

PROCEEDINGS OF THE ADDITIONAL DIRECTOR OF HEALTH SERVICES
(MEDICAL), DIRECTORATE OF HEALTH SERVICES,
THIRUVANANTHAPURAM

Sub:- Estt: HSD: Revised Preliminary Seniority List of Pharmacist Grade-II for the period from 1/1/1978 to 14/12/1990 – Orders issued –

- Read:-
1. Order No.ES3-34452/02/DHS, dtd. 28.5.2002.
 2. Judgement in W.P.(C) No.16031/2010, dtd. 26.5.2010, the Hon'ble High Court of Kerala.
 3. GO (Rt) No 66/2011 H&FWD Dated 6/1/2011.
 4. This Office order of even No dated 6/12/2011.
 5. Judgment dated 10/01/2014 of the Hon'ble Kerala Administrative Tribunal Thiruvananthapuram in TA No 6005 and 4039 of 2012. (WP (C) No 34050/2011 and 33808/2011 of Hon'ble High court of Kerala)
 6. GO (Rt) No 1508/2014 H&FWD Dated 12/05/2014.

ORDEDR No.ES3-55222/2010/DHS, DATED : 28/6/2014

The Final Seniority List of Pharmacist Grade-II for the period from 1/1/1978 to 14/12/1990 had been published vide this office order read as 1st paper above.

Certain Officers included in the list have challenged the seniority assigned to the persons who secured Inter District Transfer and availed Leave Without Allowances etc. The Hon'ble High Court of Kerala, vide Judgement read as 2nd paper above, has issued direction to consider representations submitted by petitioners. Accordingly, Government had given sanction to revise the seniority list of Pharmacist for the period from 1/1/1978 to 14/12/1990, as per the G.O. read as 3rd paper above.

As such, the service details of the Pharmacist, who entered in service for the above period, have been collected from all the District Medical Officers of Health again. On verification of the service records it is found that certain incumbents were given seniority without considering the Inter District Transfer/Leave without Allowances secured by them.

Accordingly, the seniority assigned earlier to those persons, who availed Inter District Transfer and Leave Without Allowances up to 14/12/1990 has been reassigned and a Revised Final seniority list was published vide this office read as 4th paper above, after giving opportunities to the aggrieved persons for submitting appeals, if any. On the basis of the Revised Final seniority list of Pharmacist Gr II for the period from 1978-1990, the seniority list of Pharmacist Store Keeper for the period from 1/1/2008 to 31/12/2010 was also revised vide this office order No ES3- 89444/12 DHS dated 18/01/2013.

While so, Sri. Kallyanakrishnan & 6 others and Smt Jaimol filed WP(c) No 34050/11 and WP(c) No 33808/11 respectively before the Hon'ble High Court against the revised final seniority list. The Hon'ble Kerala Administrative Tribunal in their joint order read as 5th paper above quashed the Annexure A22 i.e. G.O read as 3rd above and directed the Government to reconsider whether the seniority in Annexure A2 i.e. seniority list of Pharmacist Gr II for the period from 1/1/1978 to 14/12/1990 should be permitted to be disturbed after affording an opportunity of being heard to the applicants and other affected parties within three months from the date of receipt of the copy of the order.

Accordingly Government, vide order read as 6th paper above, directed the Director of Health Services to prepare a revised seniority list of Pharmacist Gr II for the period from 1/1/1978 to 14/12/1990 after seeking appeals if any from all affected parties, after observing all formalities for revision of seniority list and submit a consolidated proposal to Government for approval of the same.

In these circumstances, a Revised Preliminary seniority list of Pharmacist Gr II for the period from 1/1/1978 to 14/12/1990 is prepared after observing all rules stipulated in Rule 27 in KS & SSR and relevant orders.

Those who are aggrieved of the ranks assigned, whose name found missing or found any incorrect service details shall file appeals, if any, in the prescribed proforma attached herewith with proof to substantiate their claim within 30 days from the date of this order.

The aggrieved persons can also attend the hearing, which is proposed to conduct at 11 AM on 22/07/2014 in the chamber of Additional Director of Health Services (Medical) of DHS Office with all connected documents to substantiate their claim.

The District Medical Officer of Health concerned will circulate the copy of this list among all concerned under their control.

Sd/-
Dr. P.N Remani
Addl. Director of Health Services (Medical)

To

The District Medical Officer of Health,
Thiruvananthapuram, Kollam, Pathanamthitta, Kottayam, Alappuzha, Idukki,
Ernakulam, Trissur, Palakkad, Malappuram, Wayanad, Kozhikode, Kannur,
Kasaragode.

Copy to:-

1. The Advocate General of Kerala, Ernakulam (With C/L)
2. The Secretary to Government, H&FWD, Secretariat, Trivandrum (with C/L).
2. EE4 Section.
3. Website : www.dhs.kerala.gov.in.
4. File/S.F.

PROFORMA FOR APPEAL

1. Name (In Capital) :
2. Designation :
3. Present Station :
4. Date of Birth :
5. Qualification :
6. Details of Regular Appointment:-
 - a) Method of Appointment :
 - b) PSC Advice No and Date :
(If more than one PSC appointment, the last PSC Advice No & Date should be noted)
 - c) Govt. Order if any :
 - d) Appointment Order No. and Date. :
(Copy of order should be attached)
 - e) Date of joining in regular service :
7. Whether availed extention of joining time :
If so,
 - (a) Period :
 - (b) Date of joining duty :
8. Details of Declaration or Probation :
(Ord No., Dt. and Dt. of effect of Probation)
9. Details of Inter District Transfer, if any in the entry cadre:-
 - a) Inter Dist. Transfer Order No. and Date :
 - b) District to which transferred :
 - c) Date of joining in new District :

(Contd.....2)

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10. Details of LWA if any :-

a) Period of LWA :

b) Sanction Order No. and Date :

c) Date of rejoining after LWA :

11. Details of Promotion if any :

12. Rank No. in the present Seniority List if any :

13. Other relevant information :

14. Reason for appeal :

15. Mobile No. :

Signature of the incumbent

Certified that the service particulars furnished above are verified with respective service register and relevant records and found correct.

Signature of Head of Institution

Counter Signature of DMO(H)