



GOVERNMENT OF KERALA

Abstract

Health & Family Welfare Department – Academic – Appointment of Post Graduates in Dental Sciences as a part of Compulsory Government Service– existing orders modified - orders issued

HEALTH & FAMILY WELFARE (S) DEPARTMENT

G.O. (MS) No. 47/2009/H&FWD

Dated, Thiruvananthapuram, 17.02.2009

Read:- 1. GO (Rt) No.3939/2007/H&FWD dated 20/11/2007
2. G.O.(MS) No.533/2008/H&FWD dated, , 07.10.2008
3. Representation dated 14.10.2008 put in by the Chairman of Student's Union 2008-09 of Govt. Dental college, Thiruvananthapuram.

ORDER

As per the government Order read as second paper above, government have modified the terms and conditions regarding the appointment of Medical Graduates / Post Graduates/ Superspeciality Post Graduates as a part of compulsory Government Service.

As per rules in force the MDS students who secured admission to Post Graduate Course in Dental Surgery (MDS) under State Quota and All India Quota (except service quota candidates) in Government Dental Colleges are bound to do Compulsory Government Service as part of bonded service obligation as they are studying at the expense of public exchequer. Government is spending huge sums of public money for the education of all these students irrespective of whether they took admission under State Quota or All India Quota. Accordingly, as per GO read as second paper above, Government ordered that all Medical students who have signed bond at the time of joining the courses shall serve the Government for a prescribed period after the completion of the course if the Government requires so.

Government have examined the case whether compulsory bonded postings as ordered by government in the Government Order read as second paper above may be implemented in Dental wing also. On examination, Government are pleased to issue the following orders for doctors who have successfully completed the MDS Course from Government Dental Colleges and all students who have signed bond at the time of joining the MDS courseA shall serve the Government for a prescribed period after the completion of the course if the Government requires so.

- a. Compulsory bonded Service will be applicable for all the students who have admitted to MDS course in Government Dental Colleges through State quota and All India Quota(except service quota candidates)
- b. Compulsory Service Bond for one year will be got executed in stamp paper worth Rs. 100/- by the doctors.
- c. The three member committee consisting of State Mission Director (Arogyakeralam), DHS & DME will allot the doctors to various Health Institutions and Dental colleges.

- d. The administrative control of the doctors will vest with the concerned incharge of the specialty or hospital.
 - e. The doctors will be paid Rs. 23,000/- (Rupees Twenty three thousands only) per month. Salary will be released by Concerned District Programme Managers of Arogyakeralam on submission of attendance Certificates.
 - f. The doctors are eligible for weekly off, day off and 20 days casual leave. No other kind of leave is admissible. However, extension of leave beyond 20 days casual leave is admissible only on maternity or related grounds. But such leave will be 'leave on loss of pay'.
 - g. The District Programme manager or State Mission Director can utilize the service of the doctors to other health activities such as School Health Programme, Anti Tobacco Campaign, Medical Camps, etc.
6. Doctors should normally complete bonded Government Service posting within a period of 12 months itself from the date fixed in the posting orders if government requires. They will be eligible for weekly off, duty off and 20 days casual leave. They will not be eligible for any other leave. That is, the doctors should complete 345 days of duty including weekly off/duty off. The State Mission Director (Arogyakeralam) will issue completion certificate for bonded obligation service based on report received from District Medical Officer/Director of Health Service/Director of Medical Education/District Programme Manager NRHM/Principals of the Medical/Dental Colleges.

Extension or long leave exceeding 20 days Casual Leave will be given only on pregnancy and maternity related grounds. Only the Secretary to Government (H&FW) can sanction extension for a particular period from bonded posting on genuine and unavoidable circumstances subject to the specific condition that the concerned Doctor will complete the Compulsory Government Service after the extension period is over.

An amount of Rs. 5,00,000/- (Rupees Five Lakhs only) will be levied as penalty from those who violate bond conditions. In addition, violation of their bond shall invite stern disciplinary action as per Regulation of the Indian Dental Council (Professional conduct, Etiquette and Ethics) Regulation. Candidates failing to fulfill the Government service within the stipulated time or extended time will not be permitted to undergo further studies in any Government institutions or enroll in Government jobs in the state. The details of such candidates will be reported to the Dental Council of India for appropriate action. In addition to this, compensation and other expenses met through public money for their studies shall be levied through revenue recovery procedures from such defaulters/sureties as fixed by the Government.

All Dental Post Graduate students should have to execute a new bond / agreement as per the prescribed format themselves, in a stamped paper of Rs.100 with their parents/guardians standing as sureties. The signatures of the candidates/sureties have to be attested by a Gazetted Officer of State or Central Government or Grama/Block/District Panchayat President/Municipal Chair person/Mayor or MLA or MP by countersigning in the bond agreement as a witness. The proforma of the bond is appended herewith.

The following guidelines will be followed regarding the posting of doctors under bonded Government Service as above.

- a) The Director of Medical Education will furnish the list of candidates who have studied in Government Dental Colleges for the MDS Course with their current residential address, to the Mission Director, NRHM and Secretary to Government (Health).
- b) Allotment of stations for bonded Government Service posting will be made by a Committee consisting of State Mission Director & Deputy Secretary to Government

(H&FW) (Chairman), Director of Health Services and Director of Medical Education / Principals of Medical/Dental Colleges, State Programme Manager (NRHM) etc. After counseling, the doctors will be allotted in the field and Hospitals as per the requirements submitted by the Director of Medical Education Director of Health Services for posting at Medical/Dental College/ Government Hospitals, as part of bonded rural posting.

