



GOVERNMENT OF KERALA

Abstract

Health & Family Welfare Department - Health Services - OA 195/2016 filed by Dr.Leena James, Consultant (O&G) before the Hon'ble KAT- complied with-orders issued.

HEALTH & FAMILY WELFARE (A) DEPARTMENT

G.O (Rt)No.1121/2017/H&FWD Dated,Thiruvananthapuram,20.4.2017

- Read :
- 1) Order in OA60/2016 dated 8.1.2016 of Hon'ble KAT
  - 2) Order in OA 195/2016 dated 3.2.2017 of Hon'ble KAT
  - 3) Letter No. EA1-8322/2016/DHS dated 14.3.2016
  - 4) Representation of Dr.Vineetha, Consultant (O&G), General Hospital, Thrissur
  - 5) Representation dated 2.3.2017 from Dr.Leena James

### ORDER

Dr.Leena James filed OA 60/2016 before the Honourable KAT with prayer to direct the 1<sup>st</sup> respondent not to fill up the vacancy of Consultant (O&G) at General Hospital, Thrissur, which arose due to the superannuation of Dr.B.Rajmohan. As per G.O(Rt) No.324/16/H&FWD dated 30.1.2016 Dr.Vineetha.S, Consultant (O&G) was transferred from Taluk Headquarters Hospital, Thirurangady, Malappuram and posted to General Hospital, Thrissur in the existing vacancy. Dr.Leena James filed OA195/2016 is praying for to quash the above order to the extent that it transfers the 3<sup>rd</sup> respondent as Consultant(O&G) to General Hospital, Thrissur. The Hon'ble KAT in its order dated (3.2.2016) in OA No.195/2016 directed 1<sup>st</sup> Respondent, Secretary to Government, Health and Family Welfare Department, to reconsider the transfer of 3<sup>rd</sup> respondent to General Hospital, Thrissur ordered as per Annexure A4, bearing in mind the directions issued in Annexure A2 order also. To enable such a consideration Annexure A10 order was set aside. The 1<sup>st</sup> respondent should afford an opportunity of being heard to the applicant and the 3<sup>rd</sup> respondent before passing orders.

2. The DHS, as per letter read as 3<sup>rd</sup> paper above reported that Dr.Vineetha.S, Consultant (O&G) has already joined duty in the AN of 1.2.2016 at General Hospital, Thrissur which is a day before the date of receipt(2.2.16) of order dated, 8/1/2016 in OA 60/2016. The proposal of DHS suggesting transfer of Dr.Vineetha has been received in Government, prior to receipt of copy of order from Dr. Leena James.

3. Accordingly, along with the representation of the medical officers, a personal hearing was conducted by Deputy Secretary, Health & Family Welfare Department as ordered by the Hon'ble KAT. At the time of hearing Dr.Leena

James requested to consider her application on the basis of her seniority, qualification remaining tenure till superannuation and on compassionate grounds. Dr.Vineetha the 3<sup>rd</sup> respondent, during hearing stated that her Caesarian section rate is lowest in Thrissur district and requested to retain her in General Hospital, Thrissur in public interest and merits.

4. Government have examined the matter in detail and the request of Dr.Leena James is rejected considering the service rendered by Dr.Vineetha.S in her speciality as a Gynaecologist with lowest Caesarian Section rate. Dr.Vineetha.S is posted at General Hospital, Thrissur in the vacancy that arose on 1.2.2016 following the superannuation of Dr.Rajmohan. Dr.Leena James can apply for General Transfer through proper channel. Her application will be considered duly. The order dated 3.2.2017 in OA 195/2016 submitted by Dr. Leena James is complied herewith.

(By Order of the Governor)

B.S.Biju Bhaskar

Deputy Secretary to Government

To

The Advocate General (with C/L)

The Director of Health Services, Thiruvananthapuram.

The District Medical Officer (Health), Thrissur

The Medical Officers Concerned (Through DHS)

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram.

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

Stock File/Office Copy.

Forwarded/By Order

  
Section Officer

**Endt. No.EA1-8322/16/DHS dtd 27.04.2017**

Communicated for information and necessary action.

The incumbent and Head of Institution are authorised to use the printout of the order from the website of Director of Health Services for official purpose.

  
for Director of Health Services

To:

1. Dr. Leena James  
Consultant (O&G), GH Irinjalakkuda, Thrissur
2. Dr. Vineetha.S  
Consultant (O&G), GH Thrissur

Copy to: 1. The District Medical Officer of Health, Thrissur  
2. The Superintendent, GH Irinjalakuda/ General Hospital Thrissur  
3. File/ Stock File