

2/100

**CENTRAL ADMINISTRATIVE TRIBUNAL**  
**GUWAHATI BENCH**  
**GUWAHATI-05**

(DESTRUCTION OF RECORD RULES, 1990)

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O.A/T.A No. 273/2002

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SECTION OFFICER (Judl.)

Kahita  
29.11.17

(SEE RULE 42<sup>4</sup>)

CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

ORDER SHEET

Original Application No. 273 / 2002

Misc Petition No. \_\_\_\_\_

Contempt Petition No. \_\_\_\_\_

Review Application No. \_\_\_\_\_

Applicants. Sri G. C. Borah

-Vs-

Respondant(s) U. O. I. & Ors.

Advocate for the Appellant(s) Mr. A. Ahmed

Advocate for the Respondant(s) C&C

Notes of the Registry

Date

Order of the Tribunal

27.8.02

This is an application under section 19 of the Administrative Tribunal Act., 1985 assailing the legitimacy of the Office order No.155 of 2002 promoting the 25 Head Clerks from the scale of Rs. 5000-8000 to the scale of pay of Rs.5500-175-9000/- by impugned order No.5/20/2002-E.C.IV(C) dated 6.8.2002 on regular basis. The applicant contended that over looking the seniority the Respondents however, promoted the officers junior to him who are junior in all India seniority as well as regional seniority.

This application is in form but not in time

Consequence of this is

filed / not filed C.F.

for Rs. 5/- / 10/-

vide 10/10/02 No 671744

Dated 19.8.02

Dy. Registrar,

M. J.

N. B. B.  
26/8/02

Steps taken

26.8.02

Contd/-

contd/-

27.8.02

Mr. A.Ahmed, learned counsel

for the applicant submitted that the applicant earlier by order dated 17th April, 1998 was promoted to the post of office Superintendent from the scale of Rs.5000-8000/- to the scale of Rs.5500-175-9000/- on regular basis. However, the said promotion was not accepted by the applicant on personal ground. The learned counsel for the applicant also contended that the impugned order of promotion over looking the genuine claim of the applicant is the violation of Article 16 of the Constitution of India and hence the impugned order liable to be set aside. Mr. A.Deb Roy, learned Sr. C.G.S.C. for the Respondents stated that the applicant ought to have preferred appeal or representation before moving this Tribunal by this application.

Upon hearing learned counsel for the parties, we are of the view that the applicant should file representation or appeal before the authority assailing the order so that the authority at the first instance can look into the matter. Accordingly, We direct the applicant to prefer an appeal or a representation before the Respondent No.2 within ten days from the date of receipt of the order. If such application is filed by the R applicant, the Respondent shall consider the same and pass a reasoned order within one month from the date of receipt of the representation or appeal and communicate the same to the applicant. It is needless to say that it will always be open to the applicant to raise all the grounds which

Notes of the Registry	Date	Order of the Tribunal
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contd  
27.8.02

advanced  
he has already ack in this  
application.

Subject to the observation  
made above, the application is  
disposed of. There shall, however, be  
no order as to costs.

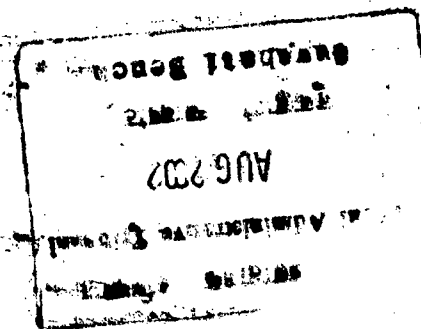
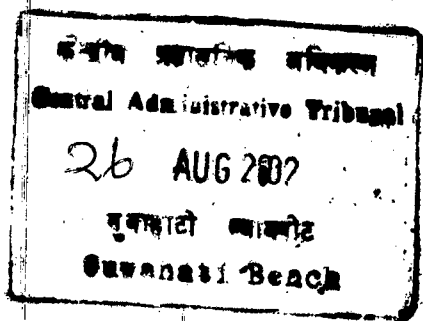
*ICL Uhan*  
Member

*[Signature]*  
Vice-Chairman

mb

*Received copy*  
*28/8/02*  
*Order dtd 27/8/02*  
*Communicated to the*  
*Parties, Counsel & the*  
*Respondents No 1 to 5*  
*by Speed Post*  
*28/8*

Notes of the Registry      Date      Order of the Tribunal



IN THE CENTRAL ADMINISTRATIVE TRIBUNAL,  
GUWAHATI BENCH, GUWAHATI.

(AN APPLICATION UNDER SECTION OF 19 OF THE  
CENTRAL ADMINISTRATIVE TRIBUNAL ACT 1985)

ORIGINAL APPLICATION NO. 273 OF 2002.

Girish Chandra Borah

-Applicant.

-Versus-

The Union of India

& Others

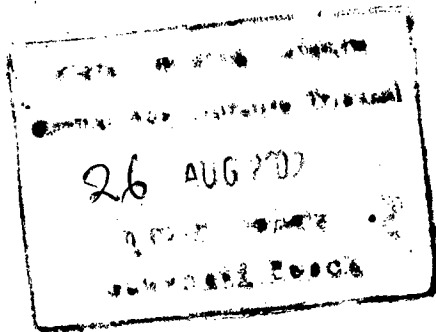
-Respondents

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Filed by

Advocate

(Adv. G. H. M. S. J.)



2

Filed by  
Girish chandra Borah  
applicant  
Shri  
through  
(ABU AHMED)  
Advocate

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL,  
GUWAHATI BENCH, GUWAHATI.

(AN APPLICATION UNDER SECTION OF 19 OF THE  
CENTRAL ADMINISTRATIVE TRIBUNAL ACT 1985)

ORIGINAL APPLICATION NO. OF 2002.

BETWEEN

Sri Girish Chandra Borah,  
Head Clerk, Office of the Executive  
Engineer (Electrical) Guwahati  
Electrical Division, Central Public  
Works Department, Guwahati-15.  
Applicant.

--AND--

- 1] The Union of India represented by  
the Secretary to the Government of  
India Ministry of Urban Affairs New  
Delhi-110011.
- 2] The Director General (Works) Central  
Public works Department, Nirman  
Bhawan, New Delhi- 110011.
- 3] The Additional Director General of  
Works, Eastern Region, C.P.W.D.,  
Nizam Palace, Kolkata-20,

- 4] The Superintending Engineer,  
(Co-ordination) Circle, Central  
Public Works Department, Eastern  
Region, Nizam Palace,  
Kolkata-700020.
- 5] The Superintending Engineer,  
(Electrical), Guwahati Electrical  
Circle, Central Public Works  
Department, Guwahati-21.

