



**GOVERNMENT OF KERALA**

**Abstract**

LSGD - Engineering Wing - O. A. 268/2018 filed by Sri. Santhosh Kumar M. S., Executive Engineer - Order dated 08.01.2019 of the Hon'ble Kerala Administrative Tribunal - Complied with - Orders issued

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**LOCAL SELF GOVERNMENT(EW) DEPARTMENT**

**G.O.(Rt)No.1343/2020/LSGD Dated,Thiruvananthapuram, 09/07/2020**

- Read 1. G.O (P) 3/2017/P&ARD dated 25.02.2017.  
2. G.O(Rt.)474/2018/LSGD dated 16.02.2018.  
3. Appeal petition dated 21.02.2018 filed by Sri.Santhosh Kumar M. S., Executive Engineer.  
4. Representation dated 23.03.2018 submitted by Sri. Santhosh Kumar M. S., Executive Engineer.  
5. Final order dated 08.01.2019 in OA 268/2018.  
6. G.O (Rt.) 829/2020/LSGD dated 05.05.2020.

**ORDER**

Sri. Santhosh Kumar M. S., Executive Engineer filed OA No.268/2018 before the Hon'ble KAT, Thiruvananthapuram aggrieved by his transfer from Thiruvananthapuram Corporation to Kollam Corporation, ordered vide the Government Order read as 2<sup>nd</sup> paper above. The applicant had also filed a Miscellaneous Application challenging the posting of two of his juniors to Thiruvananthapuram Corporation, after his transfer to Kollam. In the final order dated 08/01/2019 in the said OA, the Hon'ble KAT directed Government, the 1<sup>st</sup> respondent in the OA to consider Annexure A9 & A10 representations submitted by the applicant in accordance with the guidelines issued vide the Government Order read as 1<sup>st</sup> paper above, after affording an opportunity of being heard to the applicant within a period of 2 months from the date of receipt of a copy of the judgment.

2. In the Annexure A9 & A10 representations, the applicant submitted that he belongs to SC community. He had also submitted that he has protection from transfer and eligible for the benefits of

posting in his native district as per GO(P) No. 03/2017/P&ARD dated 25/02/2017, GO(P) No. 11/1990/P&ARD dated 05/09/1990 and GO (Ms) No. 459/1980/GAD dated 03/10/1980. He had worked in Thiruvananthapuram Corporation for three months only. He had been transferred from Thiruvananthapuram Corporation to Kollam Corporation without any valid reason. Also he had been working in out stations for the period from 2008 to 2016. He has requested to review the order of transfer and to give him posting in Thiruvananthapuram Corporation.

3. As directed by the Hon'ble KAT, the applicant as well as Sri. Boben K., Executive Engineer, Thiruvananthapuram Corporation, Sri. T. V. Ashok Kumar, Executive Engineer, District Panchayath, Thiruvananthapuram, Smt. Lekha C. S., Executive Engineer, Thiruvananthapuram Corporation who were the respondent Nos. 2 to 4 in the OA respectively, were heard by the Deputy Secretary to Government, Local Self Government Department on 29/05/2019. During hearing, the applicant reiterated his arguments which were pointed out in Annexure A9 & A10 representations.

4. When the case was under examination, Sri. Santhosh Kumar M. S. was promoted to the cadre of Superintending Engineer as per the Govt. Order read as 6<sup>th</sup> paper above and was posted as Chief Manager (Technical) in the Project Management Unit of 'KILA', Thrissur.

5. Government have examined the matter in detail and find that since the grievance of Sri. Santhosh Kumar M. S. lost its relevance by his promotion to the cadre of Superintending Engineer, no further action seems necessary in the case. The direction of the Hon'ble KAT in the order read as 5<sup>th</sup> paper above are complied with accordingly.

(By order of the Governor)

**GOPAKUMAR U**  
**UNDER SECRETARY**

To

1. Sri. Santhosh Kumar M. S., Superintending Engineer (Through the Chief Engineer, LSGD, Thiruvananthapuram)
2. The Advocate General, Thiruvananthapuram Branch (with Covering Letter)
3. The Chief Engineer, LSGD, Thiruvananthapuram.

4. The Accountant General (A&E/Audit) of Kerala, Thrissur
5. The Web & New Media, I & PRD.
6. Stock File/Office Copy.

Forwarded /By order

Section Officer