

GOVERNMENT OF KERLA

Abstract

PUBLIC SERVICES—STRIKE BY ASECTION OF GOVERNMENT EMPLOYEES DURING 1973 - ACTIONS AGAINST PROBATIONERS—WITHDRAWAL OF FURTHER ORDERS ISSUED

GENERAL ADMINISTRATION (SS) DEPARTMENT

G.O.MS. 75/81/GAD.

Dated, Trivandrum, 10th March, 1981.

- Read:-
1. Circular Memorandum No. 132319/SSI/72/PD dated 1-2-1973
 2. Circular Memorandum No. 11762/SSI/73/PD dated 29-7-1973.
 3. Circular Memorandum No. 81630/SSI/73-2/PD dated 22-9-1973.

ORDER

In the context of the strike by a section of Government employees in 1973, show cause notices were issued to probationers (including probationers on promotion) and further action taken against them by the competent authorities as directed in the Circular Memorandum first cited. The action resulted in termination of probation of first appointees and those on promotion in a large number of cases. In the case of probationers on promotion the action resulted in reservation to lower posts. After the withdrawal of the strike, Government in the Circular Memorandum 2nd cited that the probationers who reverted to lower posts as a result of action taken against them would be promoted/reappointed in available vacancies immediately, after restoring to original seniority in the higher posts and that the period of their problem would be extended by the period during which they were unauthorized absented from duty. In the Circular Memorandum third cited Government clarified that in cases where vacancies were not immediately available for repromotion/reappointment of reverted probationers on promotions; the junior most officer in the concerned category would be reverted to repromote/rappoint the reverted probationer on promotion. It was also ordered that the Repromotion/reappointment would be given effect to only from the date on which the orders were passed by the appointing authority and nor with retrospective effect.

2. It has been brought to the notice of Government that in certain cases the reverted probationers on promotion has to wait till the issue of the Circular Memorandum third cited to get repromoted to the higher post. It has also been represented that the action taken against probation on promotion during the strike in 1973 should be withdrawn. Government have re-examined matter. Government find that hardship has been caused to probationers on account of the action taken against them in the Circular

Memorandum cited and that this should be rectified as far as possible. According, Government direct, in modification of the direction given in the Circular Memoranda second and third cited, that the probationers on promotion who were reverted to lower posts as result of the action taken against them as directed in the Circular Memorandum first cited will be repromoted/reappointed to the higher posts nationally with effect from the date on which their probation was terminated revoking the action taken with retrospective effect. Arrears of pay will, however, be paid on account of the retrospective repromotion/reappointment but the period from the date of retrospective repromotion of increment in the higher scale.

By order of the Governor,

M.S.K. RAMASWAMY,
Special Secretary to Government.

To

All Heads of Departments and Offices.

All District Collectors.

The Registrar, High Court, Ernakulam (with C.L.)

The Secretary, Kerala Public Service Commission (with C.L.)

The Secretary to Governor, Raj Bhavan, Trivandrum.

The Accountant General, Kerala, Trivandrum.

The Advocated General, Ernakulam.

The Director of Public Relations, Trivandrum.

All Special Secretaries / Secretaries / Additional Secretaries / Joint Secretaries / Deputy Secretaries/Under Secretaries to Government.

All Department (all Sections) of the Secretariat including Law, Finance and Legislature.

The Private Secretaries to Chief Minister & Other Ministers.

The Under Secretary to Chief Secretary.

The General Administration (S.C.) Department.