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

(DESTRUCTION OF RECORD RULES, 1990)

**INDEX**

O.A./T.A No... 52/2002.....

R.A/Q.P No... 19/04.....

E.P/M.A No.....

1. Orders Sheet... OA-52/02 .....Pg... 1 .....to... 3 ..... delete 26/8/04  
C.P-19/04 ..... order pg-1 ..... to-2 ..... dropped
2. Judgment/Order dtd. 11/11/2002 .....Pg... 1 .....to... 5 ..... Disposed
3. Judgment & Order dtd.....Received from H.C/Supreme Court
4. O.A... 52/02 .....Pg... 1 .....to... 23 .....
5. E.P/M.P.....Pg.....to.....
6. R.A/Q.P... 19/04 .....Pg... 1 .....to... 16 .....
7. W.S. Filed by the Respondents No. 1 to 5 Pg... 1 .....to... 25 .....
8. Rejoinder.....Pg.....to.....
9. Reply.....Pg.....to.....
10. Any other Papers.....Pg.....to.....
11. Memo of Appearance.....
12. Additional Affidavit.....
13. Written Arguments.....
14. Amendment Reply by Respondents.....
15. Amendment Reply filed by the Applicant.....
16. Counter Reply.....

SECTION OFFICER (Judl.)

FORM NO. 4  
(See Rule 42)  
CENTRAL ADMINISTRATIVE TRIBUNAL : GUWAHATI BENCH.  
GUWAHATI.

ORDER SHEET

Original No. 52/2002  
Misc. Petition No.         
Contempt Petition No.         
Review Application No.       

Applicant(s) Joytiroy Chakraborty

Respondent(s) N.O.T. Poms

Advocate for Applicant(s) A.K. Roy, S.C. Biswas, Iyengar

Advocate for Respondent(s) CGSC

Notes of the Registry	Date	ORDER OF THE TRIBUNAL
<p>This application in form C.F. No. 51/- disposed vide <u>6979043</u> dated <u>18.12.2001</u></p> <p><u>18.12.2001</u> Dy. Registrar</p> <p><i>Steps along with envelopes handed taken</i></p> <p><i>PAH</i></p> <p>Notice prepared and sent to D/S for vms the Respondent No. 1 to 5 by Regd A.D.</p> <p><u>5/3/02</u></p> <p><u>1/No 778 to 782</u></p> <p><u>7/3/02</u></p> <p>① Service report were still awaited.</p> <p><u>27.3.02</u></p>	<p>25.2.02</p> <p>mb</p> <p>28.3.02</p> <p>bb</p> <p>2.5.02</p> <p>lm</p>	<p>Heard Mr. A.K. Roy, learned counsel for the applicant.</p> <p>The application is admitted. Call for the records.</p> <p>List on 28.3.2002 for order.</p> <p><u>18.12.2001</u> Member</p> <p><u>18.12.2001</u> Vice-Chairman</p> <p>Awaits service report. List again on 2.5.2002.</p> <p><u>18.12.2001</u> Member</p> <p><u>18.12.2001</u> Vice-Chairman</p> <p>Service is completed. Mr. B.C. Pathak, learned Addl. C.G.S.C. prays for adjournment for filing of written statement. Prayer is allowed. List on 31.5.02 for orders.</p> <p><u>18.12.2001</u> Member</p> <p><u>18.12.2001</u> Vice-Chairman</p>

① Service report are  
still awaited.

By  
1.5.02

No. Written Statement  
has been filed.

By  
30.5.02

No. W/S has been  
filed.

By  
27.6.02

28.6.02

W/S Submitted  
by the Respondent  
No. 1 to 5.

Prasad

31.5.027

Mr. B.C. Pathak, learned Addl.  
C.G.S.C. for the respondents prays for  
time to file written statement. Prayer  
allowed. List again on 28.6.2002 for  
orders.

mb

28.6.02

It has been stated ~~that~~ that  
written statement has been filed. The  
case may now be listed for hearing  
on 16.8.2002. The applicant may file  
rejoinder, if any, within two weeks  
from today.

List on 12.8.2002 for hearing.

I.C. Ushar  
Member

mb

[Signature]  
Vice-Chairman

12.8. Doreen bench did not sit today.  
The case is adjourned to

30/8/2002

mb

A.K. Jais  
14/8

30/8

Doreen bench did not sit  
today. The case is adjourned  
to 25/9/2002.

mb

A.K. Jais  
20/8

25/9

on the prayer of ~~the~~ Mr. G. Gogoi  
learned Counsel for the  
appellant, the case is  
adjourned to 11/11/2002.

mb

A.K. Jais  
25/9

Notes of the Registry	Date	Order of the Tribunal
-----------------------	------	-----------------------

11.11.02

27.12.2002

Copy of the Judgment has been sent to the office for issuing the bond to the L/Advocates for the parties.

lm

Heard learned counsel for the parties. Hearing concluded. Judgment delivered in open Court. Kept in separate sheets. Application is disposed of No costs.

K. L. Sharma  
Member

  
Vice-Chairman

Notes of the Registry

Date

Order of the Tribunal

6

CENTRAL ADMINISTRATIVE TRIBUNAL ::  
GUWAHATI BENCH.

O.A./XXX. No. 52 . . . . . of 2002

DATE OF DECISION 11.11.2002.....

Shri Jyotirmoy Chakraborty

APPLICANT(S)

Mr A.K. Gogoi, Mr S.C. Biswas and  
Mr I. Gogoi.

ADVOCATE FOR THE APPLICANT(S)

- VERSUS -

The Union of India and others

RESPONDENT(S)

Mr B.C. Pathak, Addl. C.G.S.C.

ADVOCATE FOR THE  
RESPONDENTS.

THE HON'BLE MR JUSTICE D.N. CHOWDHURY, VICE-CHAIRMAN

THE HON'BLE MR K.K. SHARMA, ADMINISTRATIVE MEMBER

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporter or not ?
3. Whether their Lordships wish to see the fair copy of the judgment ?
4. Whether the judgment is to be circulated to the other Benches ?

5. Judgment delivered by Hon'ble Vice-Chairman

20

W

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IN THE CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH

Original Application No.52 of 2002

Date of decision: This the 11th day of November 2002

The Hon'ble Mr Justice D.N. Chowdhury, Vice-Chairman

The Hon'ble Mr K.K. Sharma, Administrative Member

Shri Jyotirmoy Chakraborty,  
MES/233639,  
Instrument Repairer (Now Elect. H.S.-II),  
C/o GE (I) AF, Tezpur,  
District- Sonitpur, Assam. ....Applicant  
By Advocates Mr A.K. Roy, Mr S.C. Biswas and  
Mr I. Gogoi.

- versus -

1. The Union of India, represented by the  
Secretary,  
Ministry of Defence,  
New Delhi.
2. The Chief Engineer (Headquarter),  
Eastern Command,  
Fort William, Calcutta.
3. The Chief Engineer (H.O.),  
Shillong Zone, Shillong.
4. The G.E. (1), Air Force,  
Tezpur,  
District- Sonitpur, Assam.
5. The Commander Works Engineer,  
C/o G.E., AF,  
Tezpur. ....Respondents  
By Advocate Mr B.C. Pathak, Addl. C.G.S.C.

.....

O R D E R (ORAL)

CHOWDHURY. J. (V.C.)

In this application under Section 19 of the Administrative Tribunals Act, 1985 the applicant has raised a question of legitimacy of the action of the respondents in not considering his case for promotion to the post of Electrician HS-I and allowing his juniors to march over him.

2. The applicant joined in service as Instrument repairer, presently described as Electrician HS II under the respondent No.4 in the month of December 1971. Prior to that the applicant served in the Indian Air Force for about nine years as Instrument Repairer. It was pleaded, inter alia that prior to 1984 the post of Instrument Repairer was a feeder post for promotion to the post of Electrician. In the year 1986 a three grade structure came into force - Electrician (Skilled), Electrician (Highly Skilled Grade-II) and Electrician (Highly Skilled Grade-I). The post of Instrument Repairer was redesignated as Electrician and the post of Charge Electrician was redesignated as Electrician HS-I. In the year 1976, the applicant appeared in the Trade Test for the post of Charge Electrician and became eligible for promotion to the post of Charge Electrician. The name of the applicant appeared amongst the successful candidates at serial No.77. In the year 1987 the applicant was promoted to the post of Electrician HS II. According to the applicant as per the earlier policy he was to be promoted to the post of Charge Electrician, which was redesignated as Electrician (Skilled I) and erroneously the authority promoted him as Electrician (Skilled II). It was also pleaded that other persons who were selected in the Trade Test of Charge Electrician in the year 1976 alongwith the applicant were given promotion to the post of Electrician (Skilled I) after restructuring. The applicant cited the name of one Shri Jogen Chandra Borah, who also passed the Trade Test alongwith the applicant in the year 1976 and who was given promotion to the post of Electrician (HS I). Similarly, Shri Paritosh Kumar Sengupta who passed the Trade Test in the year 1987 was promoted to Electrician HS I in the year 1987. The case of the applicant was

unlawfully.....



unlawfully ignored. He raised his grievance before the authority. As a matter of fact the applicant further pleaded that the competent authority by communication No.90270/89/EC/EIC (3) dated 10.2.1995 issued the following instructions:

"Consequent on redesignation of Instrument repairer/MPI to Electrician (SK) some representation have been recd from existing instrument repairer/MPI with regard to their promotion to electrician HS-II/Elect.-I. The cases have been gone into and following decisions have been taken:-

- (a) Since prior to introduction three grade structure Electrician and Instrument repairers/MPI were the feeder category, for promotion to Ch.Elect, there is no anomaly in redesignation of instrument repairer/MPI to electrician.
- (b) Review DPCs are to be convened and instrument repairer/MPI who are otherwise eligible for promotion be considered for promotion to elect HS I with notional seniority at par with their immediate junior elect SK.Wireman, who have already been promoted to elect HS-I. However, the over-all percentage of HS-II/HS-I vacancies are to be maintained as per existing instructions."

