



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-1607/TN/1/2024-SSW

Dated: - 21.02.2025

To,

The Chief Secretary,
Govt. of Tamil Nadu
Chennai (Tamil Nadu)- 600009
Email Id: cs@tn.gov.in
Tel. No: 04425671555

Sub:-Non-payment of terminal benefits - a representation dated 18.6.2024 from Shri R. Thirunavukarasu

महोदय/महोदया,

I am directed to enclose herewith a copy of the minutes of the sitting held on 10.02.2025 at 11:00 AM under the Chairmanship of Shri J. Hussain, Hon'ble Member, National Commission for Scheduled Tribes (NCST) at NCST HQ, New Delhi on the above mentioned subject for information .

Yours faithfully,

(एच.आर.मीना /H.R. Meena)
अनुसंधान अधिकारी / Research Officer
Phone -24641640

Copy for information:-

1. Shri R. Thirunavukarasu,
Plot No. 12, Govindasamy Nagar,
Abatharanapuram, Vadalur (Post)
Kurinjpadi (TK), District- Cuddalore (Tamil Nadu),
Mobile No:9488944933
2. PS to Hon'ble Member (JH), NCST
3. NIC, NCST for uploading on the website of the Commission.

NATIONAL COMMISSION FOR SCHEDULED TRIBES
NCST/SER-1607/TN/1/2024-SSW

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 in the case of R. Thirunavukarasu, retired employee Oriental Insurance Company Ltd regarding non-payment of retirement and other benefits.

Date of the Sitting: 10/02/2025, 11:00 AM
Participants in the Sitting: As per Annexure

The petitioner, R. Thirunavukarasu, vide representation dated 18.06.2024, has alleged that he joined service in 1987 as a Clerical Assistant under the Scheduled Tribe quota after producing a valid community certificate, which was verified and accepted by the concerned authorities. Over the years, he was promoted to Senior Assistant without any objections regarding the certificate's genuineness. However, based on a third-party complaint, he was later asked to submit a fresh community certificate, which he contends was not required as per the rules. Following a legal challenge, the Hon'ble High Court directed that any verification should be conducted by the State Level Scrutiny Committee. Due to a change in residence and his advocate's appointment as a judge, he lost track of the verification process. After retiring on 30.09.2021, he sought his terminal benefits, but his office refused, insisting on a report from the Scrutiny Committee. Despite submitting official records confirming the authenticity of his original certificate, his claim was ignored. Citing a government directive that retirement benefits cannot be withheld for caste verification, he seeks intervention for the release of his terminal benefits, which are essential for his family's financial and medical needs.

2. The Commission issued notice to the Chief Secretary, Government of Tamil Nadu vide NCST letter dated 13.11.2024 seeking facts and comments within 15 days. Since no reply was received, hence Hon'ble Member, NCST decided to discuss the issue with the authority and the petitioner on 10.02.2025. Accordingly, a Sitting Notice was sent on 31.01.2025.

3. The petitioner vide letter dated 4.2.2025 has informed that due to health problem he is not in position to attend the sitting and requested to allow his representative to attend the sitting.

4. In the sitting, the Addl. Secretary / Chairman, State Level Scrutiny Committee was present on behalf of Chief Secretary, Government of Tamil Nadu and the representative of the petitioner also present.

5. The representative of the petitioner informed that the petitioner's mother belongs to ST community while his father belongs to OBC community. He also stated that he had grown up in his father's side of the family. The Commission found that as per existing rulings and norms, the petitioner is more likely to be categorized as OBC rather than ST. The final decision on this issue needs to be taken by the Scrutiny Committee, Govt. of Tamil Nadu keeping in view the relevant laws and rulings. However, the petitioner had already completed his service and stoppage of pension and other benefits was also against the existing norms.

जाटोतु हुसेन / Jatothu Hussain
सदस्य / Member
भारत सरकार / Government of India
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
नई दिल्ली / New Delhi

6. After hearing both the sides, it was observed that there is no action warranted on part of NCST, as ST status of the petitioner is under examination by the Scrutiny Committee, Govt. of Tamil Nadu. The petitioner is advised to produce necessary documents before the Scrutiny committee meeting scheduled on 14.2.25. The Oriental Insurance Company Ltd is advised to consider the case of the petitioner as per DoPT OM no. 38/09(02)/2020-P&PW(A)(6721) dated 30.11.2021.

(Jatothu Hussain)
Member

जाटोतु हुसेन / Jatothu Hussain
सदस्य / Member
भारत सरकार / Government of India
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
नई दिल्ली / New Delhi

F. No. NCST/SER-1607/TN/1/2024-SSW (RU-III)

List of participants of the sitting held on 10.02.2025 at 11:00 AM under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, NCST in the case of Shri R. Thirunavukarasu-Non-payment of terminal benefits.

| Sr. No. | Name and Designation | Address & Phone No. | Signature |
|------------|---|---|---------------------------------|
| I | <u>National Commission for Scheduled Tribes</u> | | |
| 1. | Dr. P.K Reddy Director | | |
| 2. | NCST Officials | | |
| II | <u>Govt. of Tamilnadu</u> | | |
| Sr. No. | Name and Designation | Address & Phone No. | Signature |
| 1. | P. JERARD SELVARAJ. Additional Secy/Chairman State Level Recruiting Committ | Additional Secy/Adi Dravidian & Tiv Dept/ Chairman, State Level Recruiting committ for ST Certificate -IT | P. Jerard Selvaraj 10.2.2025 |
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| III | <u>Petitioner</u> | | |
| | R. Thirunavukarasu Reference by M. KASARAWI, Family friend. No. 3/806 Sai the Sivakaveston Ramay K.V. Palli Road. Sri Sathya Sai Dist A.P. 515134 | | M. Kasaraw 10/21/2025 |
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