

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

- Sub:- Estt: HSD- Revised Final Seniority List of PSK for the period from 1/1/08 to 31/12/10 – published -Orders issued -
- Read:-
1. Order No.ES3-34452/02/DHS, dtd. 28/5/02
 2. Judgment in WP(C) No.1603/10, dtd. 26/5/10, the Hon'ble High Court of Kerala
 3. G.O.(Rt) No.66/11/H&FWD, dtd.6/1/11.
 4. Order No.ES3-55222/10/DHS, dtd. 6/12/11.
 5. Order No.ES3-54039/11/DHS, dtd.16/6/11.
 6. Interim Order in WP(C)No.34050/11 dt.24/2/2012 of the Hon'ble High Court of Kerala
 7. This office order of even No. dtd. 19/7/12

ORDER No. ES3-54039/11/DHS, DATED:16/8/2012

The Final Seniority List of Pharmacist Grade-II for the period from 1978-90 had been published vide this office order read as 1st paper above.

The above seniority list was challenged in the Hon'ble High Court of Kerala and the Court vide judgement read as 2nd paper above has issued direction to consider representation submitted by the petitioners. Accordingly Government have also issued sanction to revise the seniority list of Pharmacist Grade-II for the period from 1978-90 vide order read as 3rd paper above.

As such, the service details of the incumbents who entered in service during 1978-90 was again collected and on verification of the service records, it was found that certain incumbents were given Rank No. without considering the Inter District Transfer/Leave Without Allowances secured by them.

Accordingly the existing seniority list of Pharmacist Grade-II (1978-90) was revised by lowering the seniority position of the ineligible persons, who secured the Inter District Transfer/Leave Without Allowances, vide this office order read as 4th paper above.

While so, Sri. Kallyanakrishnan and 6 others who were lowered ranks in the revised seniority list, approached the Hon'ble High Court against the revised final seniority list, read as 4th paper above. The Hon'ble High Court issued an interim direction not to revert the petitioners in implementation of the revised final seniority list of Pharmacist Grade-II for the period from 1978-90. In compliance of the interim direction of Hon'ble High Court the ineligible incumbents, who were already promoted to the cadres of Pharmacist Grade-I and Pharmacist Store Keeper on the basis of old seniority list, have not been reverted. The final decision of the Hon'ble High Court is still awaiting.

The final seniority list of Pharmacist Store Keeper of the period from 1/1/2008 to 31/12/2010 had already been published vide Order read as 5th paper above. 24 Officers among the Officers whose rank No. was lowered in the revised seniority list of Pharmacist Grade-II have been included in this list.

(Contd.....2)

The last Departmental Promotion Committee held on 12/07/2012 has considered 31 candidates who were placed in the seniority list of Pharmacist Store Keeper just above the 24 ineligible candidates. It was also viewed in the DPC that the remaining candidates in the seniority list can be considered only after revising the seniority list by excluding the above 24 ineligible candidates, since they were already excluded from the basic seniority list of Pharmacist Grade-II (1978-90).

A large number of vacancies of Stores Superintendent are existing in the Department and most of the Officers who are awaiting promotion are due to retire from service shortly. Accordingly, considering the urgency of Department and benefit of the employees, a revised preliminary list of Pharmacist Store Keeper was published vide this office Order read as 7th paper above.

The appeals received from the officers who excluded from the seniority list, shall only be finally decided subject to the final verdict in WP(C) No.34050/11, which is pending before the Hon'ble High Court.

In the above circumstances, the Revised Preliminary Seniority List of Pharmacist Store Keeper for the period from 1/1/2008 to 31/12/2010 published vide paper 6th above is finalised and appended herewith. This will be subject to the final verdict in WP(C) No.34050/11.

Sd/-

Dr. Kumary.G.Prema
Addl. Director of Health Services (Medical)

To

All the incumbents concerned (Through the concerned DMO(H)).

Copy to:-

1. The District Medical Officer of Health, Thiruvananthapuram/Kollam/Pathanamthitta/Kottayam/Alappuzha/Idukki/Ernakulam/Palakkad/Thrissur/Malappuram/Kozhikode/Wayanad/Kannur/Kasaragode.
2. Website – www.dhs.kerala.gov.in
3. File/S.F.