-Respondents.

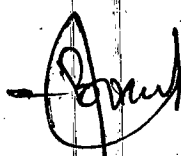
#### DETAILS OF THE APPLICATION

- 1] PARTICULARS OF THE ORDER AGAINST WITH  
THE APPLICATION IS MADE:

This application is made against  
impugned Office Memo No. 5/20/2002-EC IV(C)  
issued under the Office Order No. 155 of 2002 New  
Delhi Dated 6/7 August 2002, by which junior  
person has been promoted to the post of Office  
Superintendent Grade-II by Superceding the  
applicant.

- 2] JURISDICTION OF THE TRIBUNAL

The applicant declares that the subject  
matter of the instant application is within the  
jurisdiction of the Hon'ble Tribunal.





## 3J LIMITATION

The applicant further declares that the subject matter of the instant application is within the limitation prescribed under section 21 of the Administrative Tribunal Act 1985.

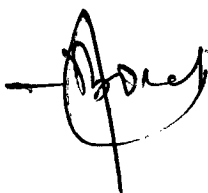
## 4J FACTS OF THE CASE

Facts of the case in brief are given below:

4.1J That your humble applicant is citizen of India and as such, he is entitled to all rights and privileges guaranteed under the Constitution of India, he is now aged about 58 years.

4.2J That your applicant begs to state that he was appointed as Lower Division Clerk in he Central Public Works Department in the year 1965. he was promoted to upper Division Clerk in the year 1979. <sup>On Merit Basis</sup> He was promoted to the post of Head Clerk on Merit basis vide Office Order No. 9(55)92/Sec/Cal/2477 Dated 31-03-1992. Now he is working as Head Clerk under the Office of the Executive Engineer Guwahati Electrical Division Central Public Works Department, Guwahati-15.

Annexure-A is the photocopy of the Office order No. 9(55)92/Sec/Cal/2477 Dated 31-03-1992.



4.3] That your applicant begs to state that he was promoted to post of Office Superintendent vide Office Memo No. 5/6/98 EC. IV (C) under Office order No. 68 of 98 dated 17th April 1998. In this Office Order name of your applicant appeared in Serial No. 15. It is pertinent to mention here that in the said promotion list it is made clear that "The individual concern that in case they do not joined as Circle Office Superintendent at the place of posting, it will be presumed that they are not interested in the promotion for the post and that would amount to refusal of promotion and which will render them debar for further consideration for this post for the period of one year. The written refusal of promotion if any by the promotees may be forwarded to this Directorate as soon as it is given. In case the promotes do not give their refusal in writing, they should be relieved of their duties immediately after expiry of the period of 45 days and LPC issued."

Annexure-B is the Photocopy of the Office Memo No. 5/6/98 EC. IV (C) under Office order No. 68 of 98 dated 17th April 1998.

4.4] That your applicant begs to state that due to his personal problem he refused the said Promotion Order dated 17<sup>th</sup> April 1998 of Office

*[Signature]*

Superintendent vide his letter dated 12<sup>th</sup> May 1998. As per condition laid down by the Respondent No.2 in the said promotion order your applicant is eligible for promotion to the post of office superintendent after one year from issuing the earlier Promotion Order.

Annexure-C is the photocopy of the letter dated 12<sup>th</sup> May 1998.

4.51 That your applicant begs to state that as per revised seniority list dated 30-01-1997 of Head Clerks in CPWD at all India Level as 01-01-96 applicant's position is in serial No. 90, and as per Provisional Seniority List dated 16-11-2000 of Head Clerks in CPWD under Region B as on 01-07-2000 applicant's position is in serial No.3.

Annexure-D is the Photocopy of Extracts of Seniority List of Head Clerk in All India Level as on 01-01-96.

Annexure-E is the Photocopy of Seniority List of Head Clerk in Region B dated 16-11-2000.

4.61 That your applicant begs to state that the Respondent No. 2 has issued another promotion order of Office Superintend vide No. 5/20/2002-EC IV(C) under Office Order No. 155 of 2002 dated

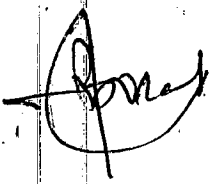
*[Handwritten signature]*

6/7 August 2002. In the said promotion order your name of your applicant was not included, although your applicant is entitled for consideration of next promotion from the year 1999, i.e., after one year of his refusal of promotion to the post of Office Superintendent as per earlier promotion order issued by the Respondent No. 2 dated 17-04-1998 (Annexure-B). Most surprisingly altogether 13 junior persons have superseded your applicant vide above-mentioned promotion order dated 6/7 August 2002.

Annexure-F is the photocopy of promotion order vide No. 5/20/2002-EC IV(C) under Office Order No. 155 of 2002 dated 6/7 August 2002.

4.7] That your applicant begs to state that he is the senior most Head Clerk in this region. But most surprisingly the Respondents did not consider his names for next promotion, i.e., to the post of Office Superintendent. Hence, finding no other alternative your applicant compelled to approach this Hon'ble Tribunal for seeking justice.

4.8] That your applicant begs to state that the Respondents have issued the promotion order dated 6/7 August 2002 against the Government Circular and also against their own Memorandum. Your applicant has got reason to belief that the



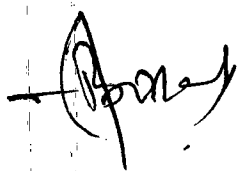
Respondents are resorting colourable exercise of power to accommodate the persons of their interest.

4.9] That your applicant begs to state that the actions of the Respondents are illegal, arbitrary, violative of the principle of natural justice. The acts of the Respondents are whimsical. It is further stated that the Respondents have acted with a mala fide intention to deprive the applicants from their legitimate rights.

4.10] That your applicant begs to state that he has made prima facie case against the respondents for not giving his due promotion to the post of Office Superintendent. The principle of balance of convenience lies very much in favour of the applicants and in view of the matter the applicants pray for an interim order directing the Respondents not to implement said impugned promotion order dated 6/7 August 2002 at Annexure-F or one post of Office Superintendent may be kept reserved for the applicant.

4.11] That your applicant begs to submit that the applicant is aged about 58 years and he is at the verge of retirement.

4.12] That your applicant begs to state that as per his knowledge there is no vigilance case/



disciplinary proceeding pending or contemplated against him, nor any adverse remark in ACR communicated to the applicant. As such, it is a fit case to interfere by this Hon'ble Tribunal to protect the interest of the applicant.

