

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE N.NAGARESH

TUESDAY, THE 30TH DAY OF APRIL 2019 / 10TH VAISAKHA, 1941

WP(C).No. 12807 of 2019

PETITIONER/S:

SREEJA S., AGED 33 YEARS,
W/O.R.V.SUJIT KUMAR, RESIDING AT CHITHRA BHAVAN,
MULAYARA (P.O.), THIRUVANANTHAPURAM - 695 541.

BY ADV. SRI.T.R.RAJESH

RESPONDENT/S:

- 1 STATE OF KERALA,
REPRESENTED BY THE SECRETARY TO GOVERNMENT
(POWER DEPARTMENT), GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM - 695 001.
- 2 THE KERALA STATE ELECTRICITY BOARD LIMITED,
REPRESENTED BY THE CHAIRMAN AND MANAGING DIRECTOR,
VYDHUTI BHAVANAM, THIRUVANANTHAPURAM - 695 004.
- 3 THE CHAIRMAN AND MANAGING DIRECTOR,
KERALA STATE ELECTRICITY BOARD LIMITED,
VYDHUTI BHAVANAM, THIRUVANANTHAPURAM - 695 004.
- 4 THE CHIEF ENGINEER (HRM) ,
KERALA STATE ELECTRICITY BOARD LIMITED,
VYDHUTI BHAVANAM, THIRUVANANTHAPURAM - 695 004.
- 5 THE DEPUTY CHIEF ENGINEER (TRANSMISSION CIRCLE
TRIVANDRUM) ,
KERALA STATE ELECTRICITY BOARD LIMITED,
VYDHUTI BHAVANAM, THIRUVANANTHAPURAM - 695 004.
- 6 THE EXECUTIVE ENGINEER,
TRANSMISSION DIVISION,
THIRUVANANTHAPURAM - 695 004.
- 7 THE ASSISTANT EXECUTIVE ENGINEER,
220KV SUBSTATION CONSTRUCTION SUB DIVISION,
KATTAKADA, THIRUVANANTHAPURAM - 695 541.

OTHER PRESENT:

M.K.THANKAPPAN, SC FOR KSEB
SMT.PRINCY XAVIER, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
30.04.2019, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioner, an Assistant Engineer working in the 2nd respondent Board has filed this writ petition seeking to direct the 4th respondent to consider the transfer request submitted by the petitioner and to give a suitable posting in any one of the offices within 5kms of petitioner's residence, enabling her to attend and nurse the child in compliance with the Maternity Benefit Act, 1961 and carryout her duties without being engaged in a night shift between 7 p.m. to 6 a.m.

2. Heard the learned counsel for the petitioner and the learned Standing Counsel for KSEB. Heard the learned Government Pleader also.

Taking into account the circumstances projected by the petitioner, there will be a direction to the 4th respondent to consider the application submitted by the petitioner for transfer, acknowledged by Ext.P6, expeditiously, in accordance with law, and taking into account the guidelines for transfer applicable to the Board. The 4th respondent will also consider, whether a working arrangement can be made in the meanwhile.

The writ petition will stand disposed of.

sd/-

N . NAGARESH

JUDGE

APPENDIX

PETITIONER'S/S EXHIBITS:

EXHIBIT P1	TRUE COPY OF BIRTH CERTIFICATE OF SOUPARNIKA S.KUMAR DATED 18/04/2019.
EXHIBIT P2	TRUE COPY OF REPRESENTATION DATED 04/04/2019.
EXHIBIT P3	TRUE COPY OF SHIFT SCHEDULE WITH EFFECT FROM 05/04/2019.
EXHIBIT P4	TRUE COPY OF REQUEST/REMINDER DATED 09/04/2019.
EXHIBIT P5	TRUE COPY OF MEDICAL CERTIFICATE DATED 08/04/2019 ISSUED BY KIMS HOSPITAL, TRIVANDRUM.
EXHIBIT P6	TRUE COPY OF ACKNOWLEDGMENT OF TRANSFER REQUEST VIDE KEY NUMBER 2535103695354 DATED 18/04/2019.

RESPONDENT'S/S EXHIBITS: NIL

//TRUE COPY//

P.A. TO JUDGE