



GOVERNMENT OF KERALA

Abstract

Local Self Government Department - Urban Affairs - Order dated 02.07.2020 in OA No.685/2020 and CP(C)No.134/2020 filed by Shri.Narayanan S. - Complied with - Orders issued.

LOCAL SELF GOVERNMENT (EU) DEPARTMENT

GO(Rt)No.2458/2020/LSGD

Thiruvananthapuram, Dated,29/12/2020

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- Read 1. GO(Rt.) No.946/2020/LSGD dated 22.05.2020
2. Interim order dated 25.05.2020 in OA No.685/2020 filed by Shri.Narayanan.S.
3. Judgement dated 02/07/2020 in OA No.685/2020 filed by Shri.Narayanan S .

ORDER

As per the Government order read as 1st paper above Shri.Sheri G., Secretary, Chengannur Municipality and Shri.S. Narayanan, Secretary, Nedumangadu Municipality have been mutually transferred.

The Hon'ble KAT, as per the interim order dated 25.05.2020 in OA No.685/2020 filed by Shri.Narayanan S. stayed the operation of Annexure A4 Government Order read as first paper above for a period of one month. It is also ordered that the 1st and 2nd respondents will ensure that the applicant and the 3rd respondent are retained at their respective stations. The Stay Order has been extended for a further period of one month. Accordingly Shri.Sheri. G. has relieved from Chengannur Municipality on 25.05.2020 AN and the charge handed over to Municipal Engineer. Hence Shri.Sheri. G. has been rejoined in the same station as per the stay order dated 25.05.2020 .

As per the final judgement read as 3rd paper the Hon'ble Tribunal disposed the case directing the applicant to submit an appropriate representation before the first respondent (Government) against his transfer from Nedumangadu with in ten days .If this representation is received in time first respondent shall consider the same and pass appropriate order expeditiously at any rate with in two months from the date of receipt of the same.

Considering the circumstances direction has been given to both the Secretaries to act according to the Hon'ble Tribunal Order dated 02.07.2020 and the Government order dated 22.05.2020.

As per the Government direction Shri.Sheri.G., Secretary, Chengannur Municipality who was transferred and posted as Secretary, Nedumangad Municipality assumed charge and joined duty in Nedumangadu Municipality and reported to Government with RTC.

Then the petitioner has filed Contempt petition CP(C)No.134/2020 saying that despite the expiry of time limit prescribed by the tribunal the respondents did not heard the parties and passed appropriate orders on the Annexure A3 representation dated 09.07.2020 but pass Annexure A6 order dated 18/09/2020 .

The petitioner claimed that he has submitted the representation in time but due to the covid 19 pandemic situation the same has not received in section with in the time limit . The respondent Shri.Sheri.G., Secretary, Chengannur Municipality who was transferred and posted as Secretary, Nedumangad Municipality furnish a representation for clarifying the situation and hence the Government clarified the position via letter dated 18/09/2020 suggesting to act according to the Hon'ble Tribunal order dated 02.07.2020 and the Government order dated 22.05.2020 .

As per the above judgement both the parties were heard on 22.12.2020.Shri. Narayanan submitted his grievance in writing to review the transfer order wherein he has been transferred to Chengannur and to issue necessary orders to retain him at Nedumangad Municipality.

Government have examined the matter in detail. Government is the appointing authority in the case of Municipal Secretaries. They were transferred for administrative conveniences and smooth functioning of the Municipalities in the COVID 19 Pandemic outbreak situation in the State .

In the circumstances Government are pleased to order to operate the Government order read as 1st paper above in which Shri. Narayanan. S. Secretary, Nedumangadu Municipality and Shri.Sheri.G., Secretary, Chengannur Municipality were mutually transferred. The judgement dated 02.07.2020 in OA No.685/2020 filed by Shri.S.Narayanan is complied with accordingly

(By order of the Governor)
REMANI MATHEW
ADDITIONAL SECRETARY

To:

The Advocate General, Emakulam, Kochi-682 031.(with covering letter) The Director of Urban Affairs, Thiruvananthapuram.


The Principal Accountant General (A&E)/(Audit), Kerala, Thrissur The Director, Kerala State Audit Department, Thiruvananthapuram.

Shri.Sheri G., Secretary, Chengannur Municipality / Shri. S. Narayanan, Secretary, Nedumangadu Municipality (through the Director of Urban Affairs)

The Executive Director, Information Kerala Mission, Thiruvananthapuram.

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Forwarded/By order


Section Officer