

7611
314/17



GOVERNMENT OF KERALA

Abstract

LSGD - Engineering Wing - Order of the Hon. Kerala Administrative Tribunal in OA No. 998/16 filed by Sri.P.K.Premlal, Rtd AE, Adoor Municipality - Complied with - Orders issued.

LOCAL SELF GOVERNMENT (EW) DEPARTMENT

GO (Rt) No.901/2017/LSGD.

Dated, Thiruvananthapuram, 27-3-2017.

- Read:-
- 1 Letter No.3449/D1/10/Vig. dated, 07-05-2010 from Vigilance Department in Government.
 - 2 Letter No.E3 (VE7/07/PTA) 24171/2007 dated 29.03.2010 from Director, Vigilance & Anti Corruption Bureau, Thiruvananthapuram.
 - 3 Show case notice of even no. dated 18.05.2015.
 - 4 Reply from Shri. P.K. Premlal, dated 13.07.2015.
 - 5 Order of the Hon. Kerala Administrative Tribunal dated 25.11.2016 in OA No.998/16.

ORDER

In the wake of a compliant that officials of Adoor Municipality had not published the tender notice in the local dailies having circulation in Pathanamthitta and attempted to deny the works to local contractors and to award the same to some particular contractors, the Vigilance and Anti-Corruption Bureau conducted an enquiry. In the enquiry it was found that Shri. P.K. Premlal, the then Municipal Engineer, Adoor Municipality who was in charge of Municipal Secretary and Shri. N. Thulasi, UD Clerk of Adoor Municipality had failed to take appropriate action in publishing the tender Notice of four works connected with Integrated Development of Small and Medium Towns (IDSMT) in Newspapers in proper manner. Vigilance and Anti Corruption Bureau has therefore, recommended to take departmental action against them.

Based on the recommendation of Vigilance Department, Memo of Charges has been served to Shri.P.K. Premlal on 16/9/2010 and obtained his written statement of defence. Also as per request of Sri. P.K. Premlal, Deputy Secretary, LSG(EW) Department heard him on 03.09.2012. The officer had retired from service on 31-5-2013. On examination of the case with reference to the facts in the Written Statement of Defence, the facts submitted by him during the course of hearing and based on the facts in the Vigilance Enquiry report Government had tentatively decided to recover Rs.200/- under Rule 3 (a) Part III KSRs from the monthly pension of Shri. P.K. Premlal, Assistant Engineer (Retd) for a period of one year. Accordingly Show Cause Notice has been issued as per 3rd paper read above .

Subsequently considering the fact that the officer has already retired from service and no serious failure had happened on his part, Government have reconsidered the tentative decision taken to deduct Rs.200 for one year from the monthly pension, of Shri. P.K. Premlal and have tentatively decided to deduct Rs.100 from the monthly pension of Shri.P.K. Premlal for a

period of 6 months, under Rule 3(a) of Part III of KSRs and the matter is being examined by the Government.

In the mean time Shri. P.K. Premlal, Assistant Engineer (Retd) filed OA No.998/16 before Hon. Kerala Administrative Tribunal and the Hon. KAT vide its judgment dated 25.11.2016 directed the second respondent (Secretary to Govt. LSGD) to issue necessary orders for the release of the DCRG admitted to the applicant within a period of two months.

In view of the fact that the proposed punishment against Shri. P.K.Premlal is to deduct Rs. 100/- from his monthly pension, for a period of six months and not for any reduction from DCRG, the Chief Engineer, LSGD is hereby directed to take urgent steps to get the DCRG in respect of Sri. P.K.Premlal, Assistant Engineer (Rtd.) released after making sure that no liabilities are outstanding against the retired officer which ought to have deducted from the DCRG. The order of Hon. Kerala Administrative Tribunal dated 25.11.2016 in OA No.998/16 is thus complied with.

(By Order of the Governor)

T.K. JOSE

Principal Secretary to Government

To

- 1 Shri. P.K. Premlal, Assistant Engineer (Retd) (Through Chief Engineer, LSGD)
- 2 The Chief Engineer, LSGD, Thiruvananthapuram.
- 3 The Advocate General, Kerala, Thiruvananthapuram (With C/L)
- 4 The Principal Accountant General (A&E/Audit) of Kerala, Thrissur.
- 5 The Finance Department (UO No.WW1/39/2017/Fin. Dated.16.03.2017.)
- 6 The Law Department (UO No.698/Opinion-D3/2017/Law Dated. 12.01.2017.)
- 7 The Web & New Media, I & PRD.
- 8 The LSG (EW3) Department.
- 9 Stock File/Office Copy.

Forwarded/By Order



Section Officer.