3. Though the policy guidelines were published, the respondents failed to remedy the situation and the applicant accordingly submitted representations from time to time before the authority vide representations dated 7.8.1996, 18.7.1998, 7.7.1999, 14.10.1999 and similar other representations. By communication dated 18.6.2000 the Commander Works Engineer addressed to the Chief Engineer and communicated the position to the authority and requested the authority to do the needful in the light of the policy decision issued by the department. The applicant thereafter also submitted representations. Failing to get appropriate remedy, he moved the Tribunal by way of the present O.A. for redressal of his grievances.

4. The respondents submitted their written statement. In the written statement the respondents on the one hand submitted that the Review Departmental Promotion Committee (DPC for short) meeting could not be held due to non-availability of vacancies and also the applicant did not possess the qualification required for Electrician HS-I.

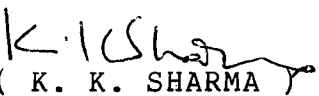
5. We have heard Mr A.K. Roy, learned counsel for the applicant and also Mr B.C. Pathak, learned Addl. C.G.S.C. The materials on record indicated that the applicant passed the Trade Test of Charge Electrician in the year 1976. Similar persons who passed the same Trade Test were shown to be promoted by the respondents. Similarly, even persons who passed the test later on were also promoted and the case of the applicant was not considered in the light of the policy decision laid down in 1995. The seniority list was also not produced. Therefore, the contention of the respondents that the Review DPC could not be held due to non-availability of vacancy and that the applicant did not qualify in the Trade Test is not sustainable. When persons junior to the applicant were considered for promotion to the post of Electrician HS I there is no justification in not considering the case of the case applicant. The respondents have, however, stated, that the matter was taken up with the higher authority for conducting Review DPC and it was expected that the dispute would be finally resolved by the Review DPC.


6. On consideration of all the aspects of the matter we direct the authority to finalise the Review DPC and pass appropriate order thereon, keeping in mind the inter se seniority and other like matters. The matter is an old one

and.....

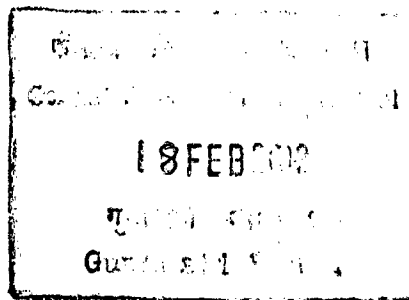
and the respondents are accordingly directed to resolve the issue as early as possible, preferably within three months from the date of receipt of the order.

7. With the above observations the application stands disposed of. There shall, however, be no order as to costs.

  
( K. K. SHARMA )  
ADMINISTRATIVE MEMBER

  
( D. N. CHOWDHURY )  
VICE-CHAIRMAN

nk m



IN-THE CENTRAL ADMINISTRATIVE TRIBUNAL : GUWAHATI BENCH.

(An application under section 19 of the Administrative Tribunal Act, 1985).

O.A.No. 52 /2002.

Shri Jyotirmoy Chakraborty.

... Applicant.

-VS-

Union of India & Ors.

... Respondents.

I N D E X

<u>Sl.No.</u>	<u>Particulars.</u>	<u>Page No.</u>
1.	Application	... 1 to 10
2.	Verification	11
3.	Annexure-A	12-13
4.	Annexure-B	14
5.	Annexure-C (series)	15-19
6.	Annexure-D	20
7.	Annexure-E	21-22
8.	Annexure-F	23

Filed by:-

Filed by the applicant  
Shri Jyotirmoy Chakaraborty  
Through - 13  
Ashok Karmong  
Advocate  
18/12/2002

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL GUWAHATI BENCH :

(An application under Section 19 of the Administrative Tribunal Act 1985).

-BETWEEN -

Shri Jyotirmoy Chakaraborty

MES/233639

Instrument Repairer (Now Elect.H.S.-II )

C/O GE (I) AF, Tezpur

Dist:- Sonitpur(Assam).

...Applicant.

-AND-

1. Union of India, represented by the  
Secretary, Ministry of defence ,  
New Delhi .
2. Chief Engineer, (Headquarter)  
Eastern Command,  
Fort William ,  
Calcutta-21.
3. Chief Engineer (H.Q.)  
Shillong Zone, Shillong .
4. The G.E. (1), Air Force,  
Tezpur , Dist:-Sonitpur (Assam).
5. Commender Works Engineers  
C/O GE, AF, Tezpur.

...Respondents.

contd...

14  
2.

1: PARTICULARS OF ORDER AGAINST WHICH THIS APPLICATION IS MADE:-

This application is not directed against any particular order but against the action of the respondents in non giving of promotion to the petitioner to the post of Electrician, HS-I, as per the policy decision which has been circulated vide E-in-C's Br.AHQ Letter No. 90270/89/EC/EIC (3) dated 10.2.95 .

2 : JURISDICTION :-

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

3 : LIMITATION:-

The applicant also declares that the application is within the limitation period as has been prescribed under Section 21 of the Administrative Tribunal Act, 1985 .

4 : FACTS OF THE CASE:-

(i) That the petitioner joined in service as Instrument repair (Nbw Elect.HS-II) under the Respondent No.4 in the month of December 1971 after serving at Indian Air Force for about 9 years as an Instrument repairer.

(ii) That the applicant states that before 1984 Instrument repairer post were feeder posts for promotion to the post of charge Electrician. In the year 1986, three grades structure

contd...

3.

came into force - Electrician (5 kill), Electrician (Highly SK ,Grade-II) and Electrician (Highly killed,Grade-I). Accordingly ,the instrument repairer post has been redesignated as Electrician and charge electrician post has been redesignated as Electricial (HS-I).

iii) That the applicant states that in the year 1976, he appeared in the Trade Test of charge Electrician and in the said the applicant became success for promotion to the charge Electrician. In the list of successful candidates, the name of the applicant appears at sl.No.77 which was published vide part-II, Order No.49 dated 6.12.76 .

copy of the relevant portion of the order dated 6.12.76 is annexed herewith and marked as Annexure-A.

iv) That after the restraining , the applicant, being a selected candidate for charge Electrician, was promoted to the post of Electricial (HS-II) in the year 1987. Be it stated here that as per the earlier policy he should have been promoted to the post of charge Electrician which has been redesignated as Electrician (SK-I). But the authority, instead of promoting him to the said post, has given promotion to the post of Electrician (SK-II) .

contd...

4.

v) That it is stated that some other persons who were also selected in the Trade Test of charge Electrician in the year 1976 alongwith the applicant has been given promotion to the post of Electrician (SK-I) after restructuring . It is pertinent to mention that one Shri Jogen Chandra Borah, who was junior to the applicant , passed the Trade test alongwith the applicant in the year 1976 was promoted to the post of Electrician (HS-I) vide GE(1) AP PTO NO. 40/28/87 dated 6.10.87. Shri Jogen Chandra Borah was Junior to the applicant. Another junior Shri Paritosh Kumar Sengupta who passed the Trade Test in the year 1987 was promoted to Electrician (HS-I) in the year 1987. Where as, though the applicant is senior to those persons and passed the Trade Test in the year 1976 for charge Electrician, he was promoted to Electrician (HS-II) instead of Electrician (HS-I).

vi) That after knowing the fact that a number of his Juniors who have completed the Trade test have been promoted to the post of Electrician (HS-I), the applicant submitted a number of representations to the respondents, but the respondents remain silent without giving any reply whatsoever on the matter . Be it stated here that due to restraining a number of Instrument repairers were deprived of getting due promotion and against that anomaly those deprived instrument repairers were also submitted representations to the higher authorities.

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vii) That after a long gap the higher authorities considered the grievances of the deprived instrument repairers and took the decision to convey review DPC to consider the case of instrument repairers who were otherwise eligible for promotion to the post of Electrician (HS-I) and accordingly directed the concerned authorities vide E-in-C's Br.AHQ letter No.90270/89/EC/EIC (B) dated 10.2.95.

Copy of the letter dated 10.2.95 is annexed herewith and marked as Annexure-B.

viii) That after the above decision as communicated vide letter dated 10.2.95, the applicant submitted a number of representations to the authority.

Some copies of representations are annexed herewith and marked as Annexure-c (series).

ix) That after a number of representations, the Commender Works Engineer considered the matter and accordingly wrote to the Chief Engineer, Shillong Zone, vide his letter dated 13.1.2000 and requested to confirm whether the DPC could be held. It was also requested to take the matter as priority in as much as the application would go on superannuation in the year 2002.

Copy of the letter dated 13.1.2000 is annexed herewith and marked as Annexure-D.

contd...

6.

x) That in spite of the said letter, the higher authority did not turn up the matter for a long time and hence the applicant submitted another representation dated 8.11.2000 to the E-in-C's Branch, New Delhi and lastly another dated 22.2.2001, but till date the respondents neither have promoted the applicant nor have given any reply to him about the matter .

Copies of the representations dated 8.11.2000 and 22.2.2001 are annexed herewith and marked as Annexure-E and F respectively.

xi) That being aggrieved with the unchallant attitude of the respondents and being deprived of getting due promotion the applicant approach this Hon'ble Tribunal by filing this Original application under your Lordship's protective hand .

5 : GROUND FOR RELIEFS :-

I) For that as the applicant has passed the Trade Test for charge Electrician in the year 1976, he is entitled to be promoted to the said post i.e. Electrician HS-I presently and the respondents can not deny the same.

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7.

