



**GOVERNMENT OF KERALA**

**Abstract**

LSGD - Engineering Wing – Order of the Hon'ble Kerala Administrative Tribunal in OA(E) no.2214/2019 filed by Smt. Kumari Mini. A.S, Asst.Engineer- Complied with - Orders issued

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**LOCAL SELF GOVERNMENT (EWA) DEPARTMENT**

G.O.(Rt)No.1186/2021/LSGD Dated,Thiruvananthapuram, 22/06/2021

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- Read: 1 Order of the Hon'ble Kerala Administrative Tribunal dated 20.12.2019 in in OA(E) no.2214/2019.  
2 Representation dated nil from Smt. Kumari Mini. A.S.

**ORDER**

As per the order read as 1<sup>st</sup> paper above, the Hon'ble Kerala Administrative Tribunal has disposed of the OA(E) no.2214/2019 filed by Smt. Kumari Mini. A.S, Asst.Engineer, directing the 2<sup>nd</sup> respondent, ie the Convenor, DPC(H) to consider and pass appropriate orders on Annexure A6 representation, read as 2<sup>nd</sup> paper above, in accordance with law after affording an opportunity of hearing to the applicant and will consider convening of Adhoc DPC if so required and appropriate orders will be issued within a period of six weeks from the date of receipt of the copy of the order.

2. In the Annexure A6 representation, the applicant contended that during the DPC(H) convened for preparing select list for promotion to the cadre of Asst.Exe.Engineer on previous years she was superseded under the guise of the pendency of the Vigilance case. Her juniors have been promoted as Asst.Exe.Engineers during the years 2018 and 2019 overlooking her seniority. Pendency of Vigilance case is not a ground for the DPC(H) to exclude her for being considered for promotion. Therefore she has requested to consider her case in the Review DPC(H) and to promote her to the post of Asst.Exe.Engineer w.e.f the date of promotion of her immediate junior.

3. The DPC(H) which convened for preparing the select list 2018 & 2019 for promotion to the cadre of Asst.Exe.Engineer had observed that the eligibility of the applicant for promotion was under question due to the pendency of disciplinary action for minor penalty as per Vigilance recommendation in Govt file no.EW2/128/2015/LSGD in connection with the unauthorised construction in Kannur Municipality and decided to supersede her.

4. In view of the order of the Hon' KAT dated 20.12.2019 in OA(E)no.2214/2019, the DPC(H) 2020 held on 25.09.2020 had considered the case of the applicant for promotion to the cadre of Asst.Exe.Engineer and decided not to include her in the select list for promotion to the cadre of Asst.Exe.Engineer on the ground that the above disciplinary action is still pending against her.

5. In the above circumstances, the request of Smt. Kumari Mini. A.S, Asst.Engineer for promotion to the cadre of Asst.Exe.Engineer has been considered by DPC(H) 2020 and disposed of.

6. The order of the Hon'ble KAT in OA(E) no.2214/2019 read as 1<sup>st</sup> paper above is thus complied with.

(By order of the Governor)  
Bijukuttan.m.s  
Additional Secretary

To:

- 1 Smt. . Kumari Mini. A.S, Asst.Engineer (*through the Chief Engineer, :LSGD*)
- 2 The Advocate General, Ernakulam (*with Covering Letter*).
- 3 The Chief Engineer, LSGD, Thiruvananthapuram.
- 4 The Accountant General,(A&E/Audit) of Kerala, Thrissur
- 5 The Executive Director, Information Kerala Mission.
- 6 The Web & New Media, I & PRD.
- 7 Stock File/Office Copy.

Forwarded /By order

Signed by Sreekanth G  
Date: 22-06-2021 12:17:00  
Section Officer  
Reason: Approved