

PROCEEDINGS OF THE DIRECTOR OF HEALTH SERVICES
THIRUVANANTHAPURAM

Sub:- OA No.1801/2024 filed by Dr.Nahas C N, Assistant Surgeon- Order dated 12-06-2025 of the Hon'ble Kerala Administrative Tribunal -Complied with -Orders issued.

Read:- 1.Representation dated 15-03-2025 submitted by Dr.Nahas C N (Annexure A15).
2.Order dated 12-06-2025 of the Hon'ble Kerala Administrative Tribunal in OA No.1801/2024.
3.Letter No. A6-634/2023/DMO Dated: 7.07.2023 from the District Medical Officer (Health), Kollam.
4.Order No.EA2-18270/2024/DHS Dated:12-08-2024.

Order No.EA2-16231/2024/DHS Dated:27-06-2025

The District Medical Officer (Health), Kollam as per Letter 3rd above has reported that Dr.Nahas C N (PEN.573810) Assistant Surgeon,Hospital for Chest Diseases, Karunagappally, Kollam is doing private practice against the existing norms.It is also reported that in his total services of 15 years, Dr.Nahas C N has worked the same institution ie,Hospital for Chest Diseases, Karunagappally for more than 11 years and requested to transfer the medical officer from present institution.On the basis of report from the District Medical Officer of Health,this office had transferred and posted Dr.Nahas C N, Assistant Surgeon, Hospital For Chest Diseases Karunagappally, Kollam to Taluk Head Quarters Hospital, Nedumkandam, Idukki on Administrative reasons.

2.Aggrieved by this order he filed an OA No.1801/2026 before the Honourable Kerala Administrative Tribunal.In the order read a s 2nd

paper above, the Hon'ble Kerala Administrative Tribunal has directed the 2nd respondent (Director of Health Services) to consider and pass orders on Annexure A15 representation, in accordance with law, within a period of 3 weeks from the date of receipt of a copy of order.

3. In the Annexure A15 representation read as 1st paper above, the applicant submitted the following.

The applicant is presently working as an Assistant Surgeon at Taluk Headquarters Hospital, Nedumkandam, Idukki. His workplace is approximately 170 kms away from his residence, and his elderly parents are under his care. His mother is a post-COVID pneumonia patient who requires oxygen support and intermittent hospitalization; hence, his presence is essential for her care. He also stated that his physical presence is necessary to look after his two daughters, aged 8 and 14. In the circumstances, he has requested to post him to the anticipated vacancy at PHC Vallikunnam, Alappuzha District (currently held by Dr. Anad, who is expected to be promoted to the post of Civil Surgeon).

4. The above Annexure A15 representation has been examined in detail.

Based on the report from the District Medical Officer of Health, this office was transferred and posted Dr. Nahas C N, Assistant Surgeon, Hospital for Chest Diseases, Karunagappally, Kollam to Taluk Headquarters Hospital, Nedumkandam, Idukki on administrative grounds. As per the letter read to as the 3rd paper above, the District Medical Officer (Health), Kollam has reported that Dr. Nahas C N had engaged in private practice in violation of norms while working as Assistant Surgeon at the Hospital for Chest Diseases, Karunagappally. Now Dr. Nahas C N has requested a transfer to PHC Vallikkunnam Alappuzha. It is noted that the distance between PHC Vallikunnam and Hospital for Chest Diseases, Karunagappally is only 13 km his previous

station. It is further noted that his transfer was made on Administrative reasons. Allowing his request for transfer to PHC Vallikunnam would defeat the very purpose of the previous transfer order ie from Hospital for Chest Diseases, Karunagappally, Kollam to Taluk Headquarters Hospital, Nedumkandam, Idukki on administrative grounds.

5. In the above circumstances, Annexure A15 representation submitted by Dr. Nahas C N is hereby rejected. The order of the Hon'ble Kerala Administrative Tribunal read as 2nd paper above is complied with as above.

Director Of Health Services

To :- The Advocate General, Thiruvananthapuram (with C/L)

Copy to 1. Dr. Nahas C N, Taluk Headquarters Hospital,
:- Nedumkandam, Idukki

2. District Medical Officer of Health Idukki

4. The superintendent, Taluk Headquarters Hospital,
Nedumkandam, Idukki