



GOVERNMENT OF KERALA
Abstract

Local Self Government Department - Rural Development Department - Establishment –
Order of the Hon'ble Kerala Administrative Tribunal dated 26.11.2019 in OA
No.2188/2018 filed by Sri. K M Sasidharan - Complied with - Orders issued.

LOCAL SELF GOVERNMENT (ERA) DEPARTMENT

G.O.(Rt) No.296/2020/LSGD

Dated, Thiruvananthapuram, 05.02.2020

- Read: 1. Representation dated 14.05.2018 from Sri. K. M. Sasidharan.(Annexure A10 in OA No.2188/2018)
2. Order of the Hon'ble Kerala Administrative Tribunal dated 26.11.2019 in OA No.2188/2018 filed by Sri. K.M. Sasidharan, Deputy Development Commissioner (Retired).
3. Letter No.553/Estt.A1/2019/CRD dated 21.12.2019 from the Commissioner for Rural Development. Thiruvananthapuram.

ORDER

The Hon'ble Kerala Administrative Tribunal as per order dated 26.11.2019, read as 2nd paper above, directed the second respondent to consider and pass appropriate orders on Annexure A10 appeal, in accordance with law and to pass appropriate orders thereon, within a period of two months from the date of receipt of a certified copy of the order. The second respondent is the Convenor of the DPC (Higher) for promotion to the post of Joint Development Commissioner of Rural Development Department represented by the Secretary, LSGD.

2. In the representation read as 1st paper above, Sri. K. M. Sasidharan has requested to include him in the select list of 2018 for promotion to the post of Joint Development Commissioner. The contention of the applicant was that the Vigilance Tribunal Enquiry proceedings was kept in abeyance and therefore no proceedings as such was pending against him and he was entitled to be considered by the Departmental Promotion Committee for promotion.

3. The Commissioner for Rural Development, as per letter read as 3rd paper above, has informed that a Vigilance case, VC.4/2010/NRK, has been registered against the applicant and five other officers and a detailed Vigilance Enquiry by Vigilance Tribunal

has been ordered and later, it has been kept in abeyance. It is also informed that the DPC (H) held during 2017, 2018 and 2019 superseded the applicant on the ground that a Vigilance Tribunal Enquiry/Vigilance case is pending against him.

4. The Vigilance department has informed that the final report in VC.4/10/NRK has been filed before the Hon'ble Vigilance Court, Kozhikode and no final orders has been issued in the case.

5. Government have examined the matter in detail. The contention of the applicant that no proceedings were pending against him cannot be substantiated. The DPC (H) is the competent authority to decide whether the applicant may be included in the select list. The DPC (H) held during 2017, 2018 and 2019 superseded the applicant on the ground that a Vigilance Tribunal Enquiry/Vigilance case is pending against him. Hence, Annexure A10 Appeal, read as 1st paper above, is rejected.

6. The order of the Hon'ble Kerala Administrative Tribunal, read as 2nd paper above, is thus complied with.

(By Order of the Governor)
R.S.KANNAN
SPECIAL SECRETARY

The Commissioner for Rural Development, Thiruvananthapuram.

Sri. K.M. Sasidharan, Deputy Development Commissioner

(through the Commissioner for Rural Development)

The Advocate General, Kerala, Thiruvananthapuram. (with C/L)

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram

The Accountant General (A & E), Thiruvananthapuram/Thrissur.

✓ The Director, Information Kerala Mission, Thiruvananthapuram.

Information & Public Relations (Web & New Media) Department

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Section Officer

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