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21/12/17



GOVERNMENT OF KERALA

Abstract

LSGD - Engineering Wing - OA 1867/2017 filed by Sri.R. Radhakrishnan Nair, Assistant Engineer, Thiruvananthapuram Corporation - Order dated 06.10.2017 of the Hon'ble Kerala Administrative Tribunal- Complied with - Orders issued

LOCAL SELF GOVERNMENT (EW) DEPARTMENT

GO(Rt) No.4071/2017/LSGD.

Dated, Thiruvananthapuram, 16.12.2017.

- Read: 1 Proceedings No. E3-2100/08/CE/LSGD dated 27.09.2017 of the Chief Engineer, LSGD.
2 Order dated 06.10.2017 of the Hon'ble Kerala Administrative Tribunal in OA 1867/2017.
3 Representation dated 04.10.2017 from Sri.R. Radhakrishnan Nair, Asst.Engineer.

ORDER

Sri. R. Radhakrishnan Nair, Asst.Engineer, Thiruvananthapuram Corporation was transferred to Veeyapuram Grama Panchayat, Harippad, Alappuzha District as per proceedings of the Chief Engineer, LSGD read as 1st paper above. Against this transfer, Sri. R. Radhakrishnan Nair has filed OA 1867/2017 before the Hon'ble Administrative Tribunal.

2. As per the Order read as 2nd paper above, the Hon'ble Kerala Administrative Tribunal have disposed of OA 1867/2017 directing the 1st respondent, the Govt to consider and pass appropriate orders on Annexure A12 representation read as 3rd paper above after hearing the applicant and the 4th respondent (Sri. Suresh Kumar. V, AE, Mulakkuzha Grama Panchayath) within a period of 2 months from the date of receipt of a certified copy of the order. The applicant has submitted the Annexure A12 representation along with the order of the KAT, which received in Govt on 20.10.2017.

3. In the Annexure A12 representation, the applicant contended that he is native of Thiruvananthapuram District and continuing expert treatment in epilepsi clinic in Sree Chithira Thirunal Institute of Medical Science and Technology, Thiruvananthapuram. It is stated that he cannot travel far away in view of his ailments and susceptible fits condition. Earlier similar request for transfer in respect of him was considered by the Government and consequential orders were passed by transferring him to Thiruvananthapuarum. It is also stated that his wife is working in a private school in Thiruvananthapuram, which a non-transferable job and his son aged 16 years is suffering from cardiac disorder and underwent a cardiac surgery and is in under regular follow up.

4. In compliance with the Hon' KAT direction both the applicant and the 4th respondent were heard by the Under Secretary, LSGD on 24.11.2017.

5. During hearing, the Applicant raised the same contentions as in the Annexure A12 representation and requested to retain him in the present position ie, as Assistant Engineer in Thiruvananthapuram. The 4th respondent Sri. Sureshkumar. V, who had been transferred from Veeyapuram Grama Panchayat to Thiruvananthapuram corporation informed that major period of his service was in outside districts. He is a cardiac patient and due to retire from service on 30.4.2020 and hence requested to retain him in Thiruvananthapuram corporation.

6. The Chief Engineer, LSGD has reported that 75% of the total service of Sri. R. Radhakrishnan Nair was in Thiruvananthapuram District. He was transferred to Veeyapuram Grama Panchayat in Alappuzha District on administrative convenience on completion of more than 7 years in the same district. Now he is working in a sensitive post with large amount of work comprising of 5 wards in Sreekaryam zone. Lot of complaints have been received against him ,which are under inquiry by the Superintending Engineer, LSG South Circle, Thiruvananthapuram.

7. Government have examined the matter in detail and it is felt that the contentions put forth by the applicant seems genuine as he has produced relevant medical certificates/ documentary evidence to substantiate his claim; which shows that his health and family conditions deserves humanitarian consideration as his presence is needed in Thiruvananthapuram to continue his treatment and that of his son. But considering the report of the Chief Engineer that the applicant has been working in the present station for more than 7 years, the Chief Engineer is hereby directed to transfer the applicant from the present station and to accommodate him in any other existing vacancy or next arising vacancy in non sensitive posts in the Thiruvananthapuram Municipal Corporation.

8. The order of the Hon'ble KAT in OA 1867/2017 read as 2nd paper above, is complied with accordingly.

(By Order of the Governor)
SREEJITH. V.P
Under Secretary to Govt.

To

- 1 Sri.R. Radhakrishnan Nair, Assistant Engineer, Thiruvananthapuram Corporation.
- 2 Sri. Suresh Kumar. V, Asst.Engineer, Mulakkuzha Grama Panchayath, Alappuzha.
- 3 The Advocate General, Thiruvananthapuram Branch (with Covering Letter).
- 4 The Chief Engineer, LSGD, Thiruvananthapuram.
- 5 The Executive Director, Information Kerala Mission.
- 6 The Web & New Media, I & PRD.
- 7 Stock File/Office Copy.

Forwarded / By Order



Section Officer.

