



GOVERNMENT OF KERALA

Abstract

LSGD - Engineering Wing - OA(EKM)No.409/2018 filed by Smt. K.C. Salini, Clerk - Order dated 02.03.2018 of the Hon'ble Kerala Administrative Tribunal- Complied with - Orders issued

LOCAL SELF GOVERNMENT (EW) DEPARTMENT

GO(Rt)No.1849/2018/LSGD.

Dated, Thiruvananthapuram, 06/07/2018

- Read: 1 Order of the Hon'ble Kerala Administrative Tribunal dated 02.03.2018 in OA(EKM) No.409/2018.
- 2 Representation dated 17.02.2018 from Smt. K.C. Salini.
- 3 Letter No.A2-2602/2018/CE/LSGD dated 21.05.2018 from the Chief Engineer, LSGD.

ORDER

The Hon'ble Kerala Administrative Tribunal, as per order read as 1st paper above, have disposed of OA(EKM) No.409/2018 filed by Smt. K.C. Salini, Clerk directing the 1st respondent, ie the Govt to consider and pass orders after affording an opportunity of hearing the applicant on Annexure MA1 representation, read as 2nd paper read above, within 3 months from the date of receipt of the order.

2. In pursuant to the Hon'ble KAT direction, the applicant was heard by the Under Secretary on 30.06.2018.

3. The applicant is a Lower Division Clerk in the Local Self Government, Engineering Wing, Department, who entered service on 24.08.2015 and passed the requisite tests during the probation period. The case is that though the applicant has passed the requisite tests within the probation period, the probation of the applicant is not declared. In the meanwhile, the juniors to the applicant were promoted as Upper Division Clerks. She is aggrieved by the promotions granted to the juniors overlooking her claim. Hence the applicant has preferred this Original application. The applicant also preferred Annexure MA1 representation before the first respondent seeking a direction to declare the probation of the applicant in the post of Lower Division Clerk and to promote her with effect from the date of promotion of his immediate junior. The request in the MA1 representation preferred by the applicant is to issue directions to declare her probation in the post of LDC and to promote her w.e.f the date of promotion of her immediate junior.

4. The Chief Engineer, LSGD, as per letter read as 3rd paper above, has reported that the proposal for declaration of probation of the applicant in the cadre of Lower Division Clerk was received in the O/o the Chief Engineer from the Exe. Engineer, District Panchayath, Idukki only after the issue of the order promoting Clerks to Senior Clerks, vide proceedings dtd 05.12.2017. Since the probation of the applicant was not declared

at the time of issue of the said order she was not considered for promotion as senior clerk. Later, as per order dated 04.05.2018, the applicant was granted promotion as Senior Clerk w.e.f 25.08.2017 under Rule 28(bbb) of KS&SSRs. Also in the case of her immediate junior Smt. Valsala, her probation was declared on 23.09.2017 and promotion given only on 24.09.2017; Whereas the applicant got promotion on 25.08.2017, and hence her grievance in the instant case is redressed.

5. In the above circumstances as the grievances in the Annexure MA1 revision petition preferred by the applicant has already been redressed, further course of action from the first respondent Government is not needed in this case. Hence the revision petition is hereby declined.

6. The orders of the Hon'ble Tribunal in OA(EKM) No. 409/2018 read as 1st paper above, is complied with accordingly.

(By Order of the Governor)

SREEJITH.V.P

Under Secretary to Govt.

To

- 1 Smt. K.C. Salini, UD Clerk (*through the Chief Engineer, LSGD*)
- 2 The Advocate General, Ernakulam (*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

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