



GOVERNMENT OF KERALA

Abstract

General Education - Establishment-Judgment dated 14.06.10 in WP(C) No.18416/10 filed by Sri. P.Chamiyar and others - Complied with - Orders Issued

GENERAL EDUCATION (C) DEPARTMENT

G.O.(R1)No: 4055/2010/GEdn. Dated, Thiruvananthapuram, 16/09/2010

- Read: 1. Letter No.D6/13290/10/DPI dated 25.02.10 from the Director of Public Instruction, Thiruvananthapuram.
2. Government letter No.12970/C2/10/G.Edn dated 17.04.10
3. Judgement dated 14.06.10 in WP(C)No.18416/10 filed by Sri.P.Chamiyar and others.
4. Government letter No. 38048/C2/10/G.Edn.dated. 03.09.10.

ORDER

In response to the letter read as 1<sup>st</sup> Paper, Government had issued clarification to the Director of Public Instruction, Thiruvananthapuram that if the HSSTs appointed from among HSAs have already been confirmed/are eligible for confirmation in the post of HSSTs then they cannot be relieved to take up employment as HM/AEO as per Rule 26 of Part I, KS&SSRs vide Government letter read as 2<sup>nd</sup> paper. Aggrieved by this, the petitioners filed appeals before the Government alleging that the clarification issued by Government would adversely affect the promotional prosperity since they are selected as HSSTs from among HSAs by transfer. They have also requested Government to direct the Director of Public Instruction, Thiruvananthapuram to promote them to the cadre of HM/AEO with effect from the date of their immediate juniors got promotion to the post of HM/AEO. While departmental action is underway based on their representation, they approached the Hon'ble High Court of Kerala for the same purpose by WP(C) No.18416/10. As per the judgement read as 3<sup>rd</sup> paper the Hon'ble High Court has directed Government to consider the Ext.P2 -P9 appeal petitions filed by the petitioners before the Government expeditiously at any rate, within a period of 3 months from the date of receipt of a copy of the judgement.

(2) Government have examined the matter in detail and decided to continue the same method as adopted in previous years in the promotional

aspect of the HSSTs selected from among the HSAs by transfer till a final decision is taken on the proposal put in by the committee headed by Sri.C.P.Nair before Government suggesting that the Secondary School Education should be made up to the Higher Secondary Education level. Accordingly, as per letter read as 4<sup>th</sup> paper, the Director of Public Instruction has been instructed that the method adopted in the previous years in the promotional matters of HSSTs as HM/AEO may be continued until further orders.

(3) In the above circumstances, in compliance of the judgement of the Hon'ble High Court of Kerala read as 3rd paper, Government are pleased to direct the Director of Public Instruction, Thiruvananthapuram to consider the promotion of the petitioners and other similarity situated persons as HM/AEO in the light of the clarification issued by Government vide letter read as 4th paper.

(4) The order of the Hon'ble High Court in the WP(C) No.18416/10 is thus complied with.

(BY ORDER OF THE GOVERNOR)

S.MOHANAN

UNDER SECRETARY TO GOVERNMENT

To

The Advocate General, Ernakulam (with C.L.)  
The Director of Public Instruction, Thiruvananthapuram  
The Principal Accountant General (Audit) Kerala, Thiruvananthapuram  
The Accountant General (A&E) Kerala, Thiruvananthapuram  
The Director of Higher Secondary Education, Thiruvananthapuram.  
Sri.P.Chamiyar, HSST, GGHSS, Alathur, Palakkad.  
Sri.P.Krishnan, HSST, GHSS, Pazhayannur, Thrissur  
Sri.V.C.Jayarajan, HSST, GHSS, Pankunnam, Thrissur -2  
Smt.C.Vijayalakshmi, HSST, GHSS, Chavakkad, Thrissur  
Sri.T.K.Kunhiraman, HSST, GHSS, Udinoor, Kasaragod.671349  
Sri.P.Sasi Mohanan, HSST, GHSS, Ramanthali, Kannur.  
Sri.R.Brahmasuthan, HSST, GHSS, Anavoor, Thiruvananthapuram.  
Sri.K.G.Mohanan, HSST, GMHSS, Nadavaramba, Thrissur  
Stock File/ Office Copy.

Forwarded/ By Order

  
Section Officer