



GOVERNMENT OF KERALA

Abstract

Local Self Government – Panchayat Department – Final Order of the Hon'ble Kerala Administrative Tribunal dated 17.09.2012 in OA No. 1726/2012 filed by Smt. C. M Darsini and Smt. Cinu Priya John, Upper Division Clerks – Complied - Orders issued.

LOCAL SELF GOVERNMENT (EPA) DEPARTMENT

G.O.(Rt)No.3304/2012/LSGD

Dated, Thiruvananthapuram, 01.12.2012

- Read :
- 1) Representation dated 23.07.2012 of Smt. C. M Darsini, Upper Division Clerk, Thrikkakara Municipality, Ernakulam
 - 2) Representation dated 23.07.2012 of Smt. Cinu Priya John, Upper Division Clerk, Thrikkakara Municipality, Ernakulam
 - 3) Government Endorsements No. 47166/EPA1/2012/LSGD & No. 47168/EPA1/2012/LSGD dated 31.07.2012
 - 4) Final Order of the Hon'ble Kerala Administrative Tribunal dated 17.09.2012 in OA No. 1726/2012 filed by Smt. C. M Darsini, and Smt. Cinu Priya John, Upper Division Clerks
 - 5) Government Letter No. 57775/EPA1/12/LSGD dated 03.10.2012
 - 6) Letter No. E4-30203/2012 dated 16.11.2012 of the Director of Panchayats, Thiruvananthapuram.

ORDER

Smt. C. M. Darsini and Smt. Cinu Priya John, Upper Division Clerks submitted representations before Government as per 1st and 2nd paper read above requesting to give direction to the Deputy Director of Panchayats, Ernakulam for their transfer and posting to a convenient station of their order of preference. The application were forwarded to the Director of Panchayats for report as per 3rd paper read above. In the meantime, the applicants filed OA.No. 1726/12 before the Hon'ble Kerala Administrative Tribunal for early disposal of their representations submitted to Government. The Hon'ble Kerala Administrative Tribunal as per Order read as 4th paper above has directed the first Respondent (Government of Kerala) to consider and pass orders on Annexures A9 and A10 representations in accordance with law within a period of two months from the date of receipt of a copy of the order. In the A9 ^{and} A10 representations the petitioners requested to set aside the transfer order of the Deputy Director of Panchayat Ernakulam and to direct him to transfer and post them in the station in accordance with their choice of preference. Accordingly Director of Panchayat was directed to furnish report in this matter as per letter read as 5th paper above and the Director of Panchayat furnished report to Government as per 6th paper read as above.

The applicants are Upper Division Clerks of Kerala Panchayat Subordinate Service. They were posted to Thrikkakara Municipality, Kakkannad on working arrangement. When options were called for the General transfer for the year 2012, the first applicant, Smt Darsini opted the Office of the Deputy Director of Panchayats, Ernakulam, Chellanam Grama Panchayat and Kumbalangi Grama Panchayat in order of preference and the second applicant, Smt. Cinu Priya John opted Churnikara Grama Panchayat, Office of the DDP, Ernakulam and Keezhmade Grama Panchayat in the order of preference. Applicants submitted the option based on GO(MS) No. 121/2012/LSGD dated 05.05.2012 wherein it was stated that those employees who belongs to Panchayat Subordinate Service and working on working arrangement basis either in Municipalities or Corporations are to be transferred back to Panchayat Department as and when vacancies arises.

Director of Panchayat has further reported that none of the Upper Division Clerks working in Municipalities / Corporations in Ernakulam District were given transfer to any of the Grama Panchayat / Office of the Deputy Director of Panchayats / Office of the Assistant Director / Performance Audit Unit / District Panchayat Office in Ernakulam District as per the General Transfer Order for the year 2012. Vacancies of Upper Division Clerks arose in Ernakulam during the year 2012 were filled by giving preference to those employees in Ernakulam who were working outside the District. The petitioners were working in the Ernakulam District. Subsequently Smt. C. M Darsini was transferred and posted to Alangod Grama Panchayat and Smt. Cinu Priya John was transferred and posted to Edavanakad Grama Panchayat in Ernakulam District vide Orders of Deputy Director of Panchayats, Ernakulam No. E4-1/2012 dated 05.11.2012. As such the A9 ^{and} A10 representations of the petitioners are disposed.

The Final Order of the Hon'ble Kerala Administrative Tribunal read as 4th paper above is complied with accordingly.

(By Order of the Governor)
K.P.Sreekumar
Deputy Secretary

To

1. The Advocate General, Ernakulam (with C/L)
2. The Director of Panchayats, Thiruvananthapuram
3. The Deputy Director of Panchayat, Ernakulam
4. Smt. C. M Darsini, Upper Division Clerk, Alangod Grama Panchayath, Ernakulam
5. Smt. Cinu Priya John, Upper Division Clerk, Edavanakad Grama Panchayat, Ernakulam
6. Executive Director, IKM (for publishing in the website of LSGD)
7. Stock File/Office Copy.

Forwarded/By Order


Section Officer
