



GOVERNMENT OF KERALA

Abstract

Local Self Government Department - Establishment - Order dated 8.10.2021 in OA(EKM) 491/2021 filed by Sri. Sudhan A.K and others - complied - Orders issued.

LOCAL SELF GOVERNMENT (EPA) DEPARTMENT

G.O.(Rt)No.2536/2021/LSGD Dated,Thiruvananthapuram, 10/12/2021

- Read 1. GO(MS) No.155/2020/LSGD dated 15.10.2020.
2. Order of the Hon'ble Kerala Administrative Tribunal dated 8.10.2021 in OA(EKM) 491/2021 filed by Sri. Sudhan A.K and others .
 3. Government Letter No. EPA2/135/2020/LSGD dated 25.11.2021

ORDER

1. The Hon'ble Kerala Administrative Tribunal in the Order read 2nd paper above has ordered as follows -

“ In the above mentioned circumstances the Original Application is hereby disposed of by directing the first respondent to consider and to take a decision on Annexure A6 recommendation forwarded by the second respondent with respect to regularisation of the persons mentioned therein as LDV Driver Grade II in the services of the respective local bodies. A decision in this regard shall be taken at the earliest possible, at any rate, within a period of three months from the date of receipt of a copy of this order ”.

2. Annexure A6 is the letter No. PAN/1488/2019-E5(DP) dated 15.12.2020 of the Director of Panchayats whereby the Director of Panchayats has forwarded a list of 13 temporary drivers who were excluded from the purview of Annexure A1 Government Order read as 1st paper above, whereby Government regularised 51 temporary drivers of various Panchayats who were completed 10 years of service as on 30.06.2015. All the Applicants in OA(EKM) 491/2021 are also included in the above list furnished by the Director of panchayats.

3. As per Governemnt Order read 1st above, Government have regularized 51 temporary drivers of various Panchayats who were completed 10 years of service as on 30.06.2015, after creating supernumerary posts of LDV Driver Grade II. After the issuance of the above Government Order, Government and Director of Panchayats have received numerous representations/ petitions from various temporary drivers working in various LSG institutions stating that they are also eligible for regularization and hence requested to regularize them as well. The Director of Panchayats have verified these representations as genuine and forwarded as per Annexure A6 and subsequent letters to the Government for sympathetic consideration. As per the letter read 3rd above, Government rejected these requests on the ground that there are cases in courts filed by PSC Rank holders against the Government Order read 1st above and it is the policy decision of the Government to regularize daily waged drivers who completed 10 years of service and hence the request for regularization of those who were excluded from the Order cannot be considered at present.

4. Government have examined the matter in detail. Government have already taken a decision on Annexure A6 recommendation and reply has been issued to all petitioners rejecting their request. There are cases in courts filed by PSC Rank holders against the Government Order read 1st above and Government have now decided not to proceed with the regularisation of temporary drivers who were excluded from the purview of Annexure A1 Government Order. It is the policy decision of the Government to regularise the daily waged drivers who completed 10 years of service. Hence the request for regularization of those who were excluded from the Government Order 1st cannot be considered at present.

5. In the above circumstances, the recommendation in the Annexure A6 for regularization of the applicants is hereby rejected. The Order read as 2nd paper above of the Hon'ble Kerala Administrative Tribunal is complied with accordingly.

(By order of the Governor)

Shija C G

Deputy Secretary

Sri.Sudhan A.K, Alon House, Kodunga, Vellikulangara P.O, Thrissur-680699

Sri. Premnath V.P, Velukathara House, Vellangallur, Thrissur District-680661

Sri. Asokan P.N, Parakattil House, Kottanellur P.O, Thrissur District-680662
Advocate General, Kerala, Ernakulam (with CL)
Director of Panchayats, Thiruvananthapuram
Deputy Director of Panchayats, Thrissur
Principal Accountant General (A&E)/(Audit), Thiruvananthapuram
✓ Executive Director, IKM (for publishing in the website of LSGD)
I&PRD (Web& New media)
Office copy (File No.LSGD-EPA2/66/2021-LSGD)/ Stock File

Forwarded /By order


Section Officer

