

**GOVERNMENT OF KERALA****Abstract**

POWER Department - Electrical Inspectorate - Interim Order dated 11.04.2025 of Hon'ble Kerala Administrative Tribunal, Thiruvananthapuram Bench in OA No. 663/2025 filed by Sri. Nandu R - Complied - Orders issued.

POWER (A) DEPARTMENT

G.O.(Rt)No.1/2026/POWER Dated, Thiruvananthapuram, 01-01-2026

- Read 1 G.O.(P) No.36/2005/P.D. Dated 07.10.2005.
- 2 G.O.(P) No.5/2022/SJD dated 15.07.2022.
- 3 G.O.(P) No.6/2023/SJD dated 26.10.2023.
- 4 G.O.(P) No.6/2024/POWER dated 12.12.2024.
- 5 Representation of Sri.Nandu R dated 06.02.2024 (Annexure 13) and dated 01.01.2025 (Annexure 15).
- 6 Minutes of the meeting held by Additional Chief Secretary, POWER Department on 03.02.2025.
- 7 Interim Order dated 11.04.2025 in OA No.663/2025 filed by Sri.Nandu R, Deputy Electrical Inspector, Office of the Deputy Chief Electrical Inspector, Thiruvananthapuram.
- 8 Proceedings No.CEI/925/2025/E1. dated 28.04.2025 by the Chief Electrical Inspector, Thiruvananthapuram.
- 9 Letter No.CEI/1915/2025-E2 dated 04.08.2025 from the Chief Electrical Inspector, Electrical Inspectorate Department, Thiruvananthapuram.
- 10 Minutes of the Departmental Promotion Committee (Higher) held on 16.09.2025.
- 11 G.O.(P) No.7/2025/POWER dated 01.11.2025.

ORDER

Sri.Nandu R, Deputy Electrical Inspector, Electrical Inspectorate Department has filed OA No.663/2025 before the Hon'ble Kerala

Administrative Tribunal with a request for getting appointment to the post of Electrical Inspector against 4% quota reserved for Physically Disabled Employees as per Government Order read 3rd above.

2. The Hon'ble Kerala Administrative Tribunal in the interim order read as 7th above in OA No.663/2025 directed the respondents to consider and pass orders on Annexure A 13 and Annexure A 15 after placing the same before the DPC (Higher) for promotion to the post of Electrical Inspector, under proviso of Section 34 of the Right of Persons with Disabilities Act, 2016, within a period of 2 months.

3. Sri.Nandu R has requested Government to consider him for promotion against 4% reservation in the post of Electrical Inspector in the Electrical Inspectorate Department at the upcoming vacancy as per Annexure 13 and requested to review the notification issued vide Government order read 4th above as per Annexure A 15.

4. The Chief Electrical Inspector as per the letter read 9th above, reported that as per Government Order read 3rd above reservation in promotion shall be done for PwBDs in posts where appointments are done both through direct recruitment and by promotion and the element of direct recruitment insisted in special rules if any, or otherwise shall not exceed 75% and as per the Special Rules of Electrical Inspectorate Department read 1st above, for promotion to the post of Electrical Inspector, direct recruitment can be made only in the absence of qualified hands for promotion.

5.As per Government Order read 3rd above, Government have issued guidelines for implementing reservation in promotion to employees who are persons with disabilities and instructed that reservation in promotion shall be done for PwBDs in posts where appointments are done both through direct recruitment and by promotion and the element of direct recruitment insisted vide special rules if any, or otherwise shall not exceed 75%.

6. As per the Kerala Electrical Inspectorate Technical Service (Amendment) rules, 2005 issued vide Government Order read 1st above, the post of Electrical Inspector in the Department of Electrical inspectorate shall be filled up by promotion from the feeder category of Deputy Electrical Inspector and direct recruitment can be made only in the absence of qualified hands for promotion. The Cadre strength of

Electrical Inspector in the Department is 17 and that of the Deputy Electrical Inspector which is the feeder category is 55. Appointment to the post of Electrical Inspector is always made through promotion. Since there exists sufficient number of qualified officials in the feeder category, and a situation warrants direct recruitment does not arise in this department .

7. In this connection , Additional Chief Secretary, POWER Department had convened a meeting on 03.02.2025 with regard to the reservation in promotion to Persons with Disabilities in Electrical Inspectorate Department and on the basis of the opinion rendered by the representatives of Social Justice Department stating that reservation in promotion is applicable only in posts where appointment is done on the basis of promotion as well as direct recruitment and hence it was decided for not to implement Persons with Disabilities reservation in promotion in technical posts of Electrical Inspectorate Department other than the category of Assistant Electrical Inspector since the recruitment for making appointment to the post of Assistant Electrical Inspector only is conducting through direct recruitment and by pomotion .

8.The Departmental Promotion Committee (Higher) observed the minutes of the meeting held by Additional Chief Secretary, Power Department on 03.02.2025 and the remarks of Social Justice Department in Government in the matter and unanimously decided to take the stand that Sri Nandu R, Deputy Electrical Inspector is not eligible for promotion to the cadre of Electrical Inspector by enjoying the benefit of section 34 of the Rights of Persons with Disabilities Act 2016 and also not eligible to be included in the select list for promotion to the cadre of Electrical Inspector for the year 2025 according to the regular seniority.

10. In the above circumstances, the request of Sri.Nandu R in Annexure A 13 and A 15 for getting appointment to the post of Electrical Inspector against 4% reservation quota reserved for Physically Disabled employees is not deserving merit and stands rejected and the interim order dated: 11.04.2025 in OA - 663/2025 of Hon'ble Kerala Administrative Tribunal, Thiruvananthapuram, read 7th above, is complied with accordingly.

(By order of the Governor)
K MANOJ KUMAR

JOINT SECRETARY

To:

The Kerala Administrative Tribunal, Thiruvananthapuram Bench.

The Chief Electrical Inspector, Thiruvananthapuram.

Sri.Nandu R, Deputy Electrical Inspector, Electrical Inspectorate
Department (Through the Chief Electrical Inspector)\

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

The Information & Public Relations (Web & New Media) Department
(for publishing)

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Section Officer