II) For that as number of Juniors who have passed the Trade test for charge Electrician in the year 1976 alongwith the applicant and those persons who have passed the same subsequently, have already been promoted to the post of Electrician HS-I and hence the applicant should be promoted to the said post with retrospective effect .

III) For that as per the decision of the authority which has been communicated vide letter dated 10.2.95, the applicant is entitled to get promotion to the post of Electrician HS-I with national seniority at par with this Junior and hence the respondents can not deny the same .

IV) For that as after the ~~restraining~~ , the charge Electrician post has been redesignated as Electrician HS-I and the applicant has already been declared as passed in the trade test for charge electrician, he should be given promotion to the said promotional post.

V) That the action of the respondents is illegal, arbitrary and whimsical and hence the same is not sustainable in the eye of law.

VI) For that action of the respondents is against their own decision as has been communicated vide letter dated 10.2.95 and the same is not maintainable in the eye of law.

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8.

VII) For that the in action on the part of the respondents is violative of Fundamental rights of the applicant as has been guaranteed under Article 14, and 16 of the Constitution of India.

VIII) For that as the promotion to the post is on seniority -cum-merit basis, the petitioner should be promoted earlier than his Juniors, but the same has not done in the instant case .

IX) For that action of the respondents is against the Principle of natural justice and administrative fair play .

X) For that at any rate the respondent's action is not sustainable in the eye of law .

6 : DETAILS OF REMEDIES AVAILED :-

That the applicant declares that he has taken recourse to all the remedies available to him but failed to get justice and hence there is no other alternative effications remedy open to him other than to approach this Hon'ble Tribunal.

7 : THE MATTER NOT PREVIOUSLY FILE D/PENDING BEFORE ANY COURT :-

That the applicant further declares that he has not previously filed any application, writ petition

contd...

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or suit regarding the matter before any Court, authority or any other bench of this Hon'ble Tribunal nor any such application, writ petition or suit is pending before any of them.

8 : RELIEF SOUGHT FOR :-

Under the fact and circumstances stated above the applicant prays for the following reliefs:

- (i) To direct the respondents to promote the applicant to the post of Electrician HS-I w.e.f. 15.10.84 i.e. the date w.e.f. which his junior has been promoted to the said post.
- (ii) To extend the consequential benefits of the promotional posts and accordingly fix the pay.
- (iii) Cost of the application .
- (iv) Any other relief or reliefs as your Lordship's may deem fit and proper.

9: INTERIM RELIEF, IF ANY :-

Under the fact and circumstances, the applicant does not pray any interim relief.

10.

10:

11 : PARTICULARS OF I.P.O.

- (i) I.P.O. NO. 6G 790434
- (ii) Date of issue:- 18-12-2001
- (iii) Payable at:- Guwahati

12 : LIST OF ENCLOSURES:-

As stated in the Index .

contd....

23  
11.

V E R I F I C A T I O N

I, Shri Jyotirmoy Chakraborty, aged about 59 years, son of Late Bhupendra Mohan Chakraborty, resident of Village:-Goraimari, P.O. Salani Bari, District :- Tezpur (Assam) do, hereby solemnly verify that the statements made in paragraphs 1 to 12 of the application are true to best of my knowledge and belief and I have not suppressed any material fact of the case.

And I sign this verification on this the  
18<sup>th</sup> day of February 2002 at Guwahati.

Place:- Guwahati

Date:- 18/2/2002

Jyotirmoy Chakraborty

SIGNATURE

.....

233755	Shri PITAMBAR BIRUAH	Refr/ Mech Q/Pt	27 Nov 76	Passed the Trade Test of Charge Mech Refr held at CWE Tezpur in 1976.
233756	Shri S. SATYA RAYAN	-do-	27 Nov 76 /hold	Passed the Trade Test of Charge Mech Refg held at CWE Tezpur in 1975.
233757	Shri JOGEN CHANDRA BCRA	Elect Ty	27 Nov 76	Passed the Trade Test of Charge Electrician held at CWE Tezpur in 1975.
233633	Shri JYOTIRMOY CHAKRABARTI	Instru- ment Repairer Ty	27 Nov 76	Passed the Trade Test of Charge Electrician held at CWE Tezpur in 1976.
233502	Shri TANKESWAR DEUVA-N	Wire Man Ty	27 Nov 76	Passed the Trade Test of Electrician held at CWE Tezpur in 1976.
233503	Shri KASHI NATH MAY	Q/Pt	27 Nov 76	Passed the Trade Test of Electrician held at CWE Tezpur in 1976.
233504	Shri KASHI NATH MAY	Maz Q/Pt	27 Nov 76	Passed the Trade Test of Charpoy Stringer held at CWE Tezpur in 1976.
233505	Shri RUDHRA BAHADUR THAPA	-do-	27 Nov 76	Passed the Trade Test of Charpoy Stringer held at CWE Tezpur in 1976.
233506	Shri BUDHI MAYAL	R/R Driver Ty	27 Nov 76	Passed the Trade Test of DME held at CWE Tezpur in 1976.
233507	Shri BALESWAR PRASAD SINGH	Maz Q/Pt	27 Nov 76	Passed the Trade Test of Hammerman held at CWE Tezpur in 1976.
233508	Shri PARAS BING	-do-	27 Nov 76	
233509	Shri DAL SINGH YADAV	-do-	27 Nov 76	

Contd. p/20

Attested by

Advocate.



DE 113 FORCE TEZPUR PART II ORDER NO 49 DATED 06 DEC 75 PAGE 20

	3	4	5	6
222155	Shri RAM SWARUP	Maz	27 Nov 76	Passed the Trade Test of
		Ty		Valveman held at CTE
222793	Shri SIKENDER	Maz	27 Nov 76	Tezpur in 1976
	SLUGH			
252694	Shri SITA RAM	-do-	27 Nov 76	
	MAHATC			

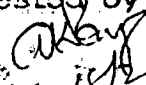
Order No. 49, DATED 06 DEC 75 from 27 Nov 75 to 88.

Part IV (b) is with NC 88.

for GRANTSON ENGINEER

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Attested by  
  
 Advocate.

ANNEXURE-B

Copy of E-in-C's Br AHQ letter No. 90270/89/EC/EIC (3) dt. 10.2.95 .

AS ABOVE

1. Reference your letter No. 131500/24/2752/Engrs/EIC(2) till Oct' 94.


[ 2. [EP] Consequent on redesignation of Instrument repair/MPI to Electrician (SK) some representation have been recd from existing instrument repairer/MPI with regard to their promotion to electrician HS-II/Elect.-I. The cases have been gone into and following decisions have been taken:-

(a) Since prior to introduction three grade structure. Electrician and Instrument repairers/MPI were the feeder category, for promotion to Ch. Elect, there is no anomaly in redesignation of instrument repairer/MPI to electrician.

(b) Review DFCs are to be convened and instrument repairer/MPI who are otherwise eligible for promotion be considered for promotion to elect HS I with national seniority at par with their immediate junior elect SK/Wireman, who have already been promoted to elect HS-I. However, the over-all percentage of HS-II/HS -I vacancies are to be maintained as per existing instructions. ]

Sd/- Illegible  
(RR Kanwar)  
SE .

Attested by

  
Advocate.

- 15 -

27

ANNEXURE-C

To

The Army Headquarters  
B-in-C's Branch  
P.O. D.H. II.Q  
New Delhi-11.

(THROUGH PROPER CHANNEL)

PROMOTION FROM THE POST OF INSTRUMENT REPAIRER  
TO CH/ELECT OR ELECTRICIAN HS GDE-I.

Respected Sir,

I beg to submit the following few lines for your  
kind information and favourable order please.

2. That I am working under the kind control of GE(AF)  
Tezpur since 1st Dec. 71 as an Instrument Repairer under  
regular vacancy.

3. I have passed the trade test of Ch /Elect  
during the year 1976 vide GE(AF) Tezpur PTO No. 49 dated  
06 Dec. 6 at Sl.No.77 (attached accordingly). And I am the  
senior most among all the electricians, who are promoted as  
elect HS Bde-I & Elect HS Gde-II.

4. Sir, this is for your kind information that already  
I have submitted a number of application but no action has so  
far been taken to promote me.

5. Please refer the following matters:-

i) GR(AF)Tezpur letter No.1606/AF/449/ELG dated  
29.12.87.

ii) HO CEEC Calcutta No.131520/LA/47/Engrs/EIC(2)  
dated 12.8.89.

Attested by

  
Advocate.

contd...

2.

iii) Govt. of India Mia of Defence New Delhi letter  
Nb. 91026/Elc (3)/672/D(W-II) dated 21.2.94.

iv) G-In-O's Dr. AHQ letter Nb. 90270/89/EC/EIC(3)  
dt, 10.2.95.

6. At last I beg to give you these information(1)  
Shri Jegen Ch. Bora who passed the trade test of Ch/Elect (with  
me ) in the year 1976 (PTO Nb. 49/76/76 dt. 27.11.76) is promoted  
to Elect HS Gde-I vide GE A/F Tezpur PTO No. 40/28/87 dt. 6.10.87  
with the effected date 15.10.84 and Shri Paritosh Kumar Sengupta  
who passed the trade test of Elect HS Gde-I. in the year 1987  
vide GE A/F Tezpur PTO Nb. 19.12.87 and promoted as Elect HS  
Gde-I vide GE A/F Tezpur PTO No. 40/29/87 with the affected date  
5.10.84.

7. Therefore I earnestly request your kind goodself  
to look into the matter and order the needful for which I will  
be ever grateful.

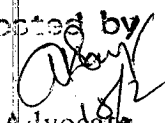
Thanking you,

Yours faithfully,

(J. H. Chakraborty)

Dated:-7.8.96.

.....

Attested by  
  
Advocate.

