



## GOVERNMENT OF KERALA

### Abstract

Local Self Government Department – Order dated 26.07.2017 in OA 1386/2017 filed by Sri. Sajeesh Kumar. M.N, Senior Clerk, Mannancherry Grama Panchayat, Alappuzha before the Hon'ble Kerala Administrative Tribunal - Complied with - Orders issued.

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

G.O.(Rt)No.3158 /2017/LSGD

Dated, Thiruvananthapuram,27/09/2017

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- Read:-
1. Order dated 26.07.2017 in OA 1386/2017 filed by Sri. Sajeesh Kumar. M.N before the Hon'ble Kerala Administrative Tribunal.
  2. Representation dated 18.07.2017 of Sri. Sajeesh Kumar. M.N, Senior Clerk, Mannancherry Grama Panchayat, Malappuram.
  3. G.O (P) No. 03/17/P&ARD, dated 25.02.2017.
  4. Letter No. E4-27891/17, dated 30.08.2017 of the Director of Panchayats, Thiruvananthapuram.

### ORDER

Sri. Sajeesh Kumar. M.N, Senior Clerk, Mannancherry Grama Panchayat, Alappuzha has filed OA 1386/2017 before the Hon'ble Kerala Administrative Tribunal requesting to post him in any of his choice stations inspite of the directions by the 2<sup>nd</sup> Respondent, ie, the Director of Panchayats, Thiruvananthapuram.

2. By disposing the OA, the Hon'ble Kerala Administrative Tribunal directed the 1<sup>st</sup> Respondent, ie, the Government to take a decision on Annexure A12 representation from the applicant after hearing him and respondents 4 to 12 within 2 months from the date of receipt of the order.

3. In pursuance to the direction of the Hon'ble Kerala Administrative Tribunal, hearing was conducted by the Under Secretary to Government on 30.08.2017. The respondents 4&5 didn't turn up for hearing. Eventhough hearing was again conducted on 19.09.2017, 5<sup>th</sup> respondent didn't appear or did not intimate his inability to attend hearing.

4. Sri. Sajeesh Kumar. M.N stated that he had been denied his privilege of a Scheduled Caste member in the General Transfer as stipulated in G.O(P) No. 03/2017/P&ARD, dated 25.02.2017 and given the same present station, ie. Mannanchery Gramapanchayat. The 7<sup>th</sup> Respondent, Smt. Rosemol. T.K had not even

applied for General Transfer. The 8<sup>th</sup> Respondent Smt. Sreedevi and the 9<sup>th</sup> Respondent Sri. Santhosh. N were placed in positions where they had not opted. A chance for filing objection petition against the draft transfer order was also denied. There was direction from the Director of Panchayats to post the applicant in a convenient place. He is the State Secretary of a Service Organisation and has a history of active local politics. This causes hindrances to his official duties as he is posted in his native place.

5. Respondents 5 to 12 stated that all of them were eligible to be included in the General Transfer order and all of them are posted in convenient places near to their residence and requested not to change their present places.

6. The Director of Panchayats informed that Sri. Sajeesh Kumar.M.N had been transferred from the Office of the Deputy Director of Panchayats, Alappuzha to Palakkad District as part of disciplinary action on dereliction of duty. The presence of the incumbent as per his option from where he had been transferred once will lead to chaos as the various Life Mission Programmes of the Government are being rolled out.

7. Government have examined the matter in detail and pleased to order that the Director of Panchayats will post Sri. Sajeesh Kumar. M.N, Senior Clerk, Mannancherry Grama Panchayat, Alappuzha in a suitable place other than his native Panchayat, ie. Mannancherry Gramapanchayat in the next arising vacancy, without considering his previous options.

8. The order of Hon'ble Kerala Administrative Tribunal read as 1<sup>st</sup> paper above is complied with as above.

(By Order of the Governor)

**SREEJITH. V.P**

UNDER SECRETARY TO GOVT.

To

1. The Advocate General, Kerala, Thiruvananthapuram Branch. (with covering letter)
2. Sri. Sajeesh Kumar. M.N, Senior Clerk, Mannancherry Grama Panchayat, Alappuzha.
3. The Director of Panchayats, Thiruvananthapuram.
4. The Deputy Director of Panchayats, Alappuzha.  
(through the Director of Panchayats)
5. The Secretary, Mannachery Gramapanchayat, Alappuzha (through the Director of Panchayats).
6. Web & New media, I&PRD.
7. The Director, Information Kerala Mission. (for publishing on official Website)
8. Stock File/Office Copy (File No. 215/EPA1/17/LSGD)

Forwarded/By Order

  
Section Officer