



GOVERNMENT OF KERALA

Abstract

Higher Education– One time B.Tech Course under WBATE Programme-
Period of deputation in respect of Sri.Babu.J ,Workshop Instructor, Government
Polytechnic College,Neyyatinkara adjusted with available eligible leave as a
special case -Sanctioned-Orders Issued.

HIGHER EDUCATION (L) DEPARTMENT

G.O.(Rt)No.1093/2020/HEDN Dated,Thiruvananthapuram, 26/08/2020

Read 1 Proceedings no. EC5/44682/13/DTE Dated 18.03.2014

2 Letter no.L2/18981/2009 dated 04.04.2015 of the Director of
Technical Education

3 G.O(Rt)no.393/17/H.Edn dated 2.03.2017

4 Representation dated 04.05.2017 submitted by Sri.Babu.J

5 Representation dated 4.07.2018 submitted by Sri.Babu.J before
SC/ST Welfare Committee

6 Letter no.19132/SCST.B3/17/Leg.Sec dated 21.07.2018

ORDER

Sri.Babu.J, Workshop Instructor,Government Polytechnic College,
Neyyatinkara, who was one among the 33 incumbents who discontinued the one
time three year B.Tech course under WBATE Programme, vide reference read
4th above, has requested Government for waiving the interest and adjusting
principal amount in respect of the period under deputation,by treating the period
as eligible leave as done in similar cases.

2)By complying with the Order of Hon'ble High Court in OP (KAT) 209/2015
dated 22.07.2015 and issuing Orders GO (Rt) No 393/2017 dated 02/03/2017 &
GO (Rt) NO 755/2018 dated 13/04/2018, Government have rejected the request of
the petitioners for waiving the interest and adjusting principal amount by treating

the period as eligible leave.

3) Aggrieved by the order, Sri.Babu.J has submitted representation before the Legislative Committee for the Welfare of the SC/ST, vide representation read 5th above. In the representation, He seeks that the recovery of principal and interest be waived off as done in the case of Smt.Sujatha.P.L, retired Lecturer, Central Polytechnic College, Thiruvananthapuram who was 1 among the 33 incumbents proceeded under deputation to pursue one time 3 year B.Tech course. Though she had bonded liabilities, her period of deputation was treated as eligible leave available. Smt.Sujatha claimed her exemption on the grounds that she belonged to SC community. The petitioner, Sri.Babu.J, Workshop Instructor, Government Polytechnic College, Neyyatinkara also seeks the same consideration.

4) Government have examined the matter in detail. Since Sri.Babu.J has not completed B.Tech course, the period in question cannot be considered as deputation period. In the circumstance, the Director of Technical Education (DTE) is directed to recover all the benefits received by Sri.Babu.J for the period from 24.01.1997 to 18.06.1998 during B.Tech Course with interest, as per the terms and conditions of Bond. DTE is also directed to furnish proposal for regularization in respect of the incumbent for the period from 24.01.1997 to 18.06.1998, taking into account the following instructions.

- Regularization is to be done taking into account the eligible leave in credit till 24.01.1997
- If the deputation period is to be regularized as eligible leave, then the amount received by the incumbent in excess of his leave salary/allowance has to be recovered with interest as per conditions of Bond executed.
- If the eligible leave is not sufficient to cover the deputation period, the remaining period should be considered as LWA under Rule 88 Part I KSR, for which the period of deputation to be regularized will not be reckoned for granting Increment, Higher Grade, Pension or for accumulation of Earned Leave.
- Request for Leave should be obtained in prescribed format before

sanctioning eligible leave.

- Appropriate changes should be made in the leave account of incumbent's Service Book.

(By order of the Governor)

THARUN LAL.S
JOINT SECRETARY

To:

The Secretary,Legislative Assembly (With covering letter)

The Director of Technical Education, Thiruvananthapuram.

The Principal, Government Polytechnic College,Neyyatinkara

Sri.Babu.J,WorkshopInstructor,GovernmentPolytechnicCollege,Neyyatinkara

The Accountant General (A&E), Thiruvananthapuram/Kottayam.

The Principal Accountant General (Audit), Thiruvananthapuram.

Finance department

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