4.13] That your applicant submits that the procedure adopted by the authority in the case of applicant is improper, mala fide, illegal and without jurisdiction.

4.14] That your applicant submits that in any view of the facts and circumstances it is a fit case for passing interim order protecting the interest of the applicant.

4.15] That this applicant is filed bona fide and for the interest of justice.

5. GROUNDS FOR RELIEF WITH LEGAL PROVISION;

5.1] For that, due to the above reasons narrated in detail the action of the Respondents is in prima facie illegal, mala-fide, arbitrary and without jurisdiction.

5.2] For that, there is violation of provision of existing Central Public Works Department Manual, Volume-I regarding promotion of the individual.

*Abant*

5.3] For that, the Respondent No. 2 has not shown any reason or causes for issuing promotion order dated 6/7 August 2002 without considering the promotion of the applicant. Hence, the same are liable to be set aside and quashed.

5.4] For that, the action of the Respondents is highly illegal, arbitrary and also violative of guidelines of Promotion Policy.

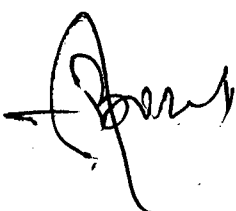
5.5] For that, the Respondents have not scrutinized the seniority list of the Head Clerks properly and thoroughly. Hence, the impugned promotion order is liable to be set aside and quashed.

5.6] For that, the Respondents have violated the Article 14, 16 and 21 of the Constitution of India.

5.7] For that, being a model employer the Respondents cannot deprive the promotion of the applicant without any justification and reason.

5.8] For that, in any view of the matter the action of the respondents are not sustainable in the eye of law and as well as fact.

The applicant craves leave of this Hon'ble Tribunal to advance further grounds at the time of hearing of this instant application.



6. DETAILS OF REMEDIES EXHAUSTED:

That there is no other alternative and efficacious remedy available to the applicant except invoking the jurisdiction of this Hon'ble Tribunal under Section 19 of the Administrative Tribunal Act, 1985.

7. MATTERS NOT PREVIOUSLY FILED OR  
PENDING IN ANY OTHER COURT:

That the applicant further declares that he has not filed any application, writ petition or suit in respect of the subject matter of the instant application before any other Court, authority, nor any such application, writ petition or suit is pending before any of them.

8. RELIEF SOUGHT FOR:

Under the facts and circumstances stated above the applicants most respectfully prayed that your Lordship may be pleased to admit this application, call for the records of the case, issue notices to the Respondents as to why the relief and relives sought for by the applicant may not be granted and after hearing the parties and the cause or causes that may be shown your Lordships may be pleased to direct the Respondents to give the following relief:

*[Handwritten signature]*



8.1 That the Hon'ble Tribunal may be pleased to set aside and quash the impugned Office Memorandum No. 5/20/2002-EC IV(C) issued under Office Order No. 155 of 2002 dated 6/7 August 2002 issued by the Respondent No. 2.

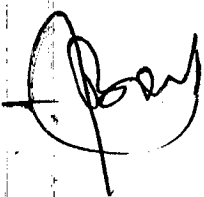
8.2 To pass any other order or orders as deem fit and proper by the Hon'ble Tribunal.

8.3 Cost of the Case.

9] INTERIM ORDER PRAYED FOR:

The applicant most respectfully prays for interim order from this Hon'ble Tribunal that the Hon'ble Tribunal may be pleased to stay the Impugned Office Memorandum No. 5/20/2002-EC IV(C) issued under Office Order No. 155 of 2002 dated 6/7 August 2002 issued by the Respondent No. 2 at Annexure-F and may be pleased to reserve one post of Office Superintendent for the applicant till disposal of this case.

10] Application Is Filed Through Advocate.



## 11] Particulars of I.P.O.:

I.P.O. NO. 17F 671744

Date Of Issue 19.8.2002

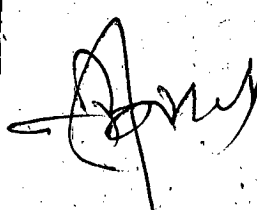
Issued from Guwahati G.P.O.

Payable at Guwahati

## 12] LIST OF ENCLOSURES:

As stated above.

Verification.



## VERIFICATION

I, Sri Girish Chandra Borah, Head Clerk, Office of the Executive, Engineer (Electrical) Guwahati Electrical Division, Central Public Works Department, Guwahati-15 and verify the statements made in the accompanying application and in paragraphs 4.1, 4.7, 4.8 to 4.12

are true to my knowledge, and those made in paragraphs 4.2, 4.3, 4.4, 4.5, 4.6 are being matters of records are true to information derived therefrom which I believe to be true and those made in paragraph 5 are true to my legal advice and rest are my humble submissions before this Hon'ble Tribunal. I have not suppressed any material facts.

And I sign this verification today on this the 26<sup>th</sup> day of August 2002 at Guwahati.

Girish Chandra Borah

Declarant

GOVERNMENT OF INDIA  
CENTRAL PUBLIC WORKS DEPARTMENT

No. 9(55)92/SE(C)/Cal/ 2477

Dated: - 31.3.92.

OFFICE ORDER

Undermentioned UDCs are hereby promoted as Head Clerk on purely temporary basis in the scale of pay of Rs. 1400-40-1800-EB-50-2300/- from the date of actual assuming charges of higher posts untill further orders. On promotion they shall be on probation for a period of 2 (Two) years.

<u>Seniority basis</u>		<u>Merit basis</u>	
1)	S/Shri B.Karmakar.	1)	S/Shri S.K.Banik
2)	" S.R.Bhattacharjee.	2)	" Jadu Prasad.
3)	" M.K.Roy	3)	" G.C.Bora.
4)	" K.D.Ram. (SC)	4)	" A.B.Das.
5)	Smt. Ava Rani Bardhan.	5)	" K.R.Boro. (ST)
6)	" Pratima Chanda. (SC)	6)	" S.K.Naskar. (SC)
7)	" Parul Dutta.		

Consequent on above promotion the following transfer/posting of promotees are hereby ordered with immediate effect in the interest of Public service.

