

Op No. 21605/1999-V

Naushad MA and another Petitioners

Vs

State of Kerala and other Respondents

Statement filed on behalf of the first Respondent as directed by the Court.

This Honourable Court by order dated 26.06.2001 in CMP No. 45164/22001 in OP No. 21605/99 has directed the 1st respondent to file a statement as to the steps taken in the matter of filling up of the vacancy reserved for direct recruitment to the post of Assistant Conservator of Forests. For getting appointment to the post of Assistant Conservator of Forests by direct recruitment, candidates having the prescribed educational qualification will have to pass the competitive test and interview conducted by the Kerala Public Service Commission. As per the amendment made to the Kerala Forest Service Rules as per Notification No. Go (P) 71/36/F&WLD dated 23.07.1986, direct recruitment and appointment by transfer to the category of Assistant Conservator of Forests shall be made in the ratio 1 : 1. It is within the power of the State Government to take policy decision on the qualification, method of appointment etc. to the posts under its service. Accordingly the State government have taken policy decision not to conduct direct recruitment to the State Forest in far the purpose of making necessary amendment in the Special Rules in under the active consideration of Government. The draft Special Rules for the purpose in is being scrutinized by Government in consultation with Law Department. The amendment to the Special Rules can be issued only after getting the advice of Personnel & Administrative Reforms Department, Law Department etc. and it requires the approval of the Subject Committee of the legislature and Cabinet. All the above formalities have to be complied before issuing the amendment to the Special Rules Hence Government require more time for effecting the policy decision to dispense with the direct recruitment of Assistant Conservator of Forests. As Government have taken a policy decision not to make direct recruitment to the category of Assistant Conservator of Forests, the respondents are not making any further direct recruitment in the posts.

In the above circumstances, Government are not in a position to take steps to fill up vacancies of Assistant Conservator of Forests through direct recruitment

Dated this the 29th day of October 2001.

Sd/-

TP Krishan Nambeethril,
Asst. Conservator of Forests & Liaison Officer,
Office of the Advocate General, Emakulam.