TO,  
COMMANDER WORKS ENGINEER TEZPUR  
(Through proper channel)

FROM :-  
MES/233639  
SHRI J.M CHAKRABARTI  
Instrument Repairer  
C/O GE AF TEZPUR

SUBJECT :- FIXATION OF PAY

Sir,

1. Most respectfully, I beg to lay down the following few lines for your kind information and favourable order please.

2. That I am working as an instrument repairer (NOW ELECT HS-II) under regular vacancy since 01st Dec'1971 under the kind control of GE(AF) Tezpur after serving Indian Airforce a period of 09 years and 150 days, as an instrument repairer.

3. Before introduction of these grade structure, there was direct line of promotion to charge Electrician from Instrument Repairer. For which I passed the trade test of ch/Elect vide GE Af Tezpur part II Order No. 49 dated 06 Dec'76 and I am the senior most among the whole lot promoted to Electrician Highly skilled grade-I.

4. Please refer :-

(a) GE AF TEZ letter No. 1004/AF/191/EIC dt 31 Oct'96

(b) CWE TEZPUR letter No. 1194/HS/989/EIC(2) dt 12 Nov'96

(c) GE AF TEZ letter No. 1004/AF/196/EIC dt 18 Nov'96.

5. While at the interview with previous GWE Tezpur Col-Deepak J. Thosre it was decided that I should be promoted as an Electrician H.S-I since 15 Oct'84 as per E-in-C's branch AHQ letter No. 90270/89/EC/E\*C (3) dated 10-02-95. The present AO Shri S.R Kardong of CWE Tezpur was also aware of the matter.

6. But, Sir, the GE AF Tezpur PTO No. 5 dated 02 Feb'98 published for the fixation for Electrician HS-II only, that also upto 16-10-95 vide Authy: CWE Tezpur letter No. 1194/HS/1073/EIC (3) dated 5-8-98 and GE AF Tezpur PTO No. 32/12/97 dated 12-8-97 and LAO (A) Tezpur letter No. Tez/IA/442/VII dated 20-1-98, But I have not yet got any financial benefit so far. Instead of getting a pay scale of Rs. 5200/- pm I am getting the pay scale of Rs. 4590/- pm only.

7. In view of above mentioned facts, May I request you to kindly reconsider my case specially, because of my balance of remaining service is only (4) four years 2 months, and with these small financial aspects with my children and family I could not maintain my home management facing a great financial crunch with day to day sky highing price line.

8. Thanking you in anticipation for your prompt action please.

Yours faithfully,  
(Shri J.M Chakrabarti)  
MES/233639  
Instrument Repairer

Dated 18 July' 98

110/359/E1

dt 18 Jul 98

Reminder vide G.E.A/F letter no.

1624/AF/6714/EIC(3) D

dt 28 June 99

Attested by  
*[Signature]*  
Advocate.

Sri JM Chakrabarti  
Elect H.S. - II  
MES/233639

To  
The AGE E/M (AF) Tezpur  
(Through proper channel)

NON PERFORMANCE OF GOVT DUTY

Respected Sir,

1. Refer your letter No. C-1/AB/E1 dt 11 Jun 99.
2. In connection of the above cited letter, I would like to inform you that as per your Part I Order No. 121/E1 dt Nov 98, I had performed my duty without any negligence. And I have repaired almost all K.W.H. Meters as per BSO Sub-division letter Nos. (a) 288/190/E2BS dt 02 Nov 98 and 288/198/E2BS dt 20 Jan 99 except the K.W.H. Meters, which are to be replaced. The list of these K.W.H. Meters is already given to Mr Anutosh Biswas. And verbally I have told you and E/M Supdt Gd-I Ex Sub Maj Sohan Singh.
3. Instead of sitting idle, I used to come to service Centre and performing other electrical duties, as per detailment of I/C Service Centre. Even you, yourself also detailed me to do electrical complaints. I have to perform my duty as I/C of Service Centre also.
4. In view of above you are requested not to take any disciplinary action against me and requested to verified whatever else works had performed by me and at the same time it is assured that I am ready to do my duties without considering day and night please.

dt-07-7-99

yours faithfully,

*Chakrabarti*

(JM Chakrabarti)

Attested by

*Advocate*  
Advocate.

Prem : Shri J M Chakrabarti  
Elect H.S. II  
MES/233639  
C/O GE (I) AF Tezpur

To

The CME Tezpur

(Through proper channel)

REQUESTING AN INTERVIEW REGARDING MY PROMOTION FROM  
ELECT H.S. II TO ELECT H.S. I

Respected Sir,

Reference your letter No.1194/HS/1376/EIC(2) dated 13 Jul 99. I am not satisfied.

First of all I may like to inform you that my retirement is in the month of August 2002 means remaining service left less than 3 years.

I have already given you the information as follow :-

1) Shri Jogen Ch Bergh who passed the trade test of Ch/Elect with me in the year 1976 (PTO No.49/76/76 dt 27.11.76 is promoted to Elect HS Gde I vide GE AF Tezpur PTO No.40/28/87 dated 5-10-87 with effecting date 15-10-84 and Shri Paritosh Kumar Sengupta passed the trade test of Elect HS Gde I in the year 1987 vide GE (AF) Tezpur PTO No.19/12/87 and promoted as Elect HS Gde I vide GE (AF) Tezpur PTO No.40/20/87 with the effecting date 15.10-84 and I have passed the trade test of Ch/Elect in the year 1976 vide GE(AF) Tezpur PTO No.49/77/76.

Already all the 5 service booked are verified and I am promoted to Elect HS Gde II only, where as decisions is given vide E-in-C's Br HQ letter No. 90270/89/EC/EIC(3) dated 10.2.95.

Therefore, I request you to kindly promote me to Elect HS Gde I from the effecting date of 15.10.84.

I may please be permit an interview with CME Tezpur.

Thanking you Sir,

Yours faithfully,

*Chakrabarti*  
(Shri J M CHAKRABARTI)  
ELECT HS Gde II  
MES/233639

Dated: 4 Nov Oct 99

*Interview take place on 16 Dec 99*

Attested by

*Advocate*  
Advocate.

/ True Copy/

Tele : Mily 6587

Commander Works Engineers  
Post : Dekargoan  
Tezpur (Assam)

1194/MS/ 1462 / EIC(2)

18 Jan 2000

Chief Engineer  
Shillong Zone

PROMOTION FROM MS II TO MS I : ELECTRICIAN

1. In accordance with the instruction as issued vide E-in-C's Br letter No. 90270/89/TGS/EIC(III) at 05 Jun 86, Elect(SK) those who were passed in the Trade Test of Ch/Mech, Ch/Elect and Ch/Ref(Mech) has been promoted to MS II to MS I on the one time relaxation accorded by the Min of Def.
2. Subsequently, as per G of I, Min of Def Addendum No. 91026/EIC(3)/2395/P. (W-II) dated 28 Jun 94, Instrument repairer is re-designated as Electrician.
3. Accordingly, MES-285639 Shri J M Chakraborty, Instrument repairer was promoted to Elect MS II on the basis of Para 2 of AMQ, E-in-C's Br letter No. 90270/80/TGS/EIC(3) at 05 Jun 87.
4. Now, Sh J M Chakraborty, Elect MS II has stated that Sh Jogen Ch Bora and Sh Paritosh Kumar Sengupta who were Junior to him as per inter-se-seniority clubbing categories have been promoted to MS I. In this connection refer Para 8 of E-in-C's Br letter No. 91026/FGM/EIC(3) at 21 Jul 94.
5. In view of above, please confirm whether review DPC can be conducted as per para 2 (b) of E-in-C's Br letter No. 90270/89/EG/EIC(3) at 10 Feb 95 as a One time relaxation.
6. Please accord PRIORITY A as the individual will be placed on superannation strength during 2002 years.

Sd/-

( S R Kardong )  
Adm Offr - II

for Commander Works Engineers

Copy to -

1. Headquarter  
Chief Engineer  
Eastern Command  
Calcutta-21.

For info please.

2. GE (I) AF Tezpur - Please inform the individual accordingly.

Attested by  
*[Signature]*  
Advocate.



From : MES/ 233639  
 Shri JM Chakraborty,  
 Instrument Repair (Now Elect-HSII)  
 C/O - GE (I) AF Tezpur  
 (AGE E/M Sab Divn)  
 Post- Salonibari.  
 Dist- Sonitpur (Assam).

To : The  
 E-in-C's Branch  
 AHQ, New Delhi.

(Through proper channel)

NON IMPLIMENTATION OF LETTER NO . 90270/89/EC/  
 EIC (B) DATED 10.2.1995

Respected Sir,

Please refer my application dated 07.8.1996 and your HQ Policy letter No. 90270/89/EC/EIC(B) dt 10.2.1995.


Most respectfully, I beg to lay down the following few lines for your kind information and favourable order please:-

(a) That Sir, I am presently working as an Instrument repairer (Now Elect HS-II) under regular vacancy since 01 Dec' 1971 under the kind control of GE (I) AF Tezpur, after serving at Indian Air Force a period of 09 years and 150 days as an instrument repairer.

(b) Before introduction of <sup>THREE</sup> these grade structure, there was direct line of promotion to Ch/Electrician from Instrument repairer. For which I had been appeared and passed the trade test of Ch/Electrician in the year of Dec' 1976. In this connection GE (I) AF Tezpur has been published the Office Part II Order vide No. 49 dated 06 Dec' 76.

(c) As per your HQ Policy letter No. 90270/89/EC/EIC(B) dated 10.2.95, stated that those instrument repairer/ MPI who are otherwise eligible for promotion, be considered for promotion to Elect ~~HS-I~~ HS-I with notional seniority at par with their immediate junior elect SK/ Wireman, who have already been promoted to Elect HS-I. But sir, I regretted to inform you that after clear instruction has been given by your HQ, I am deprive from above facilities. Because, as per your HQ above instruction I has been completed all formalities (such as Seniority and Trade Test).

