



GOVERNMENT OF KERALA

Abstract

LSGD - Engineering Wing – OA 2778/2016 filed by Sri. B.S. Jayakumar, Superintending Engineer (Rtd) - Order dated 18.07.2017 of the Hon'ble Kerala Administrative Tribunal-
Complied with - Orders issued.

LOCAL SELF GOVERNMENT (EW) DEPARTMENT

GO(Rt) No.1506/2018/LSGD.

Dated, Thiruvananthapuram, 01/06/2018

- Read:
- 1 Representation dated 03.12.2016 from Sri. B.S. Jayakumar
 - 2 Order of the Hon'ble Kerala Administrative Tribunal dated 18.07.2017 in OA no.2778/2016.
 - 3 Letter no.E22-12714/2017/CE/LSGD dated 13.10.2017 from the Chief Engineer, LSGD.

ORDER

The Hon'ble Kerala Administrative Tribunal as per its order read as 2nd paper above have disposed of the OA 2778/2016 filed by Sri. B.S. Jayakumar, Superintending Engineer (Rtd) directing the first respondent, i.e the Government to consider the Annexure A8 representation, read as 1st paper above, in accordance with law and pass orders thereon within a period of two months from the date of receipt of a copy of the order.

2. In the Annexure A8 representation, the petitioner claimed that he was the senior most Superintending Engineer in LSGD Engineering Wing, but he was excluded from the select list published for the year 2012 in respect of Superintending Engineer for promotion to the post of Chief Engineer without conceivable reasons. He was exonerated from all disciplinary action pending against him vide GO(Rt)no. 204/2014/LSGD dtd 23.01.2014 and he retired from service on 31.05.2013 and therefore it is contended that he was entitled to get promotion to the post of Chief Engineer w.e.f 01.06.2012 as the post was vacant from 31.05.2012. Hence, he has requested to promote him notionally as Chief Engineer w.e.f 01.06.2012 and to grant him all consequential benefits including pensionary benefits.

3. The Chief Engineer, LSGD, vide letter read as 3rd paper, has reported that the applicant was included as serial no.1 in the field of choice for the DPC(H) convened on 29.05.2012 for preparing select list for promotion to the post of Chief Engineer. But he was superseded for the reason that his probation in the cadre of Superintending Engineer had not been declared and a Vigilance case was pending against him. Accordingly the DPC included Sri. P. R.Sajikumar, who was included as serial no.2 in the field of choice, provisionally in the select list.

4. Government have examined the matter in detail and observed that as the probation of the applicant in the cadre of Superintending Engineer was not declared at the time of

convening DPC on 29.05.2012, he was not at all qualified for being considered for promotion to the cadre of Chief Engineer. Hence the contentions put forth by the applicant in the Annexure A8 representation deserves no merit and is hereby declined.

5. The order of the Hon' KAT in OA 2778/2016 read as 2nd paper is complied with accordingly.

(By Order of the Governor)

SREEJITH.V.P

Under Secretary to Govt.

To

- 1 Sri. B.S. Jayakumar, Mangalya, TC 25/77(1), Thampanoor, Thiruvananthapuram - 695001
- 2 The Advocate General, Thiruvananthapuram (with Covering Letter).
- 3 The Chief Engineer, LSGD, Thiruvananthapuram.
- 4 The Accountant General,(A&E/Audit) of Kerala, Thrissur
- 5 The Executive Director, Information Kerala Mission.
- 6 The Web & New Media, I & PRD.
- 7 Stock File/Office Copy.

Forwarded/By Order



Section Officer