Sl.No.	Name	From	To	Remarks
1.	S/Shri B.Karmakar	SCD/CPWD Siliguri.	DCD/CPWD Dinhata	Existing Vacancy.
2.	" S.R.Bhattacharjee	BCED/CPWD. BBSSR.	RCD/CPWD Raiganj	"
3.	" M.K.Roy	DCD/CPWD Dhanbad	MCD/Malda CPWD.	"
4.	" K.D.Ram.	CCM-1/CPWD Gauhati	MCD-1/CPWD Imphal	"
5)	" Ava Rani Bardhan	CCDII/CPWD Calcutta.	DCD/CPWD Dhanbad	"
6)	" Pramita Chanda	CCCI/CPWD Calcutta	ICDI/CPWD Islampur.	"
7)	" Parul Dutta	CCCI/CPWD Calcutta	ICDII/CPWD Islampur.	"
8)	" S.K.Banik	CCDIV/CPWD Calcutta	MCDII/CPWD Imphal	Vice S.P.Mukherjee
9)	" Jadu Prasad	PCED/CPWD Patna	PCED/CPWD Patna	Existing Vacancy
10)	" G.C.Borah	ACC/CPWD Gauhati	AAWD /CPWD Gauhati	Vice, Shri M.L.Sinha
11)	" A.B.Das	CCCI/CPWD Calcutta.	MCD/CPWD Berhampur	Existing Vacancy
12)	" K.R.Boro	ACC/CPWD Gauhati	GEDII CPWD Gauhati	Vice Shri S.K.Mukherjee.
13)	" S.K.Naskar	CCDV/CPWD Calcutta	CCF/CPWD Agartala	Vice P.C.Ghose

*[Handwritten signature]*  
Akhota

- 16 -

The promoted UDCs will have to intimate their acceptance/refusal of promotion within 10 days for Calcutta and 15 days for outstations of the issue of this order. The concerned controlling officers are hereby requested to obtain written acceptance/refusal of promotion from the promoted persons and to communicate the same to this office within the date specified above. No conditional acceptance of promotion will be entertained.

In case no intimation about acceptance/refusal of above promotion/posting is received from the promoted person within the specified date their promotion are liable to be cancelled without further reference. The controlling officers are also requested that if any vigilance/disciplinary case is pending or contemplated against any promoted, the effect of promotion should not be given to him and the fact may please be communicated to this office forthwith.

The officials who accept promotion may please be relieved immediately without waiting for substitute as per instructions of higher authorities.

Superintending Engineer,  
Coordination Circle (EZ),  
CPWD, Calcutta-20

Copy to :-

1. The Director General of Works, CPWD, Nirman Bhawan, New Delhi.
2. The Chief Engineer (EZ), CPWD, Calcutta.
3. The Chief Engineer (IEB), CPWD, Siliguri.
4. The Chief Engineer (NEZ), CPWD, Shillong.
5. All SES/SSWs/EEs of CPWD in region 'B'.
6. The Secretary, CPWD, Staff Association (EZ) Calcutta.
7. The Regional Secretary, CPWD Non-Gazetted Office Staff Association, Cal-20.

EA to Superintending Engineer,  
Coordination Circle (EZ),  
CPWD, Calcutta-20

After L2  
J.S.L.  
Advocate

Nirman Bhawan, New Delhi  
Dated the April 17th, 1998.

OFFICE ORDER No.68 of 1998

The Director General of Works is pleased to promote the following Head Clerks from the scale of pay of Rs.5000-8000 to the post of Circle Office Superintendent in the scale of Rs.6500-175-9000, on regular basis with effect from the date they assume charge of the post.

S.No.	Name of the officer S/Shri	Whether SC/ST/OC
1.	V.B. Desai	
2.	P.R.M. Kurup	OC
3.	K. Mahalingam	OC
4.	S. Rajagopalan	OC
5.	Adil Singh	OC
6.	K. Ashok Kumar	SC
7.	M.S. Sachdeva	OC
8.	P.K. Guha	OC
9.	L. Prasao	OC
10.	G.G. Kulkarni	ST
11.	N.D. Bhatia	OC
12.	S.K. Banik	OC
13.	Jadu Prasad	OC
14.	S.K. Naskar	OC
15.	G.C. Borah	SC
16.	K.R. Baro	OC
17.	B. Ganapathy Bahu	ST
18.	Sarjung Singh	ST
19.	Arvind Kumar Srivatava	OC
20.	Smt. Poonam Kapil	OC
21.	Daniel Nathaniai	OC
22.	Kishan Chand	OC

- They will be on probation for a period of two years from the date they assume charge as Circle Office Superintendent.
- Consequent on their promotion as Circle office Superintendent, their posting/transfers are made as under:-

S1	Name of the No. Officer S/Shri	Whether SC/ST/OC	Office at present working	Office to which posted	Remarks
1.	2.	3.	4.	5.	6.
1.	V.B. Desai	OC	On Deputation DRAT, Mumbai	Nagpur Cen. Cir. CPWD, Nagpur	Against existing vacancy
2.	P.R.M. Kurup	OC	Trichur Cent. Div. CPWD,	Silliguri Cent. Cir.(IBB) CPWD	-do-

Contd. 2

A.H.U.  
J.S. — 1  
A.H.U.

3. K. Mahalingam	OC	Pondichary Cent. Div. CPWD, Pondichary	Malda Cen. Circle CPWD, Malda	-do-
4. S. Rajagopalan	OC	CCD. II Chennai CPWD, Chennai	Murshiedabad Cen. Cir. Murshidabad	-do-
5. Adil Singh	SC	Div-17 PWD, Delhi	SSW-III, PWD NCTO, Delhi	Vice Smt. Purnima Kadir transferred
6. K. Ashok Kumar	OC	Triyandrum U.D.	Jodhpur C.C., CPWD, Jodhpur	Against existing vacancy
7. M.S. Sachdeva	OC	ACO-V, Delhi	PWD E.C-II, Delhi	Against existing vacancy
8. P.K. Guha	OC	Cooch Behar C.O-I CPWD, Behar	Cooch Behar C.C. CPWD, Behar	-do-
9. L. Prasad	ST	Patna C.O-I	Patna C.E.C., Patna	-do-
10. G.G. Kulkarni	OC	Pune C.E. Div. CPWD, Pune	Bhopal C.C., CPWD, Bhopal	-do-
11. H.D. Bhatia	OC	Indore C.E. Div Indore	Bhopal C.E.C. CPWD, Bhopal	-do-
12. S.K. Banik	OC	C.C.D-IV, Calcutta	C.C.C.-I, Calcutta	-do-
13. Jindu Prasad	OC	P.C.E.D, Patna	CE(EZ)II, Patna	-do-
14. S.K. Naskar	SC	Bhubaneswar C.O-II	Silchar C.C., CPWD, Silchar	-do-
16. G.C. Borah	OC	G.C.D, Guwahati	Guwahati E.C. CPWD	-do-
18. K.R. Baro	ST	G.E.E.D-II, Guwahati	Assam Cen. Cir-I	-do-
17. B. Ganapathy Babu	ST	H.C.D-II, Hyderabad	SSW(SZ-II), Hyderabad	-do-
18. Sarjung Singh	OC	P.C.D-II, Patna	SSW(EZ)-II, Patna	-do-
19. Arvind Kumar Sriyatava	OC	Lucknow C.E. Div	CE(NZ-III), Jaipur	-do-
20. Smt. Poonam Kapi	OC	P.W.D-18, Delhi	CE(ODZ), Delhi	-do-
21. Daniel Mathanial	OC	Exchn. Div., Delhi	SSW Elect-I, Delhi	vice Sh.S.K. Beri transfer
22. Kishan Chand	OC	E.D.-V, Delhi	DCC-IX, Delhi	

