



GOVERNMENT OF KERALA

Abstract

NCC — Establishment – Order dated 19-07-2019 in OA (EKM) 1020/19 filed by Shri. Sebastian P V, Junior Superintendent, 3(K) Air Sqn NCC, Kochi before the Hon'ble Kerala Administrative Tribunal – Complied with – Orders issued.

HIGHER EDUCATION (A) DEPARTMENT

G.O.(Rt)No.2113/2019/HEDN Dated, Thiruvananthapuram, 26/11/2019

- Read
1. Appeal petition dated 17-7-2019 submitted by Shri. Sebastian P V
 2. Order dated 19-7-2019 in OA(EKM) 1020/19 of the Hon'ble Kerala Administrative Tribunal.
 3. Letter No. 4663/A1-Est/2019/NCC dated 27.8.2019 from the

Additional Director General, NCC, Thiruvananthapuram

ORDER

Shri Sebastian P V, Junior Superintendent, 3(K) Air Sqn NCC, Kochi filed OA(EKM) 1020/19 before the Hon'ble Kerala Administrative Tribunal. The Hon'ble Tribunal in its order dated 19-07-2019 disposed of the Original Application with a direction to the 1st respondent (Principal Secretary, Higher Education Department) to consider and pass appropriate orders on Annexure A5 appeal, taking note of the preference /priority available to the applicant in paragraph 10(xi) of GO(P) No.3/2017/P&ARD dated 25-02-2017, within a period of six weeks from the date of receipt of a certified copy of the order.

2. Government have examined the matter in detail in the light of report on Annexure A5 Appeal submitted by the Additional Director General NCC as per the letter read 3rd paper above. Shri. Sebastian P V joined in NCC Department on 03-03-2005. Out of 14 years of his service, almost ten years he was on deputation as per his choice and availed one more request after his promotion and is presently serving in the requested unit since 5-7-2018. As per guidelines in GO(P)No.3/2017/P&ARD dated 25.02.2017, the individual should have completed 3 years in the present unit/station before applying for transfer and it is stipulated that those, who have availed posting on option/request, can apply for transfer only after completion of one year, but the option should be

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only against open vacancies to which no claims exist. Since the applicant had availed the benefit of priority as per his request in the previous transfer/promotion period and the Applicant has not completed a period of one year in the present unit, the applicant is not eligible for getting the benefit of para 10(xi) of GO(P) No.3/2017/P&ARD dated 25-02-2017.

3. In view of the above, Government hereby reject the Annexure A5 Appeal submitted by Shri Sebastian P V, Junior Superintendent, 3(K) Air Sqn NCC, Kochi and the direction of the Hon'ble Tribunal in its order dated 19-07-2019 in OA 1020/2019 filed by Shri. Sebastian PV is complied with accordingly.

(By order of the Governor)
VIJAYAKUMAR.R
ADDITIONAL SECRETARY

To:

The Additional Director General, NCC, Thiruvananthapuram

Sri.Sebastian P V, Junior Superintendent, 3(K) Air Sqn NCC, Kochi

The Advocate General, Kerala Administrative Tribunal, Ernakulam

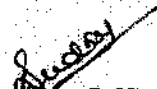
(with C/L)

The Principal Accountant General (Audit) Kerala, Thiruvananthapuram.

The Principal Accountant General (A&E), Kerala, Thiruvananthapuram.
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Section Officer