



Government of India
National Commission for Scheduled Tribes

6th floor, 'B' Wing, Lok Nayak Bhawan
Khan Market, New Delhi-110 003.

File No.NE/2/2016/STGDH/SEOTH/RU-I

Dated 03/04/2018

To

The Secretary,
Health & Family Welfare Department,
Govt. of NCT of Delhi.
9th Level, A-Wing,
Delhi Secretariat,
Delhi-110002.

Sub:- Representation dated 15/12/2015 received from Shri Nobor Ekka, President, Indian Confederation of Indigenous and Tribal People, C/o C, W.W.S., Plot No. 1, West Kidwai Nagar, New Delhi regarding non-filling the vacant posts of Staff Nurse under Post Code 20/13 under Scheduled Tribe category in Govt. of NCT of Delhi.

Sir,

I am directed to enclose a copy of the minutes of proceeding held in the National Commission for Scheduled Tribes on 13/03/2018, on the above mentioned subject for necessary action. Action Taken Report in this regard may be submitted to the Commission at the earliest possible.

Encls. As above.

Yours faithfully,

(Rajeshvar Kumar)
Assistant Director
Tele No.24641640

Copy to:-

Shri Nobor Ekka,
President, Indian Confederation of Indigenous and Tribal People,
C/o C, W.W.S., Plot No. 1, West Kidwai Nagar, New Delhi

Copy for information to:-

- i) PS to Hon'ble Member ~~(Name)~~, NCST.
- ii) SSA, NIC(for hosting on Commission's website)

Minutes of sitting held in the Commission on 13/03/2018 at 03:00 P.M. under the Chairmanship of Ms. Anusuiya Uikey, Hon'ble Vice-Chairperson, NCST in the case of Shri Nabor Ekka, President, Indian Confederation of Indigenous and Tribal People, C/o C, W.W.S., Plot No. 1, West Kidwai Nagar, New Delhi regarding non filling the vacant posts of Staff Nurse under post code 20/13 under scheduled tribe category in Govt. of NCT of Delhi.

List of participants placed at annexure A.

Representation dated 15/12/2015 was received from Shri Nabor Ekka, President, Indian Confederation of Indigenous and Tribal People, C/o C, W.W.S., Plot No. 1, West Kidwai Nagar, New Delhi regarding non filling of the vacant posts of Staff Nurse under post code 20/13 for scheduled tribe category in Govt. of NCT of Delhi.

The matter was taken up with the Secretary, DSSSB vide this Commission's letter dated 19/01/2016 and reminder dated 13/05/2016. A reply dated 05/05/2016 was received from the DSSSB wherein it was intimated that Board has not received any communication from the User Department regarding cancellation of 18 candidates of ST category as they have not furnished their acceptance. As and when the User Department request for extra dossiers, the Board will take appropriate action. In this regard a sitting was fixed by the former Vice-Chairperson (Shri Ravi Thakur), NCST on 29/08/2016 with the Chief Secretary, Govt. of NCT of Delhi and the Principal Secretary, Health & Family Welfare Department, Govt. of NCT of Delhi. In the proceedings, the Commission advised that the Delhi Govt. may appoint the 18 ST candidates who have qualified for appointment for the post of staff nurse, as filling up the vacant posts on contract is not justified, when there are candidates available for regular appointment. Accordingly, proceedings of sitting was forwarded to the above authorities for necessary action in the matter.

In response to the Commission's sitting letter dated 04/08/2016 the Department of Health and Family Welfare, Govt. of NCT of Delhi replied vide their letter dated 27/10/2016 that from the beginning, since, health care service are essential services, therefore various posts in Hospitals were being filled up by contractual engagement (as temporary arrangement) as well as regular appointment (through DSSSB). The post filled by contractual engagement were being considered as vacant post for the purpose of regular recruitment. At the time, out of total contractual engagement, approx. 70 ST candidates were working on contract basis. However, requisition was sent to DSSSB for filling up post of staff nurses lying vacant in H&FW Department and in the month of March, 2013 the DSSSB advertise 2199 vacancies, indicating 244 posts reserved for ST category candidates considering above said 70 contractual engagements, as vacant. It is also informed that till date the Department has received 241 dossiers from the DSSSB and as on date 51 ST category candidates are working on contract basis. Therefore, this figure reaches to 292, whereas vacancies were 244. Hence, the allegation regarding filling 18 vacant posts by contractual engagements are baseless because since March 2013, no further contractual engagement has been made by H&FW Department.


