



GOVERNMENT OF KERALA

Abstract

LSGD - Engineering Wing - Order of the Hon'ble Kerala Administrative Tribunal in OA no.1341/2020 filed by Sri. K.T. Sajan. Exe.Engineer - Complied with - Orders issued

LOCAL SELF GOVERNMENT (EWA) DEPARTMENT

G.O.(Rt)No.2364/2021/LSGD

Dated,Thiruvananthapuram, 23/11/2021

Read 1 Order of the Hon'ble Kerala Administrative Tribunal dated 25.09.2020 in OA 1341/2020 .

2 Letter no. E1/11710/2016/CE/LSGD dated 13.08.2021 from the Chief Engineer, LSGD.

ORDER

The Kerala Administrative Tribunal, vide order read as 1st paper above, has disposed of the OA no.1341/2020 directing the 1st respondent, Govt to consider and pass appropriate orders on Annexure A2 application and Annexure A3 representation preferred by the applicant and the LSGD Engineers Association, Kerala in accordance with law, and the relevant Govt orders, within a period of one month from the date of receipt of a copy of the order.

The Annexure A2 is the applicant's request for General Transfer opting stations such as LSGD Division, Ernakulam and Kochi Corporation. Whereas in the Annexure A3, the General Secretary, LSGD Engineers Association has appealed the Govt to consider the applicant's request for transfer to his native place, ie Ernakulam, in view of his priority being the President of the Association.

On the above matter, the Chief Engineer, LSGD, vide letter read as 2nd paper above, has reported that the applicant had served as Assistant Executive Engineer in his native district, ie Ernakulam for the period from 12.09.2011 to 30.06.2019, prior to his posting in Changanassery Municipality on getting promotion as Executive Engineer.

Government have examined the matter in detail. As per the norms for General Transfer in respect of Govt employees ordered vide GO (P) no.3/2017/P&ARD dated 25.02.2017, the President/General Secretary of recognised service organisation has been given preference number 16 only in the special priority for the General Transfer. Also, the protection of special priority is confined only upto maximum of 5 years as provided in Para 11 of the said GO. Being the State President of the association, he already enjoyed the benefit of preference in transfer in Asst.Exe.Engineer cadre by

serving in his home district for almost eight years and hence he cannot further claim for this benefit. Being a Government servant, he is duty bound to serve in any station in the state as ordered by Government. Also, it has been specified in para 3 of GO dtd 25.02.2017, an official is liable to be transferred to any station in view of public interest and on administrative convenience as felt by Govt.

In the above circumstances, the request of the applicant in Annexure A2 & A3 for providing transfer to his home district considering his priority under President of the service organisation deserves no merit in view of the above mentioned facts and is declined accordingly.

The orders of the Hon'ble KAT in OA no.1341/2020 read as 1st paper above is thus complied with.

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

To:

1. Sri. K.T. Sajan, Executive Engineer (*through the Chief Engineer, LSGD*)
2. The Advocate General, Thiruvananthapuram (*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: 24-11-2021 11:07:51
Section Officer
Reason: Approved