



## GOVERNMENT OF KERALA

### Abstract

Forest and Wildlife Department – Establishment – OA 926/2022 filed by Sri.Raju T & 43 others – Final order dated 26.05.2022 of Hon'ble Kerala Administrative Tribunal - Complied with - Orders issued

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### **FOREST & WILDLIFE (F) DEPARTMENT**

G.O.(Rt)No.318/2022/F&WLD Dated, Thiruvananthapuram, 26-07-2022.

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Read 1 Government letter No.F1/332/2021-FWLD dated 23.09.2021.

2 Representation submitted by Sri.Raju T & 43 others.

3 Final Order of Hon'ble Kerala Administrative Tribunal dated 26.05.2022 in OA 926/2022 filed by Sri.Raju T & 43 others.

Letter No.KFDHQ/2889/2022-ADMIN/E6 dated 30.06.2022  
4 from the Additional Principal Chief Conservator of Forest (Administration).

5 Interim order of Hon'ble Kerala Administrative Tribunal dated 13.07.2022 in OA 1255/2022 Sri.Raju T & 56 others.

### **ORDER**

Sri.Raju T & 43 others, who are working as daily wage Watchers in Forest Department had filed OA 926/2022 before the Hon'ble Kerala Administrative Tribunal, aggrieved by the directions contained in Government letter read as 1st paper above. As per letter read as 1st paper above, Government had directed the Principal Chief Conservator of Forests and Head of Forest Force to terminate the service of all daily wage employees who have attained an age above 56 years, except those who belong to SC/ST category, those who appointed on compassionate basis and those who appointed on the basis of specific Government order/direction, in Forest Department.

2. The Hon'ble Tribunal in its final order read as 3rd paper above, had directed the 1st respondent ie; Principal Secretary, Forest Department to consider and pass appropriate orders on Annexure A10 representation submitted by the Applicants to Government within a period of 3 months from the date of receipt of a copy of the order. The Hon'ble Tribunal had also directed that the Applicants should not be

disengaged and will not be substituted by another daily wage workers till final orders are passed on Annexure A10 representation.

3. In Annexure A10 representation, read as 2nd paper above, the Applicant's had contended that in the meeting convened on 08.11.2018, it was decided to allow daily wagers in Forest Department to continue till the age of 65 years and there after to disengage them. They had also contended that the forest department is now trying to disengage them and trying to engage another set of daily wagers of their choice, which is against the settled principals laid down by Hon'ble Apex court and Hon'ble High Court in various cases.

4. As per letter read as 4th paper above, the Additional Principal Chief Conservator of Forests(Admin) has submitted that the decision to terminate the service of temporary employees was taken in view of the Government direction contained in the letter read as 1st paper above.

5. Government have examined the matter in detail. As far as Forest Department is concerned, Government had taken a policy decision to terminate the service of all daily wage employees who have attained an age of 56 years, except those who belong to SC/ST category, those who appointed on compassionate basis and those who appointed on the basis of specific Government order/direction, in Forest Department. The employees who are appointed as NMR workers through employment exchange and not completed the stipulated service tenure allowable as per Rules can also be continued. Government had also decided that temporary appointment if any needed in any division will be done with the prior approval from Government. The Applicants alone cannot be given exemption in this regard. Hence the request of the Applicants to allow them to continue as daily wage workers in forest department till they attain the age of 60 years is hereby rejected. The disengagement of Applicants in OA 926/2022 from forest department will be subjected to further orders/direction of Hon'ble Kerala Administrative Tribunal in OA 1255/2022 filed by Sri.Raju T & 56 others.

6. The final order of Hon'ble Kerala Administrative Tribunal dated 26.05.2022 in OA 926/2022 is thus complied with.

(By order of the Governor)  
LIYA LATHEEF.A  
UNDER SECRETARY

The Principal Chief Conservator of Forests and Head of Forest Force,  
Thiruvananthapuram.

The Additional Principal Chief Conservator of Forests (Admin),

Thiruvananthapuram.

The Employees concerned [through APCCF (Admin) ]

The Advocate General, Thiruvananthapuram (With C/L).

The Accountant General ( Audit), Kerala, Thiruvananthapuram

The Principal Accountant General (A&E), Kerala, Thiruvananthapuram

The Information Officer, Web & New Media, Information & Public  
Relations Department, Government Secretariat, Thiruvananthapuram

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