



**GOVERNMENT OF KERALA**

**Abstract**

LSGD - Order of the Hon'ble Kerala Administrative Tribunal dated 23.01.2014 in O.A.No.59/14 filed by Sri.S.D.Rajeev, Assistant Sericulture officer, Poverty Alleviation Unit, District Panchayath, Allapuzha, before the Kerala Administrative Tribunal- complied with- Orders issued.

**Local Self Government (ERB) Department**

**G.O. (Rt) No. 1929/2014/LSGD Dated: Thiruvananthapuram, 23/07/2014**

- Read:-
1. G.O(Ms) 58/2010/ID Dated 15/03/2010.
  2. Representation dated 30/10/13 from Sri S.D.Rajeev, Assistant Sericulture officer, Poverty Alleviation Unit, District Panchayath, Allapuzha.
  3. G.O.(MS) 25/13/LSGD dated 18/01/2013
  4. Order dated 23/1/14 of the Hon'ble Kerala Administrative Tribunal in OA no 59/14 filed by Sri.S.D.Rajeev, Assistant Sericulture Officer, Poverty Alleviation Unit, District Panchayath, Allapuzha, .
  5. G.O(Ms) 108/14/LSGD dated 13/06/2014
  6. Letter No.24482/Est B4/13/CRD Dated 24/03/14 of Commissioner of Rural Development.

**ORDER**

Sri.S.D.Rajeev, Assistant Sericulture Officer (ASO), Poverty Alleviation Unit, District Panchayat, Alappuzha filed O.A.No.59/2014 before the Hon'ble Kerala Administrative Tribunal. The prayer was that to direct Government to consider his various grievances raised in Annexure A12 representation . The Hon'ble KAT heard the Original Application on 23.01.2014 and directed Government to consider and pass orders on Annexure A12 representation in accordance with law, after affording an opportunity of being heard to the applicant within two months from the date of receipt of a copy of the order.

In pursuance of the direction of the Hon'ble Kerala Administrative Tribunal the petitioner was heard on 08.04.2014. At the time of hearing Sri.S.D.Rajeev requested to redress his various grievances raised in Annexure A12 representation. The main demands in the said Annexure are given below;

- i) The post of Assistant Sericulture Officer was created by Government and the subsequent appointments were done with respective Government Order. Hence his entire service as Assistant Sericulture Officer in Kerala Khadi and Village Industries Board

(KK&VIB), The Kerala State Sericulture Co-operation Federation Ltd. (SERIFED) shall be counted as qualifying service and all service benefits and financial emoluments shall be awarded.

- ii) Pay may be fixed as per post creation and appointment order in the revised scale of pay.
- iii) EL, HPL, Gratuity shall be carry forwarded to Rural Development Service.
- iv) The EPF shall be forwarded to GPF.
- v) The seniority list of redeployed Assistant Sericulture Officers shall be published.
- vi) His service in the present Department may be regularized w.e.f. 16.12.1995, ie, the date on which he joined duty as Assistant Sericulture Officer.

Similar type issues were examined by Government on the basis of a recommendation of Commissioner for Rural Development to grant service benefits such as Leave, Pay fixation, Time bound Higher Grade, Pension etc. to those employees who were deployed in Government service from SERIFED after its liquidation by considering their service in SERIFED. After examining the same Government granted the following additional benefits through the Government Orders 3rd and 5th cited.

- (1) Weightage of one increment shall be given for every four years service in SERIFED. The increments so given may be considered for initial pay fixation. This benefit will be given for pay fixation at the time of admission to Government service and for subsequent pay revisions.
- (2) 50% of the service in SERIFED shall be added to the service period calculated for Time bound Higher Grade.
- (3) 50 % of service in SERIFED shall be added to the qualifying service for granting super annuation pension.
- (4) Even after getting the above service, if any shortage for qualifying service for minimum pension arises in any one's case, that can be taken from SERIFED service.
- (5) Pay revisions of 2004 and 2009 were allowed as per the conditions in Government Order 5th cited.

Government have examined the case afresh and found that the settled case of those SERIFED employees who have been absorbed into Government service cannot be reopened for granting further service benefits in view of the following special conditions laid down exclusively for Assistant Sericulture Officers in the Government orders liquidating the SERIFED .

- (1) The posts of Assistant Sericulture Officers will only continue till the retirement of the present incumbents and will not be integrated with any existing posts of the Rural Development Department.
- (2) The posts of Assistant Sericulture Officers will be considered as supernumerary posts and will be treated as vanishing category.

In the circumstances, Government after detailed examination of the case and in view of the conditions specified in pre para, hereby decline to grant the demands raised by the petitioner, Sri.S.D.Rajeev, Assistant Sericulture Officer, except the one where in it was requested to convert the EPF account of the former SERIFED employees to GPF. The direction contained in the order of the Hon'ble Kerala Administrative Tribunal have thus been complied with.

By Order of the Governor

**T.J.UNNIKRISHNAN**  
**Under Secretary**

To:

- 1) The Commissioner for Rural Development , Thriuvananthapuram.
- 2) The Advocate General, The Kerala Administrative Tribunal  
Thiruvananthapuram
- 3) Shri S.D.Rajeev,Assistant Sericulture officer, Poverty Alleviation  
Unit, District Panchayath,Allapuzha
- 4) The Principal Accountant General (Audit)Kerala,  
Thiruvananthapuram.
- 5) The Accountant General (A&E) Kerala, Thiruvananthapuram.
- ✓6) The Director, Information Kerala Mission , Thiruvananthapuram.
- 7) Stock File/Office Copy

Forwarded /By Order

  
Section Officer