The following postings/transfers in the grade of Circle Office Supdt.  
from their present place of posting due to the request and administrative reasons  
are made as under:-

S/ No.	Name of the Officer S/Shri	Whether SC/ST/OC	Office at present working	Office to which posted	Remarks
1.	Smt. Purnima Kadir	OC	SSW-III, Delhi PWD,	SSW Elect-II, CPWD, Delhi	Against existing vacancy
2.	S.K. Beri	OC	SSW-Elect-I, Delhi	D.C.E.C-I, Delhi	-do-

Contd-3.

*Attended*  
*Advocate*

All concerned officers are requested to relieve the promotees without waiting for their substitutes to join new assignments by making internal arrangements (that is to say by allowing handing over charge to the Senior UDCs where necessary subject to the condition that they are found fit from Vigilance angle by the concerned Superintending Engineers. So far as this Directorate is concerned, it is certified that no case is pending or being contemplated against them and they are free from Vigilance angle. It may be made clear to the individuals concerned that in case they do not join as Circle Office Superintendent at the place of posting, it will be presumed that they are not interested in promotion for this post and that would amount to refusal of promotion and which will render them debar for further consideration for this post for a period of one year. The written refusal of promotion, if any, by the promotees may be forwarded to this Directorate as soon as it is given. In case the promotees don't give their refusal in writing, they should be relieved of their duties immediately after expiry of the period of 45 days and LPC issued.

*[Signature]*

(SURENDER PAUL)  
Dy. Director (Training)

22/4  
17/4

Copy to:-

1. All concerned Superintending Engineer/Ex. Engineer
2. All concerned PAO
3. All officials concerned.
4. PA to DA
5. General Secretary, HGOSA, Near Generator Room, I.P. Bhawan, New Delhi.
6. Hindi Shakha (for Hindi version).

*[Signature]*  
17/4/98

(New Chand Tongra)  
Section Officer

*[Signature]*  
Advocate



25

- 20 -

To  
The Director General of Works,  
C.P.W.D., Nirman Bhawan,  
New Delhi-110011

ANNEXURE - C

Dated Guwahati the 12th May '98

THROUGH PROPER CHANNEL

Sub : Promotion to the post of Office Superintendent  
- Acknowledgement thereof.

Sir,

While acknowledging your Office Order No. 68 of 1998 dated 17.4.1998, I must thank you for your kind offer of my promotion to the post of Office Superintendent in the Guwahati Central Electrical Circle, C.P.W.D., Guwahati-21.

That Sir, with due apology, I beg to inform you that -  
1) increased illness of my permanently disabled child which has increased my tension,

2) the chronic Hypertension of my wife, and

3) consequential illness (Hypertension) of myself has compelled me very reluctantly to defer my acceptance of the post of Office Superintendent for the time being, as I may not do justice to serve as Office Superintendent with such a higher responsibility.

I, therefore, hope that you will very kindly excuse me for the same.

With regards.

Yours Faithfully,

(G. C. Borah)

Head Clerk

Guwahati Central Division  
C.P.W.D., Guwahati-21

Attd  
Advant

5/2/96 EC.IV(C)  
Government Of India  
Director General Of Works  
Central Public Works Department  
\*\*\*\*\*

10/1/97  
10/2/97  
10/2/97  
D. A. P. A. 10.2.97  
D. A. P. A. 10.2.97

New Delhi, dated 27-1-97

OFFICE MEMORANDUM

SUBJECT:- Revised seniority list of Head Clerks in CPWD  
at all India level as on 01-01-1996.

The undersigned is directed to forward herewith  
the seniority list of Head Clerks in C.P.W.D. as on  
01.01.1996 duly incorporated of objection raised by  
various officials.

All the officers are requested to circulate the  
list amongst Head Clerk working in their Offices for  
their information.

Encl: Seniority list.

(B. S. CHHETTRI)  
Section Officer

To  
All Superintending Engineer (Coord) circle, all Head  
Clerks indicated in this list for the office record.

Copy to :-

1. All SEs/SSWs/DOH/ADOH/EEs etc to circulate the list  
to all the Head Clerks for their information and  
necessary action if any working under them.