(d) In this connection it is also intimated that, my above facts has already been intimated to HQ CE SZ and CWE Tezpur in several time through several letters. But no action has been taken by them in favour of myself till to date. At last I beg to give you these information that (1) Shri Jogen Ch Borah, who passed the trade/ test of Ch/Elect (with me) in the year 1976, he is promoted to Elect HS-I vide GE (I) AF Tezpur PTO No. 40/28/87 dated 06 Oct' 87 with the effected date 15.10.84 and (2) Shri Paritosh Kumar Sengupta who passed the trade/test of Elect HS-I in the year 1987 vide GE(I)AF Tezpur PTO No. 19/12/87 and promoted as Elect HS-II & HS-I in the same year 1987 vide GE (I) AF Tezpur PTO No. 40/29/87 with effected date 05 Oct' 84. However, CWE Tezpur sent a letter to HQ CE Shillong Zone vide their letter No. 1194/HS/1462/EIC(2) dt 13 Jan' 2000 and asked

Attested by  
  
 18/12/2000  
 Advocate

(Contd...P/2)

34

- 22 -

(2)

the clarification on this matter, but till date no progress at all.

2. In view of the above, may I request your honour to kindly re-consider my case specially, because my balance of remaining service is only 01 year 10 months only. Being a low paid employee I facing lot of financial hardship to maintain my family.

Thanking you in anticipation for your prompt action please.

Yours faithfully,

*Chakraborty*

( JM Chakraborty )

MES/ 233639

Design- Instrument Repairer.  
(Now Elect HS-II)

C/O GE (I) AP Tezpur.

Station : Tezpur.

Dated : 08 Nov' 2000

Copy to

1. HQ CEEC : For information and favourable action please.  
Calcutta- 21
2. HQ CE Shillong : For info wrt above please.  
Shillong Zone.  
Shillong.  
You are requested that necessary action may please be taken at the earliest.
3. GE (I) AP Tezpur : For necessary action please.
4. C.W.L. TEZPUR : For necessary action Please.

Attested by

*Advocate*  
Advocate.

From : MES/233639  
J M Chakrabarty  
Elect HS Gde-II

To, : The CWE Tezpur

( Through proper channel )

SUBJECT : PROMOTION FROM ELECT HS GDE-II TO  
ELECT HS GDE-I

Respected sir,

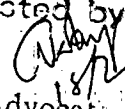
1. I beg to write the following few lines for your kind consideration and favorable action please.
2. Please refer my previous in which I have mentioned my legitimate right application to get promotion from Inst/Rep to Elect HS Gde-I alongwith the documents i.e PTO's of trade test, promotion of my juniors, and seniority which is verified by the CWE Tezpur and promoted me from Instrument repairer to Elect HS Gde-II.
3. The same way I must be promoted to Elect HS Gde-I.
4. At last I have submitted my application date 08 Nov 2000 addressed E-IN-C branch New Delhi, requestly for promotion to Elect HS Gde-I.
5. If my grivence is not considered sympathically with in three months then I am compelled to go to court as I am going to supermuation on Aug 2002.

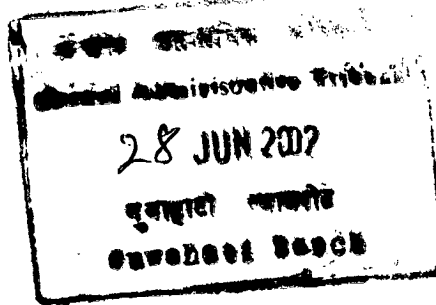
Thanking you.

Yours faithfully

Dated : 22nd Feb 2001

( J M Chakrabarty )  
MES/233639  
Elect HS Gde-II

Attested by  
  
Advocate.



Filed by 36  
28/6/02  
(B. C. Pathak)  
Addl. Central Govt. Standing Counsel  
Central Administrative Tribunal  
Guwahati Bench : Guwahati

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL

GUWAHATI BENCH ::: GUWAHATI

O.A. NO. 52 OF 2002

Shri Jyotirmoy Chakraborty

- Vs- ..... Applicant.

Union of India & Ors.

..... Respondents.

( Written Statements filed by the Respondent  
no. 1 to 5 ).

The Written Statements of the abovenoted respondents  
are as follows :

1. That a copy of the O.A. 52/2002 (referred to as "application") has been served on the respondents. The respondents have gone through the same and understood the contents thereof. The interest of all the respondents being similar, the respondents have filed the common written statements for all of them.
2. That the statements made in the application, which are not specifically admitted, are hereby denied.
3. That with regard to the statements made in para 1 of the application, the answering respondents <sup>state</sup> ~~that~~ that MES/233639 Shri JM Chakraborty was appointed in 01.12.1971 as Instrument Repairer in the MES and during the year 1987,

Instrument Repairer category was re-designated as Electrician (Skilled) under three grade structure. The alleged allegations are totally baseless and incorrect.

As per Engineers-in-Chief's Branch Army Headquarters letter No. 90270/89/BC/EIC (3) dated 10.02.1995 review Departmental Promotion Committee (DPC) could have been held for ~~el~~ eligible person only. However, authority also directed that overall percentage of Highly Skilled -II/I(HS-II/HS-I) (i.e. 20% and 15%) vacancies are to be maintained as per existing orders/instructions. Review Departmental Promotion Committee (DPC) could not be held due to non availability of vacancies and also Shri JM Chakraborty has not qualified the trade test for the post of Electrician Highly Skilled-I(HS-I). The case has been taken up with the higher authority to conduct the review Departmental Promotion Committee (DPC) for which outcome is still awaited. In this connection Commander Works Engineer (CWE) Tezpur letter No. 1194/HS/1402/EIC(2) dated 13.01.2000 is annexed as per Annexure - R1.

4. That the respondents offer no comments to the statements made in para 2.

5. That with regard to the statements made in para 3, the respondents state that the claim of the applicant is barred by limitation and the application is liable to dismissed.

6. That with regard to the statements made in para 4(i), the respondents state that there is no proof of any past services as alleged by the applicant. Moreover, he has no

any claim of such past services in this application.

7. That with regard to the statements made in para 4(ii), the respondents admit nothing in absence of proof etc.

8. That with regard to the statements made in para 4(iii), the respondents state that though the applicant passed the trade test for charge Electrician during 1976 and casualty to this effect was published vide Part-II Order No.49 dated 06-12-1976 at Serial No.77 but this seniority could not be held at Serial No.77 because due to up and down publication i.e. if an individual has passed trade test before, then that individual will be senior. This is just an authority that the individual has requisite qualification and this can not be treated as his seniority. Seniority is strictly decided by the department based on exact date of passing the requisite qualification.

9. That with regard to the statements made in para 4(iv) and (v), the respondents state that as regards allegation against Shri Jogen Ch. Borah and Shri PK Sengupta, it is submitted that Shri Jogen Ch. Borah was appointed as SBA with effect from 27.07.1965 in Military Engineer Services (MES). He was promoted to the post of Electrician with effect from 20.08.1973. He was promoted to the post of Electrician Highly Skilled (HS-II) with effect from 16.10.1984 vide Garrison Engineer (Air Force) Part-II Order No. 31/32/86 dated 04.08-1986 which was subsequently amended to 15.10.1984 vide Garrison Engineer (Air Force) Tezpur Part-II Order No.

-4-

Order No. 40/28/87 dated 05.10.1987 under the authority of Commander Works Engineer (CWE) Tezpur letter No. 1201/A.654/EIC(2) dated 04.09.1987.

Shri P.K. Sengupta appointed as SBA with effect from 22.2.1966 in the Military Engineer Services (MES). He was promoted to Electrician on 26.01.1972 vide Garrison Engineer (Air Force) Tezpur Part-II Order No. 9/7/1972 which was subsequently amended to 31.01.1972 vide Garrison Engineer (Air Force) Tezpur Part-II Order No. 25.5.72 dated 19.06.1972. He was promoted to Electrician Highly Skilled-II (HS-II) on 16.10.1984 vide Garrison Engineer (Air Force) Tezpur Part-II Order No. 31.6.86 dated 04.08.1986. He had passed the trade test for Electrician Highly Skilled-I (HS-I) vide Garrison Engineer (Air Force) Tezpur Part-II Order No. 19.12.87 dated 11.05.1987 and was promoted to Highly Skilled-I (HS-I) with effect from 15.10.1984 vide Garrison Engineer (Air Force) Tezpur Part-II Order No. 40/29/87 dated 05.10.1987 under the authority of Commander Works Engineer (CWE) letter No. 1201/A.654/EIC(2) dated 04.09.1987.

Shri Jogen Ch Borah was in the post of Electrician since 20.08.1973 and Shri PK Sengupta with effect from 31.01.1972. Whereas Shri JM Chakraborty was re-designated as Electrician (Skilled) during 1987 only under three grade structure years after Shri Jogen Ch Borah, was appointed in Military Engineer Services (MES) on 27.07.1965 and Shri PK Sengupta was appointed on 22.02.1966 whereas Shri JM Chakraborty was appointed on 01.12.1976 i.e. 10-11 years

later. It is further added that Shri JC Borah and Shri PK Sengupta were getting pay scale of Rs.260-400/- since 16.10.1981 vide Garrison Engineer ( Air Force ) Tezpur Part-II Order No.42/67 and 61/82 dated 18.10.1982 ( Copy annexed as Annexure- R<sub>2</sub> ) whereas Shri JM Chakraborty was getting pay scale of Rs. 260-350/- as on 17.01.1985 (Periodical Increment Statement (PIS) dated Jan 1985 annexed as per Annexure R<sub>3</sub> . Thus, Shri JM Chakraborty is not entitled for Inter-se-seniority and Shri JC Borah and Shri PK Sengupta are Senior to JM Chakraborty in all respects. In this connection copy of Army HQ E-in-C's Branch Kashmir House DHQ PO New Delhi letter No. 91026/FGM/EIC(3) dated 21 Jul 1994 as annexed as per Annexure - R<sub>4</sub>.

