



सत्यमेव जयते

राष्ट्रीय अनुसूचित जनजाति आयोग  
**National Commission for Scheduled Tribes**  
(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)  
(A Constitutional body under Article 338A of the Constitution of India)

F. No. NCST/SER-1460/DL/68/2024-SSW

Dated:- 17.09.2024

To,

1. Dr. S. B. Deepak  
Secretary,  
Health & Family Welfare Department  
GNCTD,  
9<sup>th</sup> Level, A – wing, IP Extension  
Delhi Secretariat- 110002  
Email:- [pshealth@nic.in](mailto:pshealth@nic.in) ,  
Tel No. 011-23392017

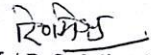
2. Dr. Rajiv Gupta  
Medical Superintendent  
Bhagwan Mahavir Hospital  
GNCTD, H-4/5, Guru Harkishan Marg  
Delhi – 110034  
Tel No. 011-27034535

**Sub:- Denial of promotion to Sr. Nursing Officer to Assistant Nursing Suptd. to the ST employee by the management of BMH - a rep. dated 14.06.2024 of Ms. Pushpa Jaryal and others, (EP No. 64734369), Bhagwan Mahaveer Govt. Hospital, Pitam Pura, Delhi.**

महोदय,

I am directed to refer to subject cited above and to enclose herewith a copy of minutes of the sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes (NCST) on 02.09.2024 at 11:00 AM in NCST, New Delhi.

Yours faithfully

  
(आर. एस. मिश्र / R.S. Misra)  
अनुसंधान अधिकारी / Research Officer  
दूरभाष सं.: 24641640

Copy to:-

Ms. Pushpa Jaryal & Others,  
Flat No. 602, Type-4  
Bhagwan Mahveer Govt. Hospital,  
Pitampura, Delhi-110034,  
(Mobile No:9650698989)

Copy for information to:-

1. PS to Hon'ble Member (Shri J. Hussain)
2. NIC, NCST for uploading on the website of the Commission

## National Commission for Scheduled Tribes

Minutes of the Sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes at Lok Nayak Bhawan, New Delhi, regarding denial of promotion from Sr. Nursing Officer to Assistant Nursing Superintendent in the case of Ms. Pushpa Jaryal and others, (EP No. 64734369), Bhagwan Mahaveer Govt. Hospital, Pitam Pura, Delhi

**File No.:** NCST/SER-1460/DL/68/2024-SSW

**Date of the Sitting:** 02/09/2024, 11:00 AM

**Participants in the Sitting:** As per Annexure

Ms. Pushpa Jaryal, Senior Nursing Officer and others, (EP No. 64734369), Bhagwan Mahaveer Govt. Hospital, Pitam Pura, Delhi vide their representation dated 14.06.2024 have stated that the Sr. Nursing Officers working in different Delhi govt. hospitals have not been promoted since 2004. She is eligible post of ANS since 2014 but no DPC has been conducted for the post of ANS.

NCST vide notice dated 05.08.2024 had referred the matter to Dr. S.B. Deepak, Secretary, Health and Family Welfare Department, GNCTD and Dr. Rajiv Gupta, Medical Superintendent, Bhagwan Mahavir Hospital, GNCTD, Delhi for furnishing the facts and comments within 10 days of the receipt of the notice. O/o of Medical Superintended, Bhagwan Mahavir Hospital, GNCTD vide letter dated 16.08.2024 informed the Commission that the matter of promotion to ANS is subject matter of Health and Family Welfare Department, GNCTD.

The Commission decided to discuss the issue with Secretary, Health and Family Welfare Department, GNCTD and Medical Superintendent, Bhagwan Mahavir Hospital, GNCTD and the petitioner on 02.09.2024. This was communicated vide NCST sitting notice dated 27.08.2024 to the concerned authorities, a copy of this was also endorsed to the petitioner.

The Department of Health and Family Welfare, GNCTD vide letter dated 23.08.2024 (received in the commission on 27.08.2024) has informed that the issue was previously heard by National Commission for Scheduled Castes (NCSC) on 04.11.2022 in respect of SC candidates. The recommendations of NCSC were challenged before the Hon'ble High Court of Delhi in WP no. 16550/2022. The Hon'ble High Court vide order dated 01.12.2022 has issued a Stay Order on the minutes passed by NCSC and next date of hearing is fixed for 03.12.2024 at Hon'ble High Court of Delhi. Hence the matter is presently sub-judice.

The officers from Department of Health and Family Welfare, GNCTD appeared, while the petitioner did not appear before the Commission.

As per information submitted by Department of Health and Family Welfare, GNCTD, the Commission has decided to not to proceed further, as the case is pending before the Hon'ble High Court of Delhi.

(Jatothu Hussain)

Member

National Commission for Scheduled Tribes

Govt. of India

New Delhi

जाटोतु हुसेन / Jatothu Hussain  
सदस्य / Member

भारत सरकार / Government of India  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
नई दिल्ली / New Delhi

List of participants of the sitting held on 02.09.2024 at 11:00 AM under the Chairmanship of Shri J. Hussain, Hon'ble Member, NCST in the case of Ms. Pushpa Jaryal and others, (EP No. 64734369), Bhagwan Mahaveer Govt. Hospital, Pitam Pura, Delhi regarding denial of promotion to Sr. Nursing Officer to Assistant Nursing Suptd. to the ST employee by the management of BMH.

<b>I</b>	<b><u>Health &amp; Family Welfare Department, GNCTD</u></b>
	Shri Sharat Kumar, Dy. Secy.
	Dr. Rajiv Gupta, Medical Spdtt., BMH
	Dr. Dalijeet Kaur, Add. Med. Suptd. BMH
	Shri Sandeep Solanki, SO
<b>II</b>	<b><u>Petitioner</u></b>