(B. S. CHHETTRI)  
Section Officer

Advocate

Sl. No.	Name of Officer	Category	Date of Birth	Date of Joining	Date of Promotion	Promoted to Grade	Office
1	R.D. UPADHAYAY	OC	20/11/43	20/10/63	21/07/83	05/01/84	Mumbai Promoted as C.S but not joined
2	K.J. JOSEPH	OC	29/03/43	10/03/63	18/01/84	03/12/81	On deputation to -00-
3	A.C. GAWARE	SC	15/07/40	25/11/63	18/01/84	08/09/85	Mumbai -00-
4	PREMA SALAPURWANI	OC	02/09/49	15/11/69	21/12/84	31/12/84	Coimbatore -00-
5	I.M. SUNDARAM	OC	25/12/39	16/07/66	06/04/85	21/06/85	SE(C) Chennai -00-
6	JASJIT SINGH	OC	01/09/49	29/11/67	20/04/85	06/07/85	Elect Divn. VII -00-
7	G. VIJAYAKRISHNAN	ST	13/06/55	31/01/74	02/01/85	31/01/86	Bangalore -00-
8	V.S. DESAI	OC	16/04/50	23/01/71	02/12/86	12/01/87	Mumbai -00-
9	SHAIKH ANWAR	OC	01/06/42	21/01/63	02/12/86	21/08/88	Rampur promotion orders under issue.
10	I. CHINMAN	OC	06/10/41	07/09/62	02/12/86	31/08/88	Mumbai -00-
11	P.R.M. KURUP	OC	06/06/47	05/12/67	05/12/86	26/12/86	Trichur, order cancelled
12	K. MAHALINGAM	OC	16/04/50	11/02/74	05/12/86	11/12/86	P.C.D. Pondichery
13	S. RAJENDRAN	OC	07/01/51	23/01/74	05/12/86	30/05/87	B.C.D.-III, Bombay.
14	U.M. KOLLIPARA	OC	23/08/40	08/02/61	19/02/87	27/02/87	H.C.D.-I, Hyderabad.
15	P.K. SARUHA	OC	01/03/50	12/12/75	11/08/87	04/01/91	E Division Delhi, South Block, Jaiabai Chowk
16	T.R. DUA	OC	11/12/44	02/11/63	11/08/87	02/02/89	Faridabad CD-II
17	C. KUJUR	ST	04/01/41	13/07/62	11/08/87	24/02/87	ECD-VI
18	PYARE LAL	SC	21/11/46	20/07/68	11/08/87	17/11/87	Faridabad C D
19	RAM DASS	SC	02/01/42	27/05/64	11/02/87	01/09/87	PWD DN 13 (DA)
20	P.V. SUBHA RAO	OC	01/08/44	15/06/64	09/11/87	26/02/88	PCED-II, Madras
21	M. RAVINDRAN	OC	17/06/40	05/05/61	09/11/87	17/12/87	Trivendra Cent. Elect. Div.
22	RAM SWAROOP	SC	05/03/40	23/04/63	23/11/87	05/05/88	Dr. R.M.L.H. Div.
23	S.X. MUKHERJEE	OC	06/04/42	19/01/62	06/04/88	06/04/88	N.O. Calcutta
24	C. SRINIVASAN	OC	01/11/42	21/09/62	10/06/88	29/06/88	PCED-I Madras
25	K.L. SAMPATHLAL	OC	12/12/39	04/04/60	11/09/88	23/09/88	HCO-III Hyderabad

*Advocate*

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- 4 -

1. RAJ MEHAR	ST	02/04/45	27/04/64	01/08/91	23/08/91	ECO-II
2. M.D. SACHDEVA	CC	10/01/42	20/03/73	11/11/91	06/12/91	Gr.R.M.L.H.Div.
3. S. S. GUHA	CC	01/04/52	07/11/78	11/11/91	30/05/92	ACQ-V
4. L. PRASAD	CC	03/03/44	06/02/63	05/12/91	18/05/92	Cooch Behar C.Div-I.
5. SANT SINGH	ST	01/02/42	28/10/65	22/01/92	10/02/92	Patna C.Div-I.
6. S. CHAND	CC	14/06/39	01/09/55	07/02/92	27/02/92	Srinagar Cent.Civil Div. Jammu.
7. S. S. SINGH	SC	02/11/44	13/09/63	07/02/92	03/04/92	GISHE Div.I
8. L. VENKATESH	SC	05/05/39	11/01/65	21/02/92	11/03/92	North East Div...
9. G.G. KULKARNEE	OC	15/12/50	06/02/70	28/02/92	15/06/92	S.C.Div-II(on Deputation CAT.
10. M.D. SHATIA	OC	15/04/40	17/11/60	28/02/92	09/03/92	Pune C.Elect Div.
11. S.K. BANIK	OC	14/01/52	04/02/74	28/03/92	01/05/92	Indore C.E.Div.
12. JADU PRASAD	OC	05/02/42	27/11/62	31/03/92	27/04/92	CCD-VI, Calcutta.
13. S.K. NASKAR	OC	02/01/44	03/01/63	31/03/92	08/04/92	PCED, Patna
14. G.C. SARAH	SC	01/08/51	29/01/79	31/03/92	14/05/92	Bhubaneshwar Central Div- II.
15. K. R. SARD	OC	01/01/45	/ /	31/03/92	30/04/92	GCO Gauhati
16. S. S. DAS	ST	01/12/46	19/07/69	31/03/92	08/05/92	GCED-II Gauhati
17. S. BANAPATHY BASU	CC	11/08/55	18/11/77	31/03/92	10/06/92	CCD-II, Calcutta
18. S. S. SINGH	ST	28/05/61	20/12/79	18/05/92	06/11/92	HCD-II, Hyderabad
19. ARVIND KUMAR	CC	05/09/42	20/02/63	20/01/92	28/12/92	PCD-II, Patna.
20. S. S. SINGH KAPIL	CC	13/02/54	15/07/75	17/07/92	/ /	Lucknow C.E.Div.
21. DANIEL NATHANIAL	CC	02/01/58	04/09/86	31/08/92	09/09/92	PWD-18 (DA)
22. S. S. SINGH CHAND	CC	31/01/54	02/02/78	31/08/92	01/09/92	Exbn-Div.
23. S. S. SINGH	CC	04/02/58	16/03/78	31/08/92	27/09/92	ED-V
24. S. S. SINGH	CC	05/02/49	18/04/69	31/08/92	29/09/92	Siala C.O.
25. S. S. SINGH JOSHI	CC	12/05/55	03/09/77	31/08/92	29/09/92	PWD-Div-10.

NIC/CPWD

Handwritten signatures and initials at the bottom left corner.

29 -  
Government of India  
Central Public Works Department

ANNEXURE - E

No.9(59)/Seniority/HIC/SE(C)/ER/00/Cal/ 1121

Dated: 16-11-2000

Office Memorandum

A Provisional Seniority list of Head Clerks in CPWD under Region 'B' as on 01.07.2000 is sent herewith. All SEs/ SE(P&A)/ EEs (i/c FO to CE) in CPWD Eastern Zone, IBB Zone, IBB(Mtc.), Patna Zone, North Eastern Zone are requested to circulate the list to all concerned staff and any discrepancies if found, with regards to factual position of staff such as DOB, Date of Appointment /Attached Office etc. etc. received from the individual may please be checked with reference to entries in the Service Books of staff and sent to this office for necessary action of this office.

Encl: One

(D.Hore)  
Superintending Engineer, Co-Ordination

Copy to:

- 1) The Director General of Works, Central P.W.D., Nirman Bhawan, NEW DELHI-110011
- 2) The Additional Director General of Works(ER), CPWD, Calcutta-20
- 3) The Chief Engineer, EZ-I, II, NEZ, EI, IBBZ, IBBMZ under Region 'B'
- 4) All the Superintending Engineers including Superintending Engineer(P&A), Civil & Elect. Region 'B'
- 5) All the Executive Engineer(Civil & Elect.) under Region 'B'.
- 6) The Secretary, CPWD Staff Association, (EZ), Calcutta-20
- 7) The Regional Secretary, CPWD Non-Gazetted staff Association, Calcutta -20.