10. That with regard to the statements made in para 4(vi), the respondents deny the same. Since no junior to Shri JM Chakraborty has been promoted to Electrician Highly Skilled-I (HS-I) the alleged allegation is totally false as explained hereinabove.

11. That with regard to the statements made in para 4(vii), the respondents state that though the E-in-C's Branch vide their letter No. 90270/89/EC/EIC(B) dated 10.02.1995 order for a review Departmental Promotion Committee (DPC) for eligible candidates but at the same time they also directed that overall percentage of Highly Skilled (HS-II/HS-I) (i.e. 20% and 15%) vacancies to be maintained as per existing orders/Instructions. Hence,



review Departmental Promotion Committee (DPC) could not be held due to non availability of the vacancies. Moreover, Shri JM Chakraborty was not eligible candidate at that time. However, the case had been taken up with the higher authorities to conduct the review Departmental Promotion Committee (DPC) for which outcome is still awaited. In this connection please refer to Commander Works Engineer (CWE) Tezpur letter No. 1194/HS/1462/EIC(2) dated 13.01.2000 is Exhibited as per Annexure - R<sub>1</sub>.

12. That the respondents deny the correctness of the statements made in para 4(viii), (ix) and (x). In fact only two applications dated 18.07.1998 and 04.11.1999 were received by Garrison Engineer (1) Air Force Tezpur from the applicant which were forwarded to the higher authority in turn for their further action since the Garrison Engineer (1) Air Force Tezpur was not competent authority to consider the case of applicant for promotion to the Post of Electrician Highly Skilled-1(HS-1).

Moreover, the applicant was called for Interview and was interviewed by the Commander Works Engineer (CWE) Tezpur on 16 Dec 1999. He was again told to appear in the trade test for the post of Electrician Highly Skilled-1 (HS-1) as per existing rules. But Shri JM Chakraborty failed to appear for the trade test for the post of Electrician Highly Skilled-I (HS-1). In this connection, Commander Works Engineer (CWE) Tezpur letter No. 1194/HS/1593/EIC (2) dated 18.03.02 is annexed as Annexure - R<sub>5</sub>.

13. That the statements made para 4(xi) are denied. Since the applicant was not an eligible candidate for the post of Electrician Highly Skilled-I (HS-I) as per required qualifications laid down by the Department, therefore the question for deprivation does not arise please.

14. That with regard to the statements made in para 5.1 to 5(x), the respondents state that in view of the abovenoted facts and circumstances and rules, the applicant is not entitled to any relief whatsoever and the grounds shown can not sustain in law. Hence the application is liable to be dismissed with cost. Highly Skilled-II/I (HS-II/HS-I) (i.e. 20% and 15%) vacancies are to be maintained as per existing orders/instructions. Neither the vacancies were available nor the applicant was eligible candidate, since he had not passed the trade test for Electrician Highly Skilled-I (HS-I). Hence, question for promoting Juniors does not arise, if Juniors pass requisite qualifications they are promoted out of term as per departmental procedures.

15. That with regard to the statements made in para 6 and 7, the respondents have no comments to offer.

16. That with regard to the statements made in para 8(i) to 8(iv), the respondents state that in view of the facts and circumstances of the case and the provisions of rules etc. The applicant is not entitled to any relief whatsoever

as prayed for and the application is liable to be dismissed with cost as devoid of any merit.

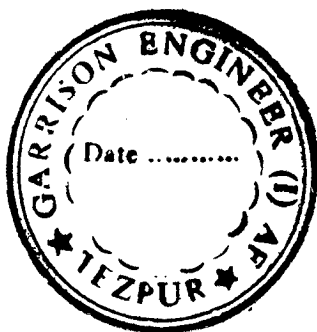
In the premises aforesaid, it is therefore prayed that Your Lordships would be pleased to hear the parties, peruse the records and after hearing the parties and perusing the records shall further be pleased to dismiss the application with cost.

Verification .....

V E R I F I C A T I O N

I, Shri KRR NAIR, AE E/M, presently  
working as the AGB E/M (AF) TEZPUR UNDER GECU AP TEZPUR  
being competent and duly authorised to sign this verification,  
do hereby solemnly affirm and state that the statements,  
made in para 1, 2, 4, 5, 6, 7, 8, 10, 11, 13, 14, 15 and 16 are true to my  
knowledge and belief, those made in para 3, 9 and 12 —  
being matter of records, are true to my informations  
derived therefrom, and the rest are my humble submissions  
before this Hon'ble Court. I have not suppressed any  
material facts.

And I sign this verification on this 26th day  
of June, 2002, at Guwahati.



Rh  
(KRR Nair)  
AE E/M  
AGB E/M (AF) Tezpur  
Deponent.

③ - Annexure R

ANNEXURE V

1162

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JS

Telo : Milly 6537

-10-

Commander Works Engineers  
Post : Bokargoan  
Tezpur (Assam)

1194/HS/ 1162- /EIC(2)

Chief Engineer  
Shillong Zone

13 Jan 2000

PROMOTION FROM HS II TO HS I : ELECTRICIAN

1. In accordance with the instruction as issued vide E-in-C's Br letter No. 90270/89/TCS/EIC(IXI) dt 06 Jun 86, Elect (SE) those who were passed in the Trade Test of Ch/Mech, Ch/Elect and Ch/Ref(Mech) has been promoted to HS II to HS I on the one time relaxation accorded by the Min of Def.

2. Subsequently, as per G of I, Min of Def Addendum No. 91026/EIC(3)/2396/P(II-II) dated 23 Jun 94, Instrument repairer is re-designated as Electrician.

3. Accordingly, MES-233639 Shri J M Chakraborty, Instrument repairer was promoted to Elect HS II on the basis of Para 2 of AHQ, E-in-C's Br letter No. 90270/89/TCS/EIC(3) dt 05 Jun 87.

4. Now, Sh J M Chakraborty, Elect HS II has stated that Sh Jogen Ch Bora and Sh Paritosh Kumar Sengupta who were junior to him as per inter-se-seniority have been promoted to HS I. In this connection refer Para 3 of E-in-C's Br letter No. 91026/FCM/EIC(3) dt 21 Jul 94.

5. In view of above, please confirm whether review DPC can be conducted as per Para 2 (a) of E-in-C's Br letter No. 90270/89/EC/EIC(3) dt 10 Feb 95 as a one time relaxation.

6. Please accord PRIORITY as the individual will be placed on supernation strength during 2002 years.

(S R Karlong)  
Asst Offr II

Copy to :-

for Commander Works Engineers

1. Headquarters  
Chief Engineer  
Eastern Command  
Colaba-21

For info please.

2. G3 (I) AS Tezpur - Please inform the individual accordingly.

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-11-

Annexure - R2 No 34

AIR FORCE TEZPUR PTO NO. 42 DATED 10 OCT 82 PAGE NO. 4 OF 6

47.	233591	SHRI PARIMAL CH. DAS	C/Jointer	15.10.81	(Brought on the revised pay scale of Rs. 250-6-290-EB-10-326-8-350-8-390-110-400/- from the existing scale of Rs. 250-6-326-EB-8-350/-p.a. 1340-
48.	233604	SHRI DURESMAR DEOG	-do-	-do-	-do-
49.	232780	SHRI JAGAT MOHAM DAS	-do-	-do-	-do-
50.	233608	SHRI LALU CH. DAS	-do-	-do-	-do-
51.	232931	SHRI INDRESEWAR BORAH	M/Fitter	-do-	-do-
52.	NYA	SHRI ANOTOSH BISWAS	-do-	-do-	-do-
53.	NYA	MD MUKTA-R HASSEN	-do-	-do-	-do-
54.	233571	SHRI PROFULLA CH. BORAH	Fitter	-do-	-do-
55.	233629	SHRI L. TRINATH SAHU	-do-	-do-	-do-
56.	233185	SHRI HARSHA DEV GOSWAMI	-do-	-do-	-do-
57.	233693	SHRI J. M. CHAKRABATI	I/Repaire	-do-	-do-
58.	234773	SHRI GHANA KT. SAKIA	Welder	-do-	-do-
59.	232868	SHRI M.C. BACHAR	C/Maker	-do-	-do-
60.	232886	SHRI S.C. BANIA	-do-	-do-	-do-
61.	233593	SHRI P.K. SENGUPTA	Electrician	-do-	-do-
62.	233737	SHRI KAMALA KT. SAKIA	-do-	-do-	-do-
63.	233598	SHRI MAN MOHAN BORAH	-do-	-do-	-do-
66.	232754	SHRI GOLAP SAKIA	-do-	-do-	-do-
67.	233977	SHRI JOGEN CH. BORAH	-do-	-do-	-do-
68.		B L A N E			
69.	234199	SHRI RADHA KT. DAS	-do-	-do-	-do-
70.	233260	SHRI J.N. BHATTACHARJEE	-do-	-do-	-do-
71.	233739	SHRI KHAGESWAR SAKIA	-do-	-do-	-do-
72.	233808	SHRI S.K. BOSH	Ref/Mech	-do-	-do-
73.	233566	SHRI B.K. Banerjee	-do-	-do-	-do-
74.	233563	SHRI TARUN CH. NATH	-do-	-do-	-do-
75.	233562	SHRI UMESH CH. DAS	-do-	-do-	-do-

BSO

Contd. P/5

Rs 330-6-370-10-400-EB-10-480/-

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Contd in B

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Contd in S.B.

