

GOVERNMENT OF KERALA

Abstract

SELECTION PUBLIC SERVICES- CADRE OF ADMINISTRATIVE OFFICERS-MODE OF AND APPOINTMENT TO-ORDERS ISSUED-CLARIFIED

PUBLIC (SPECIAL B) DEPARTMENT

G.O. (MS) No 140/76/PD.

Dated, Trivandrum, 15th May 1976

- Read:-*
- (1) G.O.MS.267/72/PD dated 7/7/1972.
 - (2) G.O.MS.273/72/PD dated 14/7/1972.
 - (3) G.O.MS.354/72/PD dated 11/9/1972.
 - (4) Letter No.O.P.II 5906 dated 19/12/1975 from the Registrar, High Court,Ernakulam

ORDER

In the G.O's read above Government have prescribed the mode of selection and appointment to the posts of Administrative Officers in the various departments under them. Accordingly the quota set apart for non-Secretariat Personnel is to be filled up by direct recruitment through the Public Service Commission from among officers in the grade of Senior Superintendents, Office Manager and other non technical officers in the scale of pay of Rs.310-600 (Pre-revision) or higher scales of pay in all Departments including the Secretariat(including Administrative, Law, Finance, and Legislature) Revenue Department and Officers of the Public Service Commission, Advocate4 General, High Court and Examiner of Local Fund Accounts, who have put in not less than three years service in a supervisory post.

The Public Service Commission has accordingly notified the posts and prepared a list of 19 officers drawn from various departments for the post of Administrative Officer, Grade II. This includes Block Development Officers, Assistant Development Commissioners, and Additional Factories Inspectorates etc.

The validity of the selections made b y the Public Service Commission was challenged through some write petitions filed in the High Court ,While dispensing one of the O Ps.(O.P.Nos.3501 and 4451 of 1974 filed by Shri S. Siva Chandra Pillai, Superintendent, Home for the mentally Deficiently Children, Kuravankonam, Trivandrum Shri.C.N.Appu Senior Superintendent ,Directorate of Health Services,Trivandrum) the High Court has directed as follows.

“What exactly is the interpretation of the words”supervisoryPost” is for the Government to clarify. I would direct the Government to clarify that as expeditiously possible so that the Public Service Commission may, if necessary, review the list on that basis. Persons who cannot be appointed as Administrative Officers Grade II as per Exts. P1 to P3 should also be excluded from the list and the P.S.C should revise the list excluding the names of such persons. On the basis of such revision the rank of the Petitions should be revised.

It has been brought to my native by the learned council for the 6th respondent in O.P 3501/74 that as per the decision in O.P 1169/74 filed by him he is entitled to be included in the rank-list for appointment as Administrative Officer Grade II .In revising the list of subject to the result of the Writ Appeal filed from that

O P certainly the Government and the PSC should take note of the decision and act accordingly. According to response 3,4 and5 they are exactly in similar position as the 6th respondent. If that be so, certainly they should be given the benefit of the decision in O.P 1169/74. It is contended by the 3rd respondent that he has no substantive appointment in the Revenue Department and he is entitled to be appointed as Administrative Grade II. These are matters for the Government to decide. Government should dispose for the representation field by the parties as expeditiously as possible, and in the light of the decision taken by the Government, the P.S.C will have to revise the list. It need not be reiterated because there cannot be any doubt that in preparing the lists and making the selection Exs.P1 to P3 orders should be strictly followed”.

Governments have carefully examined all the orders issued by them in the matter of selection and appointment to the post of Administrative Officers. It is clear that all along the intention of Government has been to make selection to such posts from among officers in the grade of Senior Superintendents, Office Manger etc, who have come up from the ministerial cadres. The supervisory experience required is full time supervisory work in an office and not the type of supervisory work which an officer with executive functions also exercise in an office. Hence in clarification of the G.O's read above Government order that the term “Supervisory Post” means holding of a post in a supervisory capacity in the ministerial line and not the type of supervisions over an office experienced by officers holding executive assignments.

The Public Service Commission is requested to proceed accordingly and as directed in the Judgment of the High Court.

By order of the Governor,

ZACHARIA MATHEW

special Secretary to Government

To

The Accountant General
The Secretary Public Service Commission (with L.C)
The Registrar, High Court (with C.L)
All Heads of Departments
All Collectors
The Public (SC) Department
The Finance Department
All Departments of the Secretariats including Law,/finance and Legislature
All Officers of the Secretariats of and above the rank of Deputy Secretaries
The Private Secretary to Chief Minister and other Ministers.