



GOVERNMENT OF KERALA

Abstract

Health & Family Welfare Department - Medical Education Service -Establishment-
Pooling of Faculty - Transfer Guidelines revised - Orders issued.

HEALTH AND FAMILY WELFARE (B) DEPARTMENT

G.O(Ms)No. 54/2012/H&FWD.

Dated, Thiruvananthapuram, 09.02.2012

- Read: - 1. GO(Ms)No. 57/2011/H&FWD dated 02.02.2011
2. Common judgment dated 05.08.2011 in WP(c)s No. 5237/2011-D,
6453/2011-F, 7590/2011-W, 8525/2011-M, 10450/2011-E &
11482/2011-I
3. Letter No.F4/6362/2011/DME dated 20.01.2012 from Director of Medical
Education, Thiruvananthapuram.

O R D E R

Transfer guidelines of faculty of the Medical Education Service of the state were fixed by Government vide the Government Order read above. The existing faculty, both cadre and non cadre, in Government Medical Colleges, Dental Colleges, Nursing Colleges and Pharmaceutical Colleges under Medical Education Service were pooled into 4 groups viz. A, B, C & D as per the pay revision implemented, as follows for the purpose of dealing with their general transfer requests:

- A - Lecturer
- B - Assistant Professor/ Associate Professor/ Additional Professor
- C - Professor
- D - Principal/Joint Director of Medical Education.

2. Consequently several faculty members in various departments in the Medical Education Service under Group B were aggrieved by unexpected transfers and hence filed Writ Petitions challenging the grouping of Assistant Professors, Associate Professors and Additional Professors together for the purpose of transfers under Pool B. The Honourable High court in their judgment read as paper (2) above had directed Government to consider contentions of the petitioners for formulating revised transfer guidelines by modifying paragraphs 2(i), 2 (ii), 2(iii) and Pool B of the Government Order read above.

3. Accordingly, all the petitioners and respondents were heard in the presence of the Director of Medical Education and representatives of three registered associations of faculty on 03.01.2012. The Director of Medical Education has furnished a proposal for the modification of general transfer guidelines vide the letter read above. After examining the matter in detail, on the basis of the findings rendered in the judgment cited and considering the contentions raised by the petitioners and respondents in the Writ Petitions and the proposal submitted by the Director of Medical Education, Government hereby order that :

i) The existing faculty (both cadre and non cadre) in Government Medical/Dental/Nursing/Pharmaceutical Colleges will be pooled in 5 groups as detailed below:

- A. Lecturer
- B. Assistant Professor (Both Cadre & CAP)
- C. Associate Professor/ Additional Professor (Both CAP and Cadre)
- D. Professor
- E. Principal/Joint Director of Medical Education

Transfers will be made on post to post basis only

(ii) The total continuous service in a station in one or both the posts under Group (C) will be taken together as qualifying service for transfer.

(iii) The Associate Professor/ Additional Professors working against the sanctioned post of Lecturer or Assistant Professor shall attend to casualty and ward duties attached to the post in addition to their normal clinical and teaching duties.

(iv) In the case of Transfer under Group (C) faculty having more home station service in one or both the posts under Group (C) will be transferred out in order to accommodate an eligible incumbent in his/her home station.

(v) The duty of each cadre will be specified distinctly and faculty assigned to a particular cadre will carry out duties allotted to that cadre, completely.

(vi) Government will have the powers to relax the above norms in exceptional cases, in public interest.

4. The case of Dr. Manjula, petitioner in WP(C) No. 10450/2011 will be considered separately to consider her request for retaining at Govt Medical College, Thiruvananthapuram, during the coming General Transfer for 2012.

5. It is also ordered that the above guidelines will be applicable for regulating transfer of faculty of the Medical Education Service of the state from the academic year 2012-13 onwards, apart from the existing transfer norms as per prevailing Government Orders.

6. The Government Order read as paper (1) stands modified to this extent. Directions in the judgement read as paper (2) is thus complied with.

(By Order of the Governor),
D. Shaji

Joint Secretary to Government

To

The Director of Medical Education, Thiruvananthapuram

The Advocate General, Ernakulam (with C/L)

All Principals, Government Medical College / Dental College / Nursing College /
Pharmaceutical College.

The Principal Accountant General (Audit), Kerala, Thiruvananthapuram

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

The Director of Public Relations Department, Thiruvananthapuram. (for publication)
Stock file/Office Copy.

Copy to :

The PS to Minister (H&C)

The PA to Principal Secretary, H&FWD

The CA to Joint Secretary, H&FWD

The Under Secretary.

Forwarded//By Order,

*Sd/-
Section Officer.*