Posting Orders will be issued by the Mission Director, NRHM on behalf of Government on the basis of the recommendation of the Committee after approval of the Secretary (H&FW). In case the concerned doctor doesn't report for posting within 15 days, the concerned District Medical Officer/Director of Medical Education/Principals shall take action against the doctor as per the bond conditions and shall report "Non Joining Report" to the Mission Director, NRHM and the Secretary (Health) immediately. The Director of Medical Education/concerned District Medical Officer/Principal will be held personally responsible in case he/she fails to take appropriate action in case of non-reporting or non-joining of the individuals.

By Order of the Governor
P. RADHAKRISHNA PILLAI
Additional Secretary to Government

To

The Director of Medical Education, Thiruvananthapuram
The Director of Health Services, Thiruvananthapuram
The State Mission Director (NRHM)
The Principal, Medical Colleges, Thiruvananthapuram / Alappuzha /
Kottayam/ Thrissur / Kozhikode.
The Principal, Govt. Dental College, Thiruvananthapuram/Kottayam/Kozhikode
The Superintendents of all Medical College Hospitals
The Registrar, Travancore-Cochin Medical Council, Thiruvananthapuram
The Accountant General (Audit, A & E), Kerala, Thiruvananthapuram
The Commissioner of Entrance Examination, Thiruvananthapuram
The Director of Public Relations
The Finance Department
Stock File / Office Copy

Forwarded / By Order

Section Officer

Annexure - III

BOND

(Total value of Rs 100/- Kerala Stamp Paper*)

(For BDS Students & Non service Quota MDS Students)

To KNOW ALL MEN BY THESE PRESENTS THAT we
 Shri/Smt.....son/daught
 er/wife ofresiding
 at..... (herein-after called the Bounden)
 and (1)Shri.....residing at
 And (2) Shri.....
residing at
 (Here enter name and address) (hereinafter
 called 'the surety') do hereby bind ourselves and each of us, our and each of our heirs, executors
 and administrators jointly and severely to pay to the Governor of Kerala (hereinafter referred to as
 'the Government') on demand the sum of Rs.....(the total amount of
 salary/stipend drawn during the period of study and the amount spend by government for their
 studies with interest as fixed by Government and Rs5,00,000(Rupees Five Lakh only) in addition
 to the stipend/salary towards liquidated damages/penalty for violation of the conditions in clause
 of the Dental PG Prospectus 2009

Signed this Day of in the year by the bounden
 Shri/Smt.

Signature

In the presence of witness*:

1.

Signed by Shri/Smt. (The surety)
 (Residential Address is compulsory)

WHEREAS the Bounden Shri/Smt. has been selected to undergo -----
 ----- (here enter the name of the course of study) in Government
 Dental College/ in the merit quota in self financing Dental Colleges/ Co-operative Dental
 college, _____(name of College), Kerala for a period of five /three years.

AND WHEREAS the Government have agreed to incur the expenses on condition that
 after successful completion of the course of study within the prescribed period the bounden shall
 serve the Government for a period of one year if government requires and also subject to the terms
 and conditions hereinafter appearing and the bounden and the sureties have agreed to the same.

NOW the condition of the above written obligation is that in the event the Bounden after
 successful completion of the Graduate/ Post Graduate course of study to which he/she was
 selected, fails to serve the Government for a period of one year if required by the government, the
 Bounden and sureties shall forthwith pay to the Government on demand the sum of
 Rs.....(the total amount of salary/stipend drawn during the period of
 study and the amount spend by government for their studies with interest as fixed by Government
 and (5,00,000)** in addition to the stipend/salary towards liquidated damages for violation of the
 conditions in clause of the Dental PG Prospectus 2009. In the matter of deciding what
 moneys are to be paid by the Bounden and the sureties and decision of the Government shall be
 final and legally binding on the bounden and sureties and upon the payment of such sum the above
 written obligation shall be void and of no effect otherwise this shall be remain in full force and
 effect.

PROVIDED further that the bounden and the sureties do hereby agree that if the Bounden
 fails to serve the Government for a period of one year, if government requires, it may be construed
 as professional misconduct and the fact reported to the Travancore Cochin Medical council/Dental
 Council for suitable action including cancellation of Registration by the Council.

PROVIDED further that the bounden and the surety do hereby agree that all sums found
 due to the Government under or by virtue of this bond may be recovered jointly and severally from
 them and their properties movable and immovable as if such dues were arrears of land revenue
 under the provisions of the Revenue Recovery Act for the time being force or in such other manner
 as the Government may deem fit.

THE liabilities of the sureties under this Bond is Co-extensive with that of the Bounden and shall not be affected by the Government giving time or any other indigence to the bounden or by the Government varying of the terms and conditions herein contained,

Signed by the Bounden

In the presence of witness*:

1.

(Residential Address of the sureties
and the official address and Residential address
of the Witness is compulsory)

Signed by the Sureties:

In the presence of witness:

1.

* The students have to execute a bond agreement as per the prescribed format themselves, in a stamped paper of Rs. 100 with their parents/ Guardians standing as sureties. The signature of the candidates/ Sureties have to be attested by a Gazetted Officer of the State or Central Government or Grama/ Block/ District Panchayat President/ Municipal Chairperson/ Mayor or MLA or MP by countersigning in the bond agreement as a witness.

**All pages should be in stamped paper