सुश्री अनुसुईया उइके/Miss Anusuiya Uikey
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

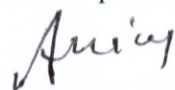
Reference to reply dated 27/10/2016 of the Health & Family Welfare Department, Govt. of NCT of Delhi, Ms. Anusuiya Uikey, Hon'ble Vice-Chairperson, NCST has fixed second sitting with the Secretary, Health & Family Welfare Department, Govt. of NCT of Delhi for discussion in the matter on 13/10/2017 at 2:00 P.M. No ATR has been received from the concerned Department yet. Therefore, Hon'ble Vice-Chairperson, NCST has fixed a further sitting for discussion in the matter on 13/03/2018 at 3:00 with the Secretary, Health & Family Welfare Department, Secretary, Services Department and DSSSB, Govt. of NCT of Delhi. Accordingly, a sitting notice has been issued.

Discussion:

Smt. Gitanjali Gupta, Chairperson, DSSSB, Shri S. S. Kanawat, Controller of Examination, DSSSB, Shri D. Kartikeyan, Deputy Secretary, Services Department, Shri Vinod Kumar Singh, S.O. Health and Family Welfare Department, Govt. of NCT of Delhi appeared before the Commission on day of sitting. Petitioner was also present in the day of sitting. Matter was discussed in detail.

The petitioner submitted to the Commission that 18 posts of staff nurse reserved for ST candidates has not been filled up by the Health & Family Welfare Department, Govt. of NCT of Delhi w.r.t. minutes of sitting held in the Commission on 13/10/2017. The Health Department has earlier informed that in pursuance of the recruitment advertisement No. 20/13 for 2199 posts in which 244 posts were reserved for ST candidates, 242 dossiers were received from DSSSB and, 28 dossiers of ST candidates were returned to DSSSB as candidate did not join. Further, DSSSB has provided 10 more dossiers of ST category. Hence, out of 244 vacancies for ST category, DSSSB has furnished total 224 dossiers for this category which had been further forwarded to the Hospitals / Medical Institution for appointment process as per the vacancy status. Many candidates have already joined the post.

Now DSSSB has stated that they have no record of any dossier been returned before 25/07/2017 i.e. the date which the validity of the panel expired. If the Health Department can give proof that the dossiers were returned before 25/07/2017, the such candidates can be considered for appointment. Section Officer, Health Department has assured the Commission that he will submit proof of dossiers being returned to DSSSB before 25/07/2017 within 2 days from the day of sitting. The Commission advised that on receipt of proof of return of dossiers, the DSSSB should take necessary action to fill up the vacancies from the panel.


सुश्री अनुसुईया उइके/Miss Anusuiya Uikey
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
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नई दिल्ली/New Delhi

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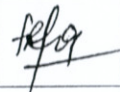
F. No. NE/2/2016/STGDH/SEOTH/RU-I

Date: 05/02/2018

at 3:00 P.M.

Sub: Sitting held on 05/02/2018 at 3:00 P. M. in the case of Shri Nabor Ekka, President, Indian Confederation of Indigenous and Tribal People, C/o C, W.W.S., Plot No. 1, West Kidwai Nagar, New Delhi regarding non filling the vacant posts of Staff Nurse under post code 20/13 under scheduled tribe category in Govt. of NCT of Delhi.

Attendance Sheet

Sr.	Name and Designation	Address & Phone No.	Signature
I	<u>National Commission for Scheduled Tribes</u>		
1.	Ms. Anusuiya Uikey, Hon'ble Vice-Chairperson		<u>In Chair</u>
2.	Shri P.T. Jameskutty, Deputy Secretary		
3.	Shri Gaurav Kumar, P. S. to Hon'ble Vice-Chairperson		
4.	Shri H. R. Meena, Senior Investigator		
II	<u>Health & Family Welfare Department, Govt. of NCT of Delhi</u>		
1.			
2.			
3.			
4.			
III	<u>Petitioner</u>		
1.	Jung Ngaih Kim.	44/7, D.U. 9999612428	