

**GOVERNMENT OF KERALA**

**Abstract**

**PUBLIC SERVICES – MINISTERIAL SERVICE- MINIMUM SERVICE REQUIRED FOR PROMOTION – INTER-DEPARTMENTAL TRANSFEREES – COUNTING OF PREVIOUS SERVICE FOR PURPOSES OF RECKONING THE MINIMUM SERVICE- CLARIFICATION- ORDERS ISSUED.**

**PUBLIC (SERVICES D) DEPARTMENT**

**G.O.(MS) No.101/71/PD.**

**Dated, Trivandrum, 14<sup>th</sup> April, 1971.**

- Read :* 1. G.O.(P) 322/60/PD dated 27-4-1960.  
2. G.O.MS.No.4/PD dated 2-1-1961.  
3. Government Memorandum No. SB3-18622/60-2/PD dated 28-12-1960.

**ORDER**

In the G.O. read as first paper above it has been laid down that a Lower Division Clerk can be promoted as Upper Division Clerk and an upper division clerk to a supervisory post only after he has worked for a minimum period of two years in the lower post. According to the Government Memorandum read as third paper above, an inter-departmental transferee is to be treated as the junior most in the category in the new department and his seniority is to be fixed with reference to the date of his joining duty there. It has also been laid down therein that he cannot be allowed to count his previous service for purposes of reckoning the minimum service required for promotion and thus gain an advantage over his seniors in the new department. The Memorandum however, provides that if and when the turn of the inter-departmental transferee for promotion in the new department comes, he may be allowed to count his service in the old department towards the minimum service required for promotion, if necessary.

2. The Government Memorandum read as third paper above lays down in unambiguous terms that the concession given therein to an inter-departmental transferee to count his previous service cannot be used to offend the principles laid down for mutual and inter-departmental transfers. The safeguards to those working in the department have been reiterated in G.O.(MS) No. 4/PD dated 2-1-1961 which was issued in suppression of all previous orders on the subject. The person already working in the department should

not be passed over for promotion by an inter-departmental transferee until they are given the minimum time to get themselves qualified. Since a minimum period of two years is prescribed for promotions, the inter-departmental transferee can be allowed to count his service in the old department and get promoted over his seniors only after those seniors complete to years of service and still remain unqualified for promotion for want of test qualification. Instances have, however, come to the notice of Government where the concession granted to the inter-departmental transferee to count his previous service was used in a manner prejudicial the legitimate interests of those in the department by misinterpreting the expression "turn for promotion" occurring in the Memorandum read above Government wish to clarify that the turn for promotion of the Inter- departmental transferee in the new Department comes only after those who are senior to the inter-departmental transferee complete the minimum qualifying period of service for promotion i. e. 2 years.

3. These order will be deemed to have come into force with effect from 28-12-1960. Promotions already ordered, if any, on the basis of wrong interpretation of the Government Memorandum read as third paper above should be reviewed by the concerned Departments.

By Order of the Governor,

K.P.K. MENON,  
Chief Secretary.

To

All Heads of Departments and Offices  
All Officers of the Secretariat  
All Departments (all sections) of the Secretariat  
The Secretary, Kerala Public Service Commission (with C.L.)  
The Registrar, High Court, Ernakulam                    ,,  
The Registrar, University of Kerala                     ,,  
The Registrar, University of Calicut                    ,,  
The General Manager, Kerala State Road Transport   ,,  
Corporation  
The Advocate General Ernakulam                        ,,  
The Secretary, Kerala State Electricity Board        ,,  
The Secretary to the Governor  
The Accountant General  
The Private Secretaries to the Chief Minister and other Ministers  
The Stenographer to the Chief Secretary