



GOVERNMENT OF KERALA

Abstract

Local Self Government Department - Establishment - Regularisation of Smt. Sasikala.B, Market Sweeper engaged on daily wages at Vellanadu Gramapanchayat in the post of Part Time Sweeper by creating a supernumerary post - Orders issued.

LOCAL SELF GOVERNMENT (EPA) DEPARTMENT

G.O.(Rt)No.1847/2021/LSGD Dated,Thiruvananthapuram, 24/09/2021

- Read 1. Judgment dated 07.03.2019 in WP(C) 12041/2015 of the Hon'ble High Court of Kerala
2. GO(Rt)No. 1671/2020/LSGD dated 16.9.2020
3. Letter No.X - COC . 2021040543/21 dated 23.09.21 from the Advocate General, Ernakulam

ORDER

In the Judgment read above, the Hon'ble High of Court of Kerala has ordered that the claim raised by the petitioner for regularization of service and for creation of post against which she is to be regularized is liable to be considered, in accordance with the Government orders in force. In view of the fact that the matter has been pending for a long time, the petitioner's application will be considered, taking note of Ext.P3 sweeping area statement issued by the Assistant Engineer, LSGD as valid for a proper consideration. Any further details or clarifications as required by the Government shall be provided by the Panchyath. Orders shall be passed by the first respondent on the request made by the petitioner for creation of post and for regularization of service and payment of due wages in accordance with the Government orders in force, within a period of three months from the date of receipt of a copy of this judgment. The writ petition is ordered accordingly.

2. Government in compliance to the above Judgment issued Order 2nd cited rejecting the request for regularization of the petitioner Smt. Sasikala.B on the ground that the petitioner is working as market sweeper and as per the

existing GO (Rt)No.501/2005/Fin dated 25.11.2005, there is no provision for regularizing market sweepers. Now as per reference read as 3rd paper above, it is informed that the petitioner has filed contempt of court case against the first respondents alleging the non compliance of the direction of Hon'ble Court in Judgment dated 07.03.2019 in WP(C) 12041/2015.

3. Government have examined the matter in detail. In compliance to Judgment dated 19.12.2016 in WP(C) 16151/2010, Government regularized one market/road sweeper as a special case. Further as detailed in the contempt petition, the W.As filed by Government WA 238/2021 and 292/2021 against the Order dated 31.5.2019 in WP(C) 12052/2015 and 11258/2015 respectively related to regularisation of market sweepers is seen dismissed by the Hon'ble High Court upholding the verdict of the Single Judge.

4. In the above circumstances Government are pleased to regularise Smt. Sasikala. B as Part Time Sweeper with effect from the date of this order by creating a supernumerary post of a Part Time Sweeper at Vellanadu Gramapanchayat. The Government Order read above stands cancelled.

5. The Judgment read above of the Hon'ble High Court of Kerala is thus complied with.

(By order of the Governor)
Remani Mathew
Additional Secretary

Smt Sasikala. B, Part Time Sweeper, Vellanadu Grama Panchayath (Through Secretary, Vellanadu Grama Panchayath)

Advocate General, Kerala, Ernakulam(with CL)

Director of Panchayats, Thiruvananthapuram

Deputy Director of Panchayats, Thiruvananthapuram

Secretary, Vellanadu Grama Panchayath, Thiruvananthapuram district.

Principal Accountant General (A&E)/(Audit), Thiruvananthapuram

✓ Executive Director, IKM (for publishing in the website of LSGD)

Finance Department

I&PRD (Web& New media)

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Section Officer

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