Superintending Engineer, Co-Ordination

OFFICE OF THE EE (E)  
GED-II C.P.W.D., Calcutta-20  
Dy. No. 2956  
Date 23/12/2000

let

39  
Office of the Superintending Engineer, Co-Ordination Circle, CPWD, Eastern Region,  
Nizam Palace, Calcutta-700020

Attested  
J.L. Advanta

S.No.	Name	Category	DOB	DOE in CPWD	DOE in Grade	DO CONF	DO Seniority	Office	Remarks
1)	N. Bhatta	UR	01/11/49	24/08/68	18/03/91				
2)	P. K. Guha	UR	08/03/44	06/02/66	10/05/92	01/03/77	05/12/90	GCED-I, Guwahati	
3)	G. C. Borah	UR	01/01/45	17/08/65	30/04/92		05/12/91	BBhawan P. Divn(El), Cal	
4)	Reba Deb	LR	01/03/43	05/10/62	05/07/93	01/07/80	31/03/92	GCD, Guwahati	
5)	U. P. Verma	LR	05/10/43	21/02/62	14/12/94	01/09/82	29/06/93	CCED-V, Cal	
6)	P. G. Chakraborty	UR	01/12/45	07/07/65	03/02/95	01/08/84	02/12/94	DCD, Dhanbad	
7)	A. K. Roy	LR	01/02/48	29/07/68	07/12/94	01/08/84	02/12/94	CCED-I, Cal	
8)	E. Beck	ST	03/05/41	17/06/53	27/05/95	01/08/68	02/12/94	CCED-III, Cal	
9)	U. C. Das	SC	01/03/44	09/12/65	09/12/94	06/09/82	02/12/94	CCD-VIII, Cal	
10)	H. S. V. Ramamurthy	UR	01/07/46	02/07/72	01/06/95	01/08/84	02/12/94	AAWD, Guwahati	
11)	Rama Gupta	LR	17/01/43	05/04/61	20/10/95	01/08/84	23/03/95	BCED, Bhubaneswar	
12)	U. D. Rao	UR	15/07/56		26/04/96		23/03/95	FO to CE(EZ-I), Cal	
13)	G. C. Day	LR	10/11/40		30/03/96		21/03/96	Project Divn, Guwahati	
14)	S. K. Gayen	SC	09/10/52	22/01/79	06/12/97	01/04/84	21/03/96	NLD, Cal	
15)	A. K. Sarkar	UR	03/08/55		22/04/96		21/03/96	MCD-I, Malda	
16)	P. C. Chakraborty	UR	05/03/47		13/09/96		21/03/96	BCD-I, Bhubaneswar	
17)	A. K. Paul	UR	31/12/46		23/04/96		21/03/96	BCD, Barasat	
18)	Simen Lakra	ST	01/02/43		15/07/96		21/03/96	SE(P), EZ-I, Cal	
19)	B. B. Roy	UR	05/11/42				31/05/96	RCD, Ranchi	
20)	S. Chakraborty	UR	01/12/40				05/06/97	PCEC, Patna	
21)	P. K. Mitra	UR	20/11/40				05/06/97	CCC-II, Cal	
22)	K. Rava	ST	27/10/46		12/06/97		05/06/97	SE(P), El, EZ, Cal	
23)	K. C. Ghosh	LR	01/01/41		14/07/97		05/06/97	MCD-I, Imphal	
24)	B. K. Dutta	UR	12/02/48		09/06/97		05/06/97	Project Divn, Guwahati	
25)	A. K. Mazumdar	UR	10/01/49				05/06/97	CCED-II, Cal	
26)	G. C. Das	SC	01/03/43		16/07/97		05/06/97	CCC-I, Cal	
							05/06/97	CCED-VI, Cal	

SINo.	Name	Category	DOB.	DOEinCPWD	DOEinGrade	DOCONF	DOSeniority	Remarks
28)	R. K. Chowdhury	SC	04/08/44				05/06/97	SE(P) NEZ-II, Patna
29)	R. K. Mondal	SC	08/10/42		21/07/97		05/06/97	CCC-III, Cal
30)	S. C. Sarkar	SC	08/09/49				05/06/97	FO to CE(NEZ), Shilong
31)	B. C. Sarkar	UR	01/03/41		06/06/97		05/06/97	CCD-VIII, Cal
32)	D. Tham	ST	01/04/42		27/06/97		05/06/97	SE(P), NEZ, Shilong
34)	R. K. Ukil	UR	09/03/42		05/06/97		05/06/97	CCD-II, Cal
35)	Sankar Dhar	UR	04/04/62				05/06/97	CCED-IV, Cal
36)	A. C. Sharma	UR	01/01/42		25/06/97		05/06/97	CCEC-I, Cal
37)	A. K. Das	UR	03/02/45		30/06/97		05/06/97	CCC-II, Cal
38)	Amal Kr. Das	UR			09/07/97		05/06/97	SCED, Silchar
39)	M. K. Biswas	SC	29/01/54		03/07/57		05/06/97	SE, Coord(ER), Cal
41)	P. Bhadui	UR	03/11/40	04/03/63	12/07/99	01/03/82	30/06/99	PCED, Patna
42)	K. Mullick	SC	09/06/43	05/12/62	30/06/99	01/08/84	30/06/99	CCD-V, Cal
43)	S. S. Sinha	UR	13/05/41	05/09/61	02/07/99		30/06/99	CCD-III, Cal
44)	S. K. Chatterjee	UR	31/03/42	19/12/62			30/06/99	CCD-IV, Cal
45)	Baleswar Roy	SC	02/01/44	04/03/63	30/06/99	01/08/68	30/06/99	CCD-VI, Cal
46)	R. M. Debnath		25/03/57	10/08/82	23/07/99		30/06/99	SMID, IBBR, Siliguri
47)	Samar Biswas	SC	11/01/58	16/06/80	29/07/99		30/06/99	MCD-II, Malda
48)	Tapas Mukherjee	UR	28/02/54	04/08/79	14/07/99		30/06/99	MMC, Murshidabad
49)	Srinarayan Prasad	UR	03/02/44	08/01/63	12/10/99		21/09/99	PCD-II, Patna
50)	Karunamoy Das	SC	19/10/42	08/05/63	27/09/99		21/09/99	CCED-III, Cal
33)	W. D. Bhutia	ST	14/12/40		06/06/97		05/06/97	GCD, Gangtok
27)	A. Majumdar	SC	17/09/40		06/06/97		05/06/97	CCEC-I, Cal
40)	B. Ram	SC	22/10/40		27/01/98		08/07/97	RCD, Ranchi

(D. JOREY)  
Superintending Engineer,  
Coordination Circle(ER)

Coordination Circle(FK), CPWD, Nizam Palace, 234/4 A, J. C. Bose Road, Cal-26

*Handwritten signatures and initials:*  
A. K. Das  
J. K. Das  
A. K. Das

27-

ANNEXURE - F 32

No. 5/20/2002-EC. IV(C)  
 Government of India  
 Directorate General of Works  
 Central Public Works Department

New Delhi, dated the 6<sup>th</sup> August, 2002.