PSYCHOLOGICAL INSTRUMENT STATEMENT

MES-233634  
 Q/Pt J/Kc/war  
 3412/-  
 266-6-326  
 17-1-84 17-1-85 350/-  
 350/-

Shirley  
Lambert

48-2-97248/12/9 010 1002

58-1-1

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Annexure - R 3

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 dated 1/1/85  
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Army Headquarters  
Engineer-in-Chief's Branch  
Kashmir House  
DHQ PO. New Delhi-110011.

No 91026/FGM/EIC(3)

2 Jul 94

Chief Engineer

Southern Command Pune  
Eastern Command Calcutta ✓  
Western Command Chandimandir  
Central Command Lucknow  
Northern Command C/o 56 APO

Comdt.

CME Pune  
Madras Engineer Group & Centre, Bangalore  
Bengal Engineer Group & Centre Roorkee  
Bombay Engineer Group & Centre Kirkee

FITMENT OF INDUSTRIAL WORKERS IN MES:  
LEFT OUT CATEGORIES

1. A copy of Government of India Min of Defence letter No 6(1)/  
mandre 04/D(W-II) dated 06 Jul 94 as dated 08 Jul 94 according Govt  
Sanction for certain left out categories in Fitment Policy, as a  
result of CAT case is forwarded herewith. Implementation orders  
are amplified in the succeeding paras:

2.1. Redesignation of Trades

Consequent to issue of above Govt letter, the following  
Trades have been redesignated as FITTER GENERAL MECHANIC.

- a) Pump House Operator
- b) Driver Engine Static
- c) Mechanic Petrol & Diesel Engine
- d) Driver Mobile Plant
- e) Operator Earth Moving Machinery DME
- f) Operator Pneumatic Tools
- g) Boiler Attendant
- h) Lift Mechanic (Existing incumbents only)

2.2. CEs Command are advised to issue directions to lower forma-  
tions to notify the 'Redesignation' in the respective Unit Part II  
Orders as a first step without any further delay. The Redesignation  
should be 'Fitter General Mechanic (FK)', w.e.f. 6.7.94, without  
change in pay structure.

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from. CES2  
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11/93/57/11026/EIC(2)



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to allow Uphosterer for induction in Carpenter

The existing Uphosterer may be allowed option for induction in Carpenter's Trade subject to passing of Trade Test of Carpenter (SK) so that the Uphosterer (SK) after induction Carpenter (SK) shall continue to be considered for promotion Carpenter HS I Level subject to passing of Trade Tests at level. The Uphosterer (SK) when inducted to Carpenter (SK) be considered as redesignation/and not Promotion, with change in pay structure.

### 3.2. Caneman

Similarly the Caneman (SS) Trade which is already a fee Category for Uphosterer (SK) could be considered for promotion to Carpenter (SK) after promotion to Uphosterer (SK) and pass the Trade Test for Carpenter (SK).

### 4. No Fresh Recruitment in the trade of Lift Mechanic

The above Govt order now indicates that the existing Lift Mechanic may be redesignated as Fitter General Mechanic (SK). Recruitment of Lift Mechanic has been dispensed with from 06.07.94. CEs Command are advised to issue specific directive in this regard to all Units not to recruit/promote Lift Mechanic from 06.7.94.

### 5. Highly skilled Grades for Fitter General Mechanic

With the redesignation of the above trades, the personnel would be eligible for promotion to Fitter Gen Mechanic HS II subject to passing of Trade Test and having rendered a minimum of three years service. Similarly, the existing Mazdoor, Chowkidar and Safaiwala could be eligible for promotion to Mate Fitter Gen Mech (SS) subject to passing of trade test, and having rendered a minimum of three years Service in the grade subject to availability of vacancies.

### 6. Trade Test:

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Till the revised RRs and revised Syllabi for Mate Fitter Gen Mech (SS), Fitter Gen Mech (SK), HS II and HS I are issued, CEs Command are advised to frame their own syllabi, keeping in view the job requirement. Simultaneously CEs Command are requested to forward Draft Syllabi for the above Trade Test to TBS HQ by 1st Aug 94.

### 7. Promotion to Fitter Gen Mech (SK), HS II and HS I

The existing ratio as per Fitment Policy is 65% (SK) : 20% (HS II) : 15% (HS-I). However, with the introduction of redesignated Trade i.e. Fitter Gen Mech (SK), a few personnel will initially become eligible for promotion to HS II after passing Trade Test. Skilled personnel thus promoted to HS II will

become eligible for promotion to HS I only after completion of requisite years of service as per Recruitment Rules subject to passing of Trade Test. As welfare measure, it has been decided to allow:

- i) 20% promotions to HS II Level
- ii) and further 15% promotion to HS II Level against 15% vacancies of HS I.

Thus a total of 35% (20 + 15) promotions would be made at HS II level only. The promotion of 15% against the vacancy of HS I would be made as a one time measure as a special case before 31 Mar 95. TT and DPC for these 15% vacancies shall be conducted after a clear gap of one month of full utilisation of 20% vacancies. After this dead line, no promotion at HS II Level against the vacancies of HS I would be made under any circumstances. Attention of CEs Command is hereby drawn to Rule 43 of FR according to which excess appointment in a lower rank/Gde may be made against vacancies left unfilled in a higher rank/Gde. For each vacancy in a higher rank/Gde only one extra appointment in a lower rank/Gde is admissible.

21031 Nov 95

### 8. Inter-Se-Seniority

Consequent on redesignation of the above Trades, a doubt may arise as to how the Inter-Se-Seniority is to be fixed between these trades. It is clarified that inter-se-seniority will reckon from the date of their placement in the scale of Rs. 260 - 400 (pre-revised). In case the date happens to be similar for two or more individuals, seniority will count on the basis of length of service in the next below grades. If this also happens to be the same the date of birth will be the criteria. In case of a tie up between a direct recruit and a promotee, the promotee will be the Senior. The basis of fixing inter-se-seniority as aforesaid will equally apply to respective late (SS) Trades. A combined seniority as per their placement be maintained for the purpose of promotion.

### 9. New Recruits:

Future entry into trade, made after exhausting the promotional and other avenues, will be as Fitter Gen Mech (SK) at Semi Skilled Level with ITI qualification in terms of GOI Min of Defence letter No 3310/DS(CM)/Civ-I/84 dated 15.10.84. The newly inducted direct recruits if any will be recruited in the Semi-skilled Gde and on satisfactory completion of 2 years of Service in that Grade will be considered for promotion to the skilled Grade by DPC. Please refer para 3 of this letter to 90270/DP/ETC dated 11 Jan 85.

### 10. Posting from one CWP Area to another

Personnel posted from one CWP Area to another will have Seniority from the date of joining in new Unit (under different CWP) for the purpose of promotion only. Past service rendered in the former CWP area, will not repeat not, count for the purpose of promotion since financial personnel are on the area based Seniority.

4/-

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Tele Mil: 6387

Annexure R 5

Annexure R 5 (190) (10)

Commissioner Works Engineers  
Tezpur DO Takergaon  
Dist. Smitpur (Assam)

1194/HS/57 /EIC(2)

18 Mar 2002

CE Tezpur  
CE Mizoram  
CE (I) AF Tezpur  
CE 253 RWS

TRADE TEST OF INDUSTRIAL PERSONNEL FOR  
PROMOTION FROM HS GDE IX TO HS GDE I  
IN RESPECT OF CBE TEZPUR

1. Ref further to this office letter no. 1194/HS/  
1539/EIC(2) dated 29 Jan 2002.

2. Following documents of board proceeding along  
with connected documents are forward herewith for  
publication of PTO immediately :-

- a) board Proceeding (in lieu of IAPR-931)
- b) Appendix 'J'
- c) Appendix 'G'
- d) Appendix 'A'

*Opinion*  
(Aradhana Smitram)  
AO II  
for CBE

Encls: 4 Sheets

FR	PP

original letter with  
File No 1626/AFIC(1)  
P/190 VOL-VII

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-17-

CONFIDENTIAL

1588 SV  
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Tele : 6315

Headquarters  
Chief Engineer  
Shillong Zone  
Spread Eagle Falls  
Shillong - 793 011

70297/2/ 2454/EIC(2)

1) Sep 2001

CWE Tezpur

TRADE TEST OF INDUSTRIAL PERSONNEL FOR PROMOTION  
FROM HS GDE II TO HS GDE I IN RESPECT OF CWE TEZ

1. Reference your letter No. 1194/HS/1565/EIC(2) dt. 23.7 2001.
2. Board proceedings received vide your letter under reference is returned herewith in duplicate duly approved by HQ CEEC Kolkata vide their letter No. 131506/BP/390/Engrs/EIC(2) dated 12 Sep 2001 in respect of the following categories :-

- (a) Elect HS-II to Sr Elect HS-I - Appx 'A'
- (b) B/Smith HS-II to HS-I - Appx 'G' (G)
- (c) F/pipe HS-II to HS-I - Appx 'J'

3. As per existing instructions only 3 senior persons for each vacancy can appear in a particular category and it is observed by CEEC that in the situation report submitted by your office for the Qtr ending Jun 2001 vide your letter No. 1187/52/EIC(2) dated 10 Jul 2001 that though there is no clear vacancy exist and surplus but trade test has been conducted for next promotion, which is highly irregular. Please clarify. In view of this BP for these particular categories is not approved and hence returned herewith:-

- ✓ (a) Veh/Mech HS-II to Sr Mech HS-I
- ✓ (b) Refg/Mech HS-II to Sr Mech HS I
- ✓ (c) C/Jointer HS-II to HS-I
- ✓ (d) Mason HS-II to Mason HS-I
- ✓ (e) Carpenter HS-II to Carpenter HS-I
- ✓ (f) Painter HS-II to Painter HS-I
- ✓ (g) Fitter HS-II to Fitter HS-I

Encls : ( As above )

