



GOVERNMENT OF KERALA

Abstract

Local Self Government Department - Establishment - OA No. 248/2017 filed by Smt. K.P. Girija, Junior Public Health Nurse Grade II, Shornur Municipality - Order dated 07.02.2017 of the Hon'ble Kerala Administrative Tribunal - Complied with - Orders Issued.

LOCAL SELF GOVERNMENT (EU) DEPARTMENT

GO(Rt)No: 2346/2017/LSGD. Dated, Thiruvananthapuram, 10.07. 2017.

- Read :**
- 1) Appeal Petition dated 09.11.2016 submitted by Smt. K.P. Girija, Junior Public Health Nurse Grade II, Shornur Municipality before the Government (Annexure A3).
 - 2) Order dated 07.02.2017 of the Hon'ble Kerala Administrative Tribunal in OA No. 248/2017 filed by Smt. K.P. Girija, Junior Public Health Nurse Grade II.
 - 3) Letter No. E5-11504/2017 dated 27.05.2017 from the Director of Urban Affairs, Thiruvananthapuram.

ORDER

Smt. K.P. Girija, Junior Public Health Nurse Grade II who has been working in Shornur Municipality since 2007 submitted several requests before the Director of Urban Affairs for transfer to Pattambi Municipality. But these requests were not considered by the Director of Urban Affairs even during the last general transfer. Hence she filed appeal before Government with request for a transfer to Patambi Municipality.

2. Smt. K.P. Girija filed O.A. No. 248/17 before the Kerala Administrative Tribunal with the same prayer. The Hon. Tribunal in the Order read as 2nd paper above directed the 1st Respondent, Government to consider and pass appropriate Orders on Annexure A3 Appeal, with notice to the applicant and the 3rd respondent, within two months from the date of receipt of a copy of the order.

3. In accordance with the direction of the Hon. Kerala Administrative Tribunal, the Under Secretary to Government, Local Self Government Department heard the applicant and 3rd respondent Smt. Sandhya, Junior Public Health Nurse in Pattambi Municipality on 07.06.2017. During the hearing the appellant submitted that she has been working in Shornur Municipality since 30.08.2007 and her applications for transfer to Pattambi Municipality was not considered in 2013 or on the subsequent years by the Director of Urban Affairs. She belongs to Scheduled Caste community and has completed 9 years of service in Shornur Municipality. Hence she is eligible for transfer to a station of her choice.

4. The Third respondent submitted that she joined Pattambi Municipality on 05.11.2016 and a transfer out of Pattambi would be difficult for her family. However considering the circumstances of Smt. Girija she consented to a transfer to Shornur Municipality, if Girija is transferred to Pattambi as requested by her.

5. The Director of Urban Affairs, in the letter read as 3rd paper above has reported that a post of Junior Public Health Nurse Grade II in Pattambi Municipality was created only as per G.O.(MS) No.109/2016/LSGD dated 05.08.2016 and hence the transfer application of Smt. Girija dated 02.02.2016, could not considered. Since Smt. Sandhya, the Junior Public Health Nurse Grade now working in Pattambi Municipality, had already submitted transfer application to Shornur Municipality, the request of Smt.Girija will be considered in the General transfer according to her eligibility and as per transfer norms.

6. Government have examined the Annexure A3 Appeal petition read as 2nd paper above in detail with the report read as 3rd paper above of the Director of Urban Affairs and with the transfer norms of Local Self Government Department issued under GO(MS)No. 105/2007/LSGD dated 04.04.2007. Since Smt. Girija belongs to Scheduled Caste community and is having 9 years of continuous service in Shornur Municipality, she is eligible for a transfer to a station of her choice. In this circumstances, the request of Smt. Girija K.P. is allowed and Director of Urban Affairs is directed to post Smt. Girija K.P in Pattambi Municipality and to post the 3rd respondent, so displaced, to Shornur Municipality.

7. The direction contained in the Order read as 2nd paper⁶ above of the Hon. Kerala Administrative Tribunal is complied with as noted above.

(By Order of the Governor)
S. MOHANDAS,
ADDITIONAL SECRETARY

To

The Director of Urban Affairs, Thiruvananthapuram.
Director, Kerala State Audit Department, Thiruvananthapuram.
The Advocate General, Kerala, Thiruvananthapuram (With C/L)
Smt. Girija K.P., Junior Public Health Nurse Grade II,
Shornur Municipality, Malappuram District.
Smt. Sandhya, Junior Public Health Nurse, Pattambi Municipality.
The Executive Director, Information Kerala Mission,
Thiruvananthapuram. (for publishing this order in the Website)
Stock File/Office Copy.

Approved for Issue,


Section Officer.