

Kerala Gazette No. 10 dated 9th October 1979.

PART I

GOVERNMENT OF KERALA
General Administration (Service D) Department

CIRCULAR

No.100714/SD2/79/GAD

Dated, Trivandrum 17th august 1979.

Sub: - Public service _ Disciplinary proceedings- Penalty of reduction to lower post- Re-promotion on expiry of the period of reduction – Clarification issued

According to notes (3) and n(4) under (v) of sub- rule (1) of rule II of the Kerala Civil Service (Classification, Control and Appeal) Rules, 1960 an order of reduction to a lower post or a lower time-scale shall entail loss of seniority and officer so reduced shall take his place in the lower grade or in the lower time scale at the top of the list of officers in that grade or time- scale. The rule further provides that he shall be considered for promotion (emphasis supplied) on the completion of the specified period of reduction and that on promotion he shall take his place at the bottom of the higher grade or higher time-scale. In considering then case of repromotion of an officer reduced to a lower post, Government had occasion to examine the significance of the words "he shall be considered for promotion" occurring in the said rule. In that case, the reduction was from a selection post. Appointment to selection post has to be promoted." But at the same time, if the case of the Officer is again referred to the Departmental Promotion Committee for considering his suitability for promotion and in case for promotion and in case he is found u unsuitable and cannot therefore the given promotion the period of reduction will exceed the period specified in the order imposing the penalty. On examination of the case, Government have been advised that the words "shall be considered for promotion" occurring in the said rule only imply that the promotion is subject to availability of vacancy in the higher post and that the officer has to be promoted in the next vacancy which occurs after the expiry of the period of reductio9n specified in the order imposing the penalty and that no further assessment of suitability for promotion is necessary in such cases even in respect of selection posts. All the Heads of Departments and the departments of the Secretariat etc. are requested to take note of the above position in dealing with similar cases.

K.P.S. MENON
Additional Secretary

To

All Heads of Departments and Offices	
All Departments (all sections) of the Secretariat	
The Secretary, Kerala Public service Commission	(with C.L.)
The Registrar, High Court of Kerala, Ernakulam	“ “
The Registrar, University of Kerala/ Calicut/Cochin	“ “
The Registrar, Kerala Agricultural University, Trichur	“ “
The Advocate General Ernakulam	“ “
The Secretary Kerala State Electricity Board	“” “”
The General Manager Kerala State Road Transport Corporation	
The Secretary to Governor	
The Secretary to Chief Minister and Private Secretaries to the other Ministers.	
The Under Secretary to Chief Secretary.	