



NoML&SR/3/2017/MURD2/SEPRM/RU. II
Government of India
(National Commission for Scheduled Tribes)

6th floor, Lok Nayak Bhawan,
Khan Market, New Delhi
Dated 15.01.2018

To

The Director General,
CPWD, A Wing, Room No.111,
Nirman Bhawan, Maulana Azad Road,
New Delhi-110 001.

Sub:- Representations dated 29.08.2017 & 28.12.2017 received from Shri Suna Ram Soren,
MTS, L-Division, CPWD, New Delhi and Shri Mohan Lal, MTS, CPWD, C-256,
Sub-Division-3, L, Minto Road, New Delhi regarding promotion on the basis of
Departmental Examination for the year 2012.

Sir,

I am directed to enclose a copy of the minutes of the Sitting held in the National Commission for Scheduled Tribes on 05.01.2018 at 12.00 Noon on the above mentioned subject for immediate necessary action. Action Taken Report in this regard may be submitted to the commission within 30 days positively.

Yours faithfully,

Encl:- As above

(S.P. Meena)

Assistant Director

Tel: 24657271

Copy to:-

- i) Shri Suna Ram Soren, MTS, L-Division, CPWD, New Delhi.
- ii) Shri Mohan Lal, MTS, CPWD, C-256, Sub-Division-3, L, Minto Road, New Delhi

Copy for information to:-

- i) PS to Chairperson.
- ii) PS to Vice-Chairperson
- iii) PS to Members, NCST
- iv) Sr PPS to Secretary, NCST
- v) PS to Joint Secretary, NCST
- vi) SSA, NIC(for hosting on Commission's website)

National Commission for Scheduled Tribes
Government of India

F.No.ML&SR/3/2017/MOURD2/SEPROM/RU.II

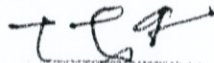
Subject:- Minutes of the Sitting Chaired by Hon'ble Chairperson (Shri Nand Kumar Sai), regarding promotion on the basis of Limited Departmental Examination for the year 2012.

Representation dated 29.08.2017 received from Shri Suna Ram Soren, MTS L-Division, CPWD, New Delhi and Shri Mohan Lal, MTS, CPWD, C-256, Sub-Division-3, L-Minto Road, CPWD, New Delhi.

2. The sitting was held on the above mentioned subject to discuss the case of Shri Suna Ram Soren, MTS and Shri Mohan Lal, MTS, CPWD in the Conference Room, National Commission for Scheduled Tribes on 05.01.2018 at 12.00 Noon.
3. List of participants attached.

Gist of Discussions:-

4. While welcoming the Director General, Central Public Works Department (CPWD) and Senior Officers of CPWD, Hon'ble Chairperson stated that the NCST has been set up to monitor all matters relating to the safeguards provided for the ST under the Constitution or under any other law.
5. Joint Secretary, NCST gave a background of the case and also stated that the first Sitting of the Commission on the issue was held on 27.12.2017. Since, the Commission was not satisfied with the answer given by the officials of the CPWD who appeared before the Commission, it was decided by the Commission that another Sitting in this case might be held where the officers have to bring the relevant file relating to the Limited Departmental Examination under reference. It was also decided that DG, CPWD would be present in the Sitting, accordingly, the instant Sitting was called.
6. The petitioner Shri Suna Ram Soren and Shri Mohan Lal both MTS working in CPWD stated that they have been selected through Limited Departmental Examination for the post of LDC, through the Limited Departmental Examination held in the year 2012. Out of 28 candidates declared qualified by the CPWD, only 5 numbers of ST candidates in the said category were promoted so far. The



Nand Kumar Sai
Chairperson
National Commission for Scheduled Tribes
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New Delhi

Petitioner also informed that recently 30 LDCs were promoted to the post of UDC and, therefore, 30 vacancies of LDC are available in which they can be accommodated.

7. In response, DG, CPWD stated that these 30 vacancies will be bifurcated as per Recruitment Rules in the form of 85 percent through Direct Recruitment, 10 percent on Limited Departmental Examination and 5 percent on seniority. Therefore, these 30 vacancies cannot be reserved for the candidates who have qualified the Limited Departmental Examination. The RRs, do not specify that every year examinations are to be conducted. As and when vacancies arise for the post of LDC, those qualified through Limited Departmental Examination will be posted. The Petitioner informed that in respect of SC candidates, a one-time relaxation was given by CPWD and a number of candidates have been promoted from MTS to LDC. DG, CPWD informed that he is not competent to give onetime relaxation and, therefore, they will prepare a proposal on the advice of NCST and refer to Ministry of Urban Development for their approval.

8. The Commission emphasized that since a one-time relaxation was given to the SC candidates, and in other category of post by DG, CPWD earlier similar relaxation should be given to ST candidates. The Commission advised that DG, CPWD that he should consider this matter as the Commission is of the view that DG, CPWD is competent in this regard. Accordingly, the Commission advised DG, CPWD should take necessary action in the matter within a period of one month and inform the Commission accordingly. If no response is received from CPWD, another Sitting will be held where Secretary, Urban Development and the Secretary, DoPT, will be asked to be present in the Sitting with DG, CPWD.



Nand Kumar Sai
Chairperson
National Commission for Scheduled Tribes
Govt. of India
New Delhi