



GOVERNMENT OF KERALA

Abstract

LSGD - Engineering Wing – Order of Hon'ble Kerala Administrative Tribunal in OA no.236/2020 filed by Smt. Gigi Thomas, Asst.Exe.Engineer - Complied with - Orders issued

LOCAL SELF GOVERNMENT (EW) DEPARTMENT

G.O.(Rt)No.1647/2020/LSGD

Dated, Thiruvananthapuram, 14/09/2020

Read 1 Order of the Hon'ble Kerala Administrative Tribunal dated 31.01.2020 in OA no.236/2020.

2 Representation dated 06.10.2019 from Smt. Gigi Thomas.

ORDER

The Hon'ble Kerala Administrative Tribunal, as per its order read as 1st paper above, has disposed of OA no.236/2020 directing the 1st respondent, Govt, to pass appropriate orders on Annexure A6 representation, read as 2nd paper above, after hearing the applicant, within a period of two months from the date of receipt of a copy of the order.

2. In the Annexure A6, the applicant has contended that in the seniority list of Asst.Exe.Engineer published vide proceedings dated 25.09.2018, she was ranked no.100, but three juniors to her namely Sri. Pentaleon, Smt. Ganga R. S. and Smt. Shalija B. were promoted as Exe.Engineer vide Annexure A5 order. Therefore, she has requested to grant her promotion as Executive Engineer in view of the promotion of her juniors.

3. As directed by Hon'ble Tribunal, the applicant was heard by the Under Secretary, on 12.09.2020. The applicant repeated her plea in the A6 representation, during the hearing also.

4. The DCP(H) 2019 held on 06.12.2018 had considered the eligibility of the applicant for promotion to the cadre of Exe.Engineer and superseded her due to the pendency of disciplinary action for major penalty in Govt file no.EW1/287/2017/LSGD initiated as per Vigilance surprise check report in connection with the irregularities in Elamdesam BP. Later in the DPC(H), 2020 held on 17.03.2020 also, the applicant was superseded due to the prevalence of disciplinary action for major penalty pending in file no. EW1/287/2017/LSGD, in addition to the disciplinary action for major penalty initiated against her, by Vigilance Dept, in connection with the allegation of implementation of drinking water project at Kulappara SC Colony – Udumbannoor GP.

5. The above two disciplinary actions for major penalty pending against the applicant have not yet been finalised and the charges are still alive. Therefore she is not eligible

for being considered for promotion to the cadre of Exe.Engineer as per provisions in note (i) under Rule 28 (b) (i) 7 of Part II KS&SSRs, 1958.

6. In the above circumstances, the representation (*Annexure A6*) submitted by Smt. Gigi Thomas for granting her promotion as Executive Engineer is devoid of merit and is hereby disposed of by rejecting the same.

7. The order of the Hon'ble KAT in OA no.236/2020 read as 1st paper above, is hereby complied with.

(By order of the Governor)
BIJUKUTTAN.M.S
ADDITIONAL SECRETARY

To:

1. Smt. Gigi Thomas, Asst.Executive Engineer (through the Chief Engineer, LSGD)
2. The Advocate General, Thiruvananthapuram (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
Signature valid

Digitally signed by SREEKANTH G
Date: 2020.08.13 10:14 IST
Reason: Approved

Section Officer