, I am prima facie satisfied that the respondents are bound to conduct an assessment of the petitioner for assessment promotion for the period 2003-2008. There will accordingly be, an interim order directing the respondents to assess the petitioner if he presents himself at this own expense tomorrow before the Assessment Committee constituted by the first respondent. It is clarified that even if the petitioner is found eligible for promotion after assessment by the committee, orders giving promotion to him need not be

issued until further orders. The respondents shall after the assessment is conducted file an affidavit in this Court as regards the decision taken by the Assessment Committee."

Still further another interim order was passed by this Court on 25.8.2009, which reads as follows:

"Heard the learned counsel appearing on both sides. While admitting this case on 03.10.2008, this Court had passed an interim order directing the respondents to grant the petitioner study leave for a period of one year from the date of sanction in order to enable him to do research work in the Indian Institute of Science, Bangalore, pursuant to the award of Ramanujam Fellowhsip instituted by the Government of India. As directed by this Court, the petitioner was granted leave without allowances for a period of one year. The said period of leave expires on 01.09.2009. A prestigious fellowship has been awarded to the petitioner, which the respondents should be proud to proclaim from the roof top. However, the third respondent is determined to ensure that the petitioner is not in a position to take up the research work. The stand adopted by the third respondent would, in my opinion, defeat the very purpose for which the Council was created. I am therefore satisfied that the leave sanctioned to the petitioner requires to be extended by a further period of one year.

I accordingly direct the competent authority among the respondents to sanction to the petitioner leave without allowances for a further period of one year

from 01.09.2009. Necessary orders in that regard shall be issued expeditiously and in any event before 01.09.2009."

I passed an order dated 16.9.2010 as follows:

> "The learned counsel for the 2nd respondent produces before me the result of the Assessment held on 26th June 2009 for Assessment promotion of the petitioner, as directed in I.A. No.7302/2009 by order dated 25.06.2009, which reads as follows:
>
> > "In compliance with the decision of the Hon'ble High Court in I.A. No.7302 of 2009 in W.P.(C) No.26253 of 2008, Dr. C.P.Rajendran, Scientist-E 2 was assessed by the Assessment Committee on 26.06.2009. The Committee found him suitable for promotion to the next higher grade of Scientist-F with effect from 01.11.2003."
>
> This is recorded."

3. Today an order dated 28.1.2011 has been produced before me by the counsel for the 1st respondent whereby the petitioner was granted further leave without allowance for one more year with effect from 1.9.2010. Learned counsel for the petitioner submits that if the leave as granted as per interim orders of this Court and by order dated 28.1.2011 is confirmed, the petitioner would be satisfied.

Accordingly, the Writ Petition is closed with a direction to the respondents to regularise all the leave granted to the petitioner up

to 31.8.2011 pursuant to the interim orders of this Court and order dated 28.1.2011. The petitioner's assessment promotion shall also be regularised in accordance with the assessment held on 26.6.2009, which has been recorded by order dated 16.9.2010.

sd/-

S.SIRI JAGAN, JUDGE

vgs

WP(C).No. 26253 of 2008(A)

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 : TRUE COPY OF THE JUDGMENT DATED 04.08.2008 IN W.P.(C) No.20618 OF 2008(D).

EXT.P2 : TRUE COPY OF THE NOTE NO.CESS/PER/1503 DATED 21.08.2008 OF THE 2ND RESPONDENT.

EXT.P3 : TRUE COPY OF THE REPLY DATED 23.08.2008 OF THE PETITIONER TO ANNEX.A.

EXT.P4 : TRUE COPY OF THE CLARIFICATION DATED 24.07.2008 OF THE 2ND RESPONDENT TO THE 4TH RESPONDENT.

EXT.P5 : TRUE COPY OF THE MINUTES OF THE 12TH MEETING OF THE 3RD RESPONDENT DATED 04.01.2007.

EXT.P6 : TRUE COPY OF THE PRESS RELEASE OF THE DEPARTMENT OF SCIENCE AND TECHNILOGY DATED 08.05.2005.

EXT.P7 : TRUE COPY OF THE SPECIFI DETAILS REGARDING THE RAMANUJAM FELLOWHSIP ALONG WITH THE FORMAT FOR NOMINATION FOR THE SAME PUBLISHED BY THE DEPARTMENT OF SCIENCE AND TECHNOLOGY IN THE WEBSITE.

EZXT.P8 : TRUE COPY OF THE REPRESENTATION DATED 29.08.2008 SUBMITTED BY THE PETITIONER TO THE 3RD RESPONDENT.

EXT.P9 : TRUE COPY OF MY CURRICULUM VITAE OF THE PETITIONER.

EXT.P10 : TRUE COPY OF THE COMMUNICATION NO.133/PIO/2007 DATED 18.09.2007 OF THE PUBLIC INFORMATION OFFICER OF THE 1ST RESPONDENT.

RESPONDENT'S EXHIBIT:

EXT.R3(A) : TRUE COPOY OF THE RELEVANT RULES OF KSCSTE.

/TRUE COPY/

PA TO JUDGE.

True Copy

Examiner

HIGH COURT OF KERALA
AT ERNAKULAM

Year and Number Of Suit or other proceedings	:	WPC/26253/2008
Name Of Applicant / : Advocate M.R.RAJESH		
Application Number	:	5576/2011
Date Of Apllication	:	31-JAN-11
Date Of Calling for Stamp	:	05-FEB-11
Date Of Production of Stamp	:	07-FEB-11
Date When Copy was Ready	:	07-FEB-11
Date Notified for appearance to receive the copy	:	16-FEB-11
Date When copy was delivered	:	7/2/2011

Examiner