



**GOVERNMENT OF KERALA**

**Abstract**

LSGD - Engineering Wing – Order of the Kerala Administrative Tribunal in OA(E) 1741/2020 filed by Sri. Shibu. L. Nalpat & Smt. Manjubala. K.T, Assistant Executive Engineer - Complied with - Orders issued

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**LOCAL SELF GOVERNMENT (EWA) DEPARTMENT**

G.O.(Rt)No.1962/2021/LSGD

Dated,Thiruvananthapuram, 08/10/2021

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- 1 Read 1 Representations dated 28.11.2020 from Sri. Shibu. L. Nalpat & Smt. Manjubala. K.T.
- 2 Order of the Hon'ble Kerala Administrative Tribunal dated 20.11.2020 in OA(E) 1741/2020.
- 3 GO(Rt)no.1892/2021/LSGD dtd 01.10.2021

**ORDER**

Sri. Shibu. L. Nalpat & Smt. Manjubala. K.T, Assistant Executive Engineers have filed OA(E) 1741/2020 aggrieved by their supersession for promotion to the cadre of Executive Engineer by the DPC(H) held on 17.03.2020. The Hon'ble Kerala Administrative Tribunal, vide order read as 2<sup>nd</sup> paper, has disposed of the above OA directing the 1<sup>st</sup> respondent, ie Govt in LSGD to consider Annexure A3 and Annexure A5 representations, read as 1<sup>st</sup> paper above, and to consider their eligibility by convening ad hoc DPC, considering their exoneration in the disciplinary proceedings and for inclusion in Annexure A1 select list and consequential promotion, and to issue appropriate orders within a period of two months from the date of receipt of a copy of the order.

In the above representation, the request of the applicants is to include them in the select list for promotion to the post of Executive Engineer after convening review DPC(H). The applicants were superseded due to the pendency of disciplinary action for major penalty against them in Govt file no. 152/EW1/2016/LSGD in connection with the construction in ICU unit in Taluk Hospital at North Paravoor Municipality. Subsequently the disciplinary proceedings was finalised by exonerating them from the charges levelled against him vide GO(Rt)no.2100/2020/LSGD dtd 06.11.2020.

As such, the Review DPC(H) 2020 held on 13.07.2021 considered the eligibility of Sri. Shibu. L. Nalpat for promotion to the cadre of Executive Engineer and decided to place him as Sl. No. 1(a) & Rank No. 41 in the modified select list 2020. The modified select list was notified vide GO(P)no.36/2021/LSGD dtd 10.08.2021. Accordingly, Sri.

Shibu. L. Nalpat was promoted as Executive Engineer and posted as such in Alappuzha Municipality in the existing vacancy, vide GO read as 3<sup>rd</sup> paper above.

But, in the case of Smt. Manjubala. K.T, another disciplinary action, that for minor penalty, is pending against her in connection with the irregularities in Kalamassery Municipality vide MOC/SOA no.EWA4/36/2021/LSGD dated 09.03.2021. Due to which her meritorious service in Asst.Exe.Engineer cadre becomes questionable and hence, the Review DPC(H) 2020 decided not to include her in the modified select list 2020.

In the above circumstances, the eligibility of the applicants for promotion to the cadre of Executive Engineer have been considered by the Review DPC(H) and thus the orders of the Hon'ble Tribunal in OA(E) 1741/2020, read as 2<sup>nd</sup> paper above is complied with.

(By order of the Governor)  
Bijukuttan.m.s  
Additional Secretary

To:

1. Sri. Shibu. L. Nalpat & Smt. Manjubala. K.T (*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

Signed by Sreekanth G  
Date: 11-10-2021 11:08:21  
Section Officer  
Reason: Approved