



GOVERNMENT OF KERALA

Abstract

Social Welfare Department – Regularization of physically handicapped persons who worked provisionally between 15.08.98 & 15.08.99 – late applications – rejected - Orders issued.

SOCIAL WELFARE (A) DEPARTMENT

G.O(MS) No. 78/2010/SWD

Dated, Thiruvananthapuram 06.11.2010.

Read:- 1. G.O.(P)No.43/07/SWD. dated 09.08.2007.
2. G.O(P)No.85/07/SWD dated 30.11.2007.

ORDER

Government as per Government Order read as first paper above had decided to regularize the provisional service of the physically handicapped persons who worked during the period from 15.08.98 to 15.08.99 in Government service, Local Self Government Institutions, Co-operative Institutions and other Public Sector Undertakings. It was also ordered therein that eligible persons should submit applications along with required records to the concerned District Employment Officers within two weeks from 09.08.07. Finally based on the list submitted by the District Employment Officers, orders were issued reappointing/regularizing the services of 603 persons as per Government Order read as 2nd above.

After that, applications were received from some formerly provisional employees who did not file application within the time limit prescribed by Government, citing various reasons for the delay.

Meanwhile, Kerala Federation of the Blind filed WP(C) before the Hon'ble High Court challenging the Government Order read as 2nd paper above alleging that the ratio of 1: 1: 1 among visually impaired, hearing impaired & orthopaedically handicapped has not been maintained in the appointments ordered in the Government Order. The Court while disposing the Writ Petition has directed Government to take ameliorative measures to redress the grievances of the visually/hearing impaired persons. While disposing the Writ Appeal by Kerala Federation of the blind also, the division bench held that the vacancies lost to the visually impaired could be recouped at the earliest. A special recruitment is to be conducted to fill up the vacancies.

In the circumstances, more re-appointment in relaxation of the existing guidelines will lead to further loss in appointment to the visually and hearing impaired persons,

which in turn may lead to further litigations and adverse comments from the Hon'ble Court.

Government have examined the matter in detail and hereby order that the applications received late after the time limit specified for inclusion in the Government Order read as second paper above, need not be considered and hence all such applications are rejected.

By order of the Governor,
K.B. VALSALAKUMARY,
Secretary to Government.

To

All Heads of Departments.
All Departments in the Secretariat.
The Director of Social Welfare, Thiruvananthapuram.
Stock file/Spare.

Forward By Order

Mary Melani Neth
Section Officer