



## KERALA STATE ELECTRICITY BOARD LIMITED

(Incorporated under the Companies Act, 1956)

Reg. Office: Vidyuthi Bhavanam, Pattom, Thiruvananthapuram – 695 004, Kerala

CIN :U40100KL2011SGC027424

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### PROCEEDINGS OF THE CHIEF ENGINEER (HRM), KSEBL THIRUVANANTHAPURAM

Present-Sri.K.N.Kaladharan

Sub: - Estt. – Representation submitted by PSC Rank holders in various districts to consider against the remaining vacancies in the post of Electricity Worker/Mazdoor

**No.EBEW/complianceWPC/21118/17/etc/PSCRankHolder/20-21**

**Tvpm :.06.01.2021**

- Read: 1. Judgement of the Hon'ble High Court of Kerala in Writ Petitions No. 21118/17, 21119/17, 21120/17 dtd 09.03.18 and 8020 of 2018 dated 19.03.2018 and connected cases filed by PSC Rank Holders in various districts before the Hon'ble H.C.of Kerala
2. B.O (FTD) No.652/19(EBEW/Petty Contract Workers/25/2017) dtd 31.08.2019
3. Representation dated 09.10.2020 of Sri.K.T. Shaji, Kochupurackal, Kanjiramattom, Thodupuzha East.P.O before the Chairman and Managing Director, KSEBL

#### ORDER

The Petitioners were included in the Rank List published by Kerala Public Service Commission (KPSC) to the post of Mazdoor in Kerala State Electricity Board Ltd( KSEBL) which came into existence as on 30.03.2013. After the expiry of three years validity of the rank list the same was further extended up to 30.06.2017. During the validity period of rank list all the vacancies existed in KSEBL were reported to KPSC for advising the candidates included in the list for appointment in KSEBL. Based on the advise from PSC all of them had already been given appointment by the KSEBL.

But a group of Rank Holders approached the Hon'ble High Court of Kerala filing Writ Petitions No.21118/17, 21119/17, 21120/17, 21121/17 and 8020/2018 with the argument that there are still vacancies in KSEBL for appointing them. The Hon'ble High Court of Kerala in its judgment above ordered that , in case it is found that vacancies already reported to the PSC for absorption of Petty Contractors are in excess of qualified hands and such vacancy remain after absorption of Petty Contractors , the PSC shall advise the candidates included in the Rank list which come into force on 30.03.2013. The Hon'ble Court also ordered that the KSEB shall intimate number of such vacancies in each district to respective District PSC immediately, after the finalization of list of qualified hands from among Petty Contractors at any rate within a period of three weeks from the date of finalization of list of Petty Contractors and that the advice for appointment shall be made thereafter without further delay. Being the 2nd respondent in the WP 21120/2017etc,by observing the true spirit of Judgement the above Order of the Hon'ble High Court of Kerala has been examined by the undersigned, .

The vacancy position of Mazdoor was verified after the appointment of qualified hands from the list of Petty Contract Workers dated 10.07.2019 issued by PSC as per letter dated 23.07.2019.Even though 1486 vacancies were earmarked for the appointment of Petty Contract Workers their absorption in KSEBL was a long process and almost 15 to 20 years time was taken to settle the issue after the long legal battle from many sides.Hence it was not possible from KSEBL side to delete any of the Petty Contract Workers from the list. It was further found that reserving of such a large number of vacancies anticipating their appointment based on the order of Industrial Tribunal, Palakkad for a long period due to the protracted legal battles would affect the day to day functioning of Electrical Section Offices. Hence shortage of large number of Electricity Workers were filled by appointing the rank holders from the existing PSC Rank Lists. Accordingly all vacancies existed during the last PSC Rank List period has been reported to KPSC then and their itself. Subsequently when the final list of Petty Contract Workers from PSC was received on 23.07.2019, actually there was only 165 number of vacancies to post them against the earmarked 1486 numbers . The matter was considered by the Board which had resolved the issue by permitting to post remaining 1321 numbers of Petty Contract Workers as supernumerary. Accordingly all the 1486 number of candidate ,who were advised by KPSC were appointed in KSEBL as required in the order of the Industrial Tribunal Palakkad.

After the appointment of Petty Contractors/ Line workers, there are no vacancy of Mazdoor /Electricity Worker in KSEBL, rather their total numbers are in excess over sanctioned strength. Hence no more

vacancies exist in the category of Mazdoors to report to any of the District PSC after the finalization of the list of qualified hands from among the Petty Contractors. There for no more reporting of vacancies in the cadre of Mazdoor to the KPSC is possible till the regularization of all the Petty Contract Workers appointed as supernumerary is done against the regular vacancies that occur in future. KSEBL is hence unable to appoint Mazdoors further from the Rank Lists that came into effect on 31.03.2013 .

This proceedings is issued in compliance with the judgment of the Honourable High Court dated 09/03/2018&19/03/2018 in the Writ Petition .read 1<sup>st</sup> paper above and in connected cases.

  
CHIEF ENGINEER(HRM)

To  
All Respondents in the WPC read above.

Copy To:

1. Secretary to Government, Department of Electricity, Secretariate Thiruvananthapuram.
2. The Secretary (Admn.).
3. Secretary, KPSC, Thulsi Hills , Pattom.
4. LA &DEO KSEBL
- 5.TA to CMD
- 6.TA to Director (HRM)
7. LLO, Standing Counsel, Kochi
- 8.Stock File