

PROCEEDINGS OF THE DIRECTOR OF HEALTH SERVICES

THIRUVANANTHAPURAM

Sub:- Estt:- HSD- OA No. 1427/2024 filed by Dr.Rajeswar Vijay, Assistant Surgeon - Order dated. 11.09.2024 of the Hon'ble Kerala Administrative Tribunal, Thiruvananthapuram- Complied with - orders issued:

Read:- 1.Order No:EA2-9157/2024/DHS Dated:16.07.2024.

2. Annexure A8 representation dated 05.09.2024 submitted by Dr.Rajeswar Vijay,Assistant Surgeon,PHC Kalaketty,Kottayam.

3. Order dtd 11.09.2024 of the Hon'ble Kerala Administrative Tribunal in OA No.1427/2024 filed by Dr.Rajeswar Vijay,Assistant Surgeon,PHC Kalaketty,Kottayam

Order No. EA2-21413/2024/DHS Date:30-09-2024

Dr.Rajeswar Vijay,Assistant Surgeon,Primary Health Centre Kalaketti,Kottayam applied for General Transfer 2024. But he did not get posting in his opted places in the Final List published by the Director of Health Services as per read 1st paper above.

2. Aggrieved by this order he filed appeal read as 2nd paper above before the Director of Health Services and also filed OA No.1427/2024 before the Hon'ble Kerala Administrative Tribunal .

3. The Hon'ble Kerala Administrative Tribunal in the Order read as 3rd paper above has disposed the OA with a direction to the 2nd respondent ie,the Director of Health Services to consider the Annexure A8 appeal and dispose the same at the earliest, at any rate,within a period of one month from the date of receipt of a copy of above order.

4. In compliance of the direction of the Hon'ble Tribunal, the Annexure A.8 appeal has been examined in detail. It is noted that the applicant, Dr.Rajeswar Vijay, Assistant Surgeon, Primary Health Centre, Kalaketty, Kottayam is working at this institution since 25.08.2020. He had applied in General Transfer 2024 with the following options.

1. Sanitorium Chest Diseases, Pulayanarkottah,Thiruvananthapuram
- 2.Community Health Centre, Iranimuttom, Thiruvananthapuram.
3. Primary Health Centre, Karamana, Thiruvananthapuram
- 4.Govt.Dispensary Jagathy, Thiruvananthapuram .
5. Primary Health Centre,Kadakampally, Thiruvananthapuram
- 6.Primary Health Centre, Kulathoor, Thiruvananthapuram
- 7.Primary Health Centre, Veli, Thiruvananthapuram.
- 8.Primary Health Centre, Karakulam, Thiruvananthapuram.
- 9.Community Health Centre, Kanyakulangara, Thiruvananthapuram.

While considering the options of other eligible incumbents, the Director of Health Services has been posted the following incumbents at his options

1. Sanitorium Chest Diseases Pulayanarkottah,Trivandrum

As per the norms of General Transfer, no vacancy is available at this option

2. Community Health Centre Iranimuttom.

Dr.Praveen Raj D S, Assistant Surgeon, CHC, Kattakada

Thiruvananthapuram having station seniority from 04.02.2020 onwards with the protection " disabled person with Loco motor disability" has been posted at this option.

3. Primary Health Centre Karamana

As per the norms of General Transfer no vacancy is available at this option

4.Govt.Dispensary Jagathy

As per the norms of General Transfer no vacancy is available at this option.

5. Primary Health Centre,Kadakampally

As per the norms of General Transfer no vacancy is available at this option.

6.PHC Kulathoor

As per the norms of General Transfer no vacancy is available at this option.

7.PHC Veli

As per the norms of General Transfer no vacancy is available at this option.

8.PHC Karakulam

As per the norms of General Transfer no vacancy is available at this option.

9.CHC Kanyakulangara

There were two vacancies at this option. Dr.Renjithlal AN,Assistant Surgeon,THQH Kadakkal Kollam having station seniority from 01.05.2020 and Dr.John Abraham, Assistant Surgeon, CHC Andoorakonam with protection of Parents of Mentally Retarded Children /Employees looking after Mentally Retarded Siblings /Parents of differently abled children were posted at this option.

It is seen that out of 9 options submitted by the applicant,as per

General Transfer norms there were only 3 vacancies (2 institutions) existed in his options. While considering the options of other eligible incumbents the applicant has been retained at his present Institution and there is no error in that decision.

The next argument put forth in the Annexure A.8 Appeal petition is that the applicant has aged parents who are undergoing treatment. More over his wife is working in Thiruvananthapuram District and children are also studying in Thiruvananthapuram. He therefore requested to post him in any of the open vacancies available at FHC, Kunnathukal and MHC Peroorkada. He further requested post him at next arising vacancies, if any, in Thiruvananthapuram district if he cannot be considered for the said open vacancies.

The above request has been examined in detail. It is seen that presently no open vacancy is existing at FHC, Kunnathukal. In MHC, Peroorkada there is one vacancy. But MHC Peroorkada is not an option of Dr. Rajeswar Vijay during the general transfer 2024 and there is Queue list of other incumbent to this station for transfer as per general transfer norms. There is queue list in most of the institutions in Thiruvananthapuram District. More eligible incumbents than the applicant are waiting for getting transfer to Thiruvananthapuram District. Hence the request in the Annexure A8 appeal cannot be allowed and therefore it is rejected.

The direction contained in the order dated 11.09.2024 of the Hon'ble Kerala Administrative Tribunal in OA No. 1427/2024 is complied accordingly.

Director of Health Services

To :- Dr.Rajeswar Vijay, Assistant Surgeon

Copy to 1. The Advocate General, Kerala , Thiruvananthapuram
:- (With Covering Letter).

2. The District Medical Officer of Health, Kottayam

3. The Medical Officer(i/c),PHC Kalaketti,Kottayam