Office Order No. 155 of 2002

The Director General of Works is pleased to promote the following Head Clerks from the scale of Rs. 5000-8000 to the post of Circle Office Superintendent, Grade II in the scale of pay of Rs. 5500-175-9000 on regular basis with effect from the date they assume the charge of post.

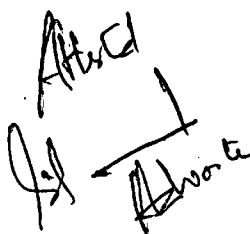
Sl. No.	Name S/Shri	D.O.B.	Category
1.	P.R.M. Kurup	06/06/47	OC
2.	G. Satyanathan	15/06/48	SC
3.	S.N.R. Balasubramanian	19/07/48	OC
4.	Mrs. Arju Chadha	17/02/57	OC
5.	N.B. Warik	10/09/51	OC
6.	R.K. Kakar	12/04/43	OC
7.	Smt. A. Geroqe	01/12/54	OC
8.	S. Ravi Chandra	10/01/53	OC
9.	Smt. Reba Dev	01/03/43	OC
10.	Km. Neelam Walia	30/10/57	OC
11.	Ram Kanwar	10/03/59	OC
12.	Sunil Mathur	05/05/63	OC
13.	Kiranjeet Salwan	20/07/59	OC
14.	Dhan Pat	05/02/54	SC
15.	A.K. Khanna	03/02/43	OC
16.	Smt. Suman Lata Sharma	02/04/56	OC
17.	Smt. Raj Kumari	08/09/59	OC
18.	Sh. Nak Ram	05/06/50	OC
19.	Sh. D L. Siddam	13/08/42	ST

Consequent on their promotion as Circle Office Superintendent, their posting/transfer are made next page.

Att. 21  
 Sd/-  
 A. K. Khanna



Sl. No	Name S/Shri	From	To	Remarks
1.	P.R.M. Kurup	Trichu Central Div.	Trivandrum Central Circle.	vice Sh. Rajagopalan
2.	G. Satyanathan	SE(Coord) Chennai.	SE, Central Circle.II Chennai	vice Sh.C. Kula Kharan (Retd. 31.7.2002)
3.	S.N.R. Balasubramanian	MC Div. Chennai	Mysore Central Circle	Against existing vacancy
4.	Mrs. Anju Chidha	CE(NDZ.II)	CE(ODZ)NR	Against existing vacancy
5.	N.B. Warik	Mumbai Central Div.6	Siliguri SSW, IBBZ	Against existing vacancy
6.	R.K. Kakar	EE(Consultation)	CE(P&P)	Vice P.L. Swami
7.	Smt. A. Geroge	President Estates.	Central Store Circle, Netaji Nagar	Against existing vacancy
8.	S. Ravi Chandra	HCED.III	CE(Elect.) Hyderabad	Against existing vacancy
9.	Smt. Reba Dev	CCED.V Kolkata	SE(Coord) Central Circle, Kolkata	Against existing vacancy
10.	Krn. Neelam Walla	ECD.I	DCC.8	Against existing vacancy
11.	Rani Kanwar	PWD Circle.II	Chandigarh C. Circle	Against existing vacancy
12.	Sunil Mathur	Hindan Ghazibad CED,	Lucknow Central Circle.	Against existing vacancy
13.	Kiranjeet Salwan	Hort.(South)	Jalandhar C. Circle	Against existing vacancy
14.	Dhan Pat	DCEC.VI	SE(Elect.) CEC, Patna	Against existing vacancy
15.	A.K. Khanna	PWD ED.I	Allahabad,	vice Sh. J.C. Gupta retire on 31.7.02
16.	Smt. Suman Lata Sharma	ED.III, Delhi.	SE(Elect.) Kolkata.	Against existing vacancy
17.	Smt. Raj Kumari	PWD Div.31	Silchar Central Circle.	vice Sh. E.M. C. Fernandes (refused promotion)
18.	Nek Ram	Delhi	SE, Assam Central Circle.I	Against existing vacancy
19.	D.L. Siddam	Nagpur Central Div.	Nagpur Elect. Circle.	Against existing vacancy
20.	B.B.L. Phull	NDZ.I	DCEC-2	vice Smt. Meena Joshi.
21.	Smt. Meena Joshi	DCEC.II	PWD Circle.8	Against existing vacancy
22.	S. Rajagopalan	Trivandrum	SE(Coord) Chennai.	vice Sh. P.R.M. Kurup
23.	P.L. Swami	CE(P&P)	NDZ.I	Vice B.B.L. Phull
24.	N.D. Bhatia	Bhopal CEC, Bhopal	Indore Central Circle	Vice Sh. U.K. Srivastava
25.	U.K. Srivastava	Indore Central Circle.	Bhopal CEC, Bhopal	Vs. Sh. N.D. Bhatia.



All concerned officers are requested to relieve the promotes without waiting for their substitutes to join new assignments by making internal arrangements, that is to say by allowing handing over charge to the senior UDCs where necessary, subject to the condition that they are found fit from Vigilance angle by the concerned Superintending Engineers.

Officials concerned are required to join their units of posting immediately and send 2 copies of joining report to this office. If no information regarding joining as Office Superintendent is received within 30 days of the issue of the order, further necessary action will be taken. They should also send certification of having written their self-appraisal and the CRs in respect of the officials working under them.

The officials on promotion may exercise their option under FR-22-1(a)(i) for pay fixation within a period of one month from the date they assume the charge of the higher post.

*Dr. C.V. Dikmarao*

(Dr. C.V. DIKMARAO)  
DY. SECRETARY ADMN.

To

1. All concerned PAO.
2. All concerned Superintending Engineer.
3. All Supdt. Engineers (Coord) with the direction that the substitute of the Head Clerks being promoted may be given immediately to avoid delay in filling up the post of O.S.
4. All official concerned.
5. PA to DA
6. Hindi Shakha (for Hindi version).

*Atte*  
*Adhate*