



## GOVERNMENT OF KERALA

### Abstract

Local Self Government Department – Establishment – O.A No.1680/16 filed by Sri. Jobin Jose, Office Attendant, Chavakkad Municipality – Order dated. 26/7/2016 of the Hon. Kerala Administrative Tribunal- Complied with - Orders issued.

### **LOCAL SELF GOVERNMENT (EU) DEPARTMENT**

GO(Rt)No. 3076/2016/LSGD. Dated, Thiruvananthapuram, 11.11.2016

Read:-

1. Order No. G2-16368/16 dated 22.07.2016 of the Director of Urban Affairs, Thiruvananthapuram.
2. Representation dated 25.07.2016 submitted by Sri. Jobin Jose, Office Attendant (Annexure A3).
3. Order dated 26.07.2016 of the Hon. Kerala Administrative Tribunal in O.A No.1680/ 2016 filed by Sri. Jobin Jose, Office Attendant.
4. Letter.No.G2-20755/2016 dated 29/09/2016 from the Director of Urban Affairs, Thiruvananthapuram.

### ORDER

As per Order read as 1<sup>st</sup> paper above, the Director of Urban Affairs issued transfer and postings in the cadre of Office Attendants. In that order Sri. Jobin Jose, Office Attendant, Thrissur Corporation has been transferred to Chavakkad Municipality. Against this order he submitted representation read as 2<sup>nd</sup> paper above before the Government. In the representation the incumbent has submitted that he has not applied for any transfer and he is living in Corporation Quarters and cannot carry his children with him to Chavakkad, as they are in the midst of study in Standard I and III in Thrissur District. He submitted that his transfer to Chavakkad Municipality is based on

political animosity.

2. In connection with the above transfer, Sri. Jobin Jose filed O.A No.1680/16 before the Kerala Administrative Tribunal. The Hon. Tribunal in the Order read as 3<sup>rd</sup> paper above directed the Government to take a decision on Annexure A3 representation after hearing the applicant and the substitute posted in his place, within a period of two months from the date of receipt of a certified copy of the order.

3. In accordance with the direction of the Hon. Kerala Administrative Tribunal, the applicant and two other office Attendants ( Sri. Sajikkuttan G, and Sri. Sakkeer Hussain) were heard by the Under Secretary, Local Self Government (EU) Department on 19/10/2016. At the time of hearing, the applicant submitted that there will be a vacancy of Office Attendant in Thrissur Corporation on 31.05.2017 and requested to transfer him to that place. During the hearing the other Office Attendants (substitutes) produced convincing reasons for retaining them in Thrissur Corporation and objected any transfer from their present place.

4. Government examined the matter in detail with the report of the Director of Urban Affairs read as 4<sup>th</sup> paper above along with the transfer norms of Local Self Government Department issued under G.O. (Ms) No 105/2007/LSGD dated. 4/4/2007. As per Para II and III of this order an employee who completed 3 years service can be transferred out. In this case, at the time of transfer, the applicant had completed almost 11 years service in the Thrissure Corporation (from 7/10/2004 onwards). The Director of Urban Affairs has submitted that the transfer of the applicant was on administrative convenience. Government are of the view that the substitute posted in Thrissure Corporation are deserving persons to be continue there. At present there is no vacancy of Office Attendants in Thrissur Corporation. Government have pertinently noted there is no much distance between Thrissur and Chavakkad.

5. In the above circumstances there is no valid ground to interfere the transfer order read as 1<sup>st</sup> paper above. As the request in the representation read as 2<sup>nd</sup> paper above lack merit, the same is hereby rejected and orders accordingly.

6. The direction contained in the Order read as 3<sup>rd</sup> paper above of the Hon. Kerala Administrative Tribunal is complied with as above.

(By Order of the Governor)

**Abul Kalam. M**

Under Secretary.

To

The Advocate General, Kerala, Vanchiyoor, Thiruvananthapuram  
The Director, State Audit Department, Thiruvananthapuram  
The Director of Urban Affairs, Thiruvananthapuram  
The Secretary, Thrissur Corporation.

Sri. Jobin Jose, Office Attendant, Chavakkad Municipality  
PIN - 680 506.

Sri. Sakkeer Hussain, Office Attendant, Thrissur  
Corporation- 680.001,

Sri. G. Sajikkuttan, Office Attendant, Thrissur  
Corporation- 680 001,

The Executive Director, Information Kerala Mission,  
Thiruvananthapuram (For publishing this Order in the web-site).  
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Section Officer