( O Khosigwir )  
AO I  
for Chief Engineer

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 by the order of :  
 Presiding Officer :  
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APPENDIX II

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Held: 06

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<u>FITTER PIPE ES II TO HS I</u>										
1. 233637	B B ns	02.04.41	F/Pipe ES II 75.10.84	GE(AP) Tez						Gen
2. 233626	Gornah Ran	08.06.46	30- 75.10.84	GS 859 EWS						Absent SC
3. 233009	Teleswar Deka	10.10.48	10- 75.10.84	GE(AP) Tez						Gen
4. 233470	Malal Ch Saikia	05.01.49	10- 75.10.84	GE Tezpur					Pass.	Gen

Saikha  
Presiding Officer

1. [Signature]  
Member

2. [Signature]  
Member

54

Handwritten notes:  
15-11-11  
13-08-2002

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BLACK SMITH HS II TO HS I

- |                              |          |                              |               |
|------------------------------|----------|------------------------------|---------------|
| 1. 224427 N C Roy            | 11.05.43 | B/Smith<br>HS II<br>16.10.44 | GE Missanari  |
| 2. 233201 Pheneswar Das      | 16.08.48 | -do-<br>16.10.44             | GE Missanari  |
| 3. 233766 Bal Singer Yadav   | 11.02.43 | -do-<br>16.10.44             | GE(AF) Iazpur |
| 4. 234773 Chama Ranta Saikia | 14.10.49 | -do-<br>16.10.44             | GE(AF) Iazpur |

T/T already provided Pt. No. 30/15/94 dt 25.2.94

do - 30/12/94 dt 25.7.94

As per GE(AF) Tax letter No. 1626/AP/1035/EIN dt 17.1.2000 Gen  
the individual, at present grade B/Smith (SK) not B/Smith

HS 3<sup>rd</sup> II.

PASS.

Saiko

Presiding Officer

- |           |  |
|-----------|--|
| 1. Member |  |
| 2. Member |  |

as per in on

No	MSS No, Name & Desig	Date of Birth	Present Grade of Seniority	Formation	Written (30)	Oral (30)	Practical (40)	Total (100)	Passed / Failed	Remarks
<u>ELECTRICIAN HS G-5 II TO HS G-5 I</u>										
1.	232797 Sh Nagenra Nath Barali	01.01.43	Elect HS II	GE Telpur	5				Pass	Gen
2.	233757 Sh Mahendra Deb Mahanta	30.06.44	-o-	GE Telpur					ABSENT	T/T already passed vide PTO No 32 of 08-08-94
3.	232799 Sh Misha Pr Baruah	01.03.45	-o-	GE Telpur					Pass	Gen
4.	232753 Sh Mahimra Saikia	03.12.45	-o-	GE Telpur	3			51	Pass	Gen
X 5.	232755 Sh Omendra Chandra Borah	22.01.46	-o-	GE Telpur					ABSENT	Gen
X 6.	265388 Sh Sheo Pr Yastav	24.01.46	-o-	GE Telpur					ABSENT	Gen
7.	233176 Sh Mahendra Baruah	01.09.46	-o-	GE Telpur					Pass	Gen
X 8.	232752 Sh Umash Ch Borah	06.01.47	-o-	GE Telpur					Pass	Gen
9.	224096 Sh Mahan Mohan Rai	21.01.47	-o-	GE 850 EWS					ABSENT	Gen
10.	233227 Sh Nageswar Prasad Singh	20.07.47	-o-	GE Telpur					ABSENT	Gen
11.	233454 Sh Nageswar Baralik	03.03.48	-o-	GE Telpur					ABSENT	T/T passed vide PTO No 32 of 08-08-94
12.	233230 Sh Prabir Roy Choudhury	01.01.49	-o-	GE Telpur					ABSENT	Gen
13.	233660 Sh J. H Chakraborty	07.03.42	-o-	GE (AF) Telpur					ABSENT	Gen
14.	233075 Sh Binai Ch Mahanta	12.08.42	-o-	GE Telpur					ABSENT	Gen
15.	232707 Sh Arunima Bar Saikia	21.08.42	-o-	GE Telpur					ABSENT	Gen
16.	233058 Sh M. A. Inque Ansari	30.04.43	-o-	GE Telpur					ABSENT	T/T HS G-5 I passed vide PTO No.32/85/94
17.	233051 Sh Jagat Ch Borah	31.07.44	-o-	GE Telpur					Pass	Gen
18.	232688 Sh R. B. Govind Singh	02.02.45	-o-	GE Missamari					ABSENT	T/T passed vide PTO No 32 of 25-7-94
19.	232706 Sh Chitarenjan Mohal	10.02.45	-o-	GE Telpur					ABSENT	S/c
20.	233166 Sh Prabir Ch Kalita	11.01.45	-o-	GE Telpur					ABSENT	T/T passed vide PTO No 32 of 08-08-94
21.	233739 Sh Nageswar Saikia	22.03.45	-o-	GE (AF) Telpur					ABSENT	T/T HS G-5 I passed vide PTO No.32/38/94
22.	234032 Sh Deochand Borah	05.12.45	-o-	AGN (I) Chur					ABSENT	T/T HS G-5 I passed vide GE Telpur PTO No. 32/12/94 dated 03.05.94

Signature



-22-

HQ CWE REPAIR

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COPY

No. 91026/EIC(3)/2395/D(W-II)  
Government of India  
Ministry of Defence  
New Delhi, the 28th June 1994

To

The Chief of the Army Staff

ADDENDUM

This Ministry's Letter No 91026/EIC(3)/2395/D(W-II) dated 24th June 1987 regarding nationalisation of Trades of the Industrial Cadre of the MES Est as amended vide this Ministry's letter No 91026/EIC(3)/D(W-II) dated 21st February, 1994 is further amended as under :-

For

Sl No 6(a) Instrument Electrician (SK) 851.10 -do-  
Repairer

Read

Sl No 6(a) Instrument Electrician (SK) 851.10 -do-  
Repairer/  
Mechanic  
Precision  
Instrument

Delete :- Sl item No 12

2. This issues with the concurrence of Ministry of Defence (Finance/Work) vide their ID No 1140/W-1/94 dated 23.6.94.

Sd/- x x x x x x x  
( DR Dhankani )

Under Secretary to the Government of India

Copy to :-

The CGDA, New Delhi  
All CsDA  
The DGADs, New Delhi  
AG's Br./Org 4 (Civ.I) - 5 Copies  
D(Lab), D(Appnts), D(Civ.I)  
Cabinet Sectt, Deptt. of Personnel (Estt-B)  
DFA (W) - 2 copies  
DFA(AG) - 2 copies  
E-In-C's Branch/EIC(3) - 40 copies  
Copy Signed inlink to :- All CsDA

BR / 57

2/2

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606 ENG 99

85

TELE : 2913

Purv Kaman Mukhyalaya  
HQ Eastern Command  
Engineer Shakh  
Engineers Branch  
Fort William, Calcutta-29

~~171500/2A/2561/Engg~~ ~~171500/2A/2561/Engg~~ 23 Aug 94

Chief Engineer  
Shillong Zone, Shillong  
Calcutta Zone, Calcutta  
Siliguri Zone, Sevoke Road  
(AF) Shillong Zone, Shillong  
R&D (P) Secunderabad  
OFB Calcutta, Calcutta

Contd. ASD Kankinara

ADDITION

1. Reference further to this HQ letter No 131500/2A/2561/Engg dated 19 Mar 94.
2. A copy of Govt of India, Min of Def, New Delhi letter No 91026/Engg (3) dated 28 Jun 94 received vide E-In-C's Branch Army HQ LHQ P.O. New Delhi-11 letter No 91026/Engg (3) dated 27 Jul 94 is forwarded herewith for your information and necessary action.
3. Please acknowledge receipt.

Encl : As above

*Mathur Tudu*  
( Mathur Tudu )  
AO-I  
SO III (Pers)  
for Chief Engineer

Copy to:-

All C&E/GEs/AGEs

Internal

- E1R Section
- E7 Section
- E1D Section
- E4 Section

*C&E 102/112*

*P.T-0*

1073

File: Mily 6492

Commander Works Engineer  
Post Box No. 31  
Tezpur (Assam)

1194/HS/ 1073 /WIC(2)

05 Aug 57

GE (AF) Tezpur

FOR THE ENLIGHTENED LEADER (SHRIMATI S. J. CHAKRABORTY)  
RESIDENTIAL OFFICE, 11, GATE NO. ONE II

1. Under the provision of Govt of India, Mins of Defence  
Letter No. 94383/IC(3)/73/II) dt 21.2.54, and HQ E-in-C's  
Sr letter No. 92870/10/73/II(3) dt 10.2.55, the under mentioned  
individual have been selected for promotion to Highly Skilled  
Gde II in the pay scale of Rs 1200-30-1440-95-30-1800 wdt 16.10.54.

Sl No	Presented Existing Proposed grade	Revised Pay Scale in the HS Gde II	RMH/ DTM
-------	--------------------------------------	---	-------------

- |                          |           |                         |       |
|--------------------------|-----------|-------------------------|-------|
| 1. MRS/230630            | Meet      | 900-30-1150-1200-30-    | GE AF |
| Sh Jyotirmoy Chakraborty | HS Gde II | 1200-30-1440-95-30-1800 | Tez   |
| Instrument Repairer      |           |                         |       |

( Item one only )

2. The above named individual is selected by the PPO for  
highly skilled Gde II in the pay scale of Rs 1200-30-1440-95-30-  
1800/-.

3. Necessary publicity to the effect may be publish NRI in  
the next issue of PPO and the copy of the same may please be  
forward to this HQ for record.

( Sd/- )  
Sd/-  
Commander Works Engineer

Copy to :-

CCM, Tezpur  
Commandant

2/1  
10/6  
11/6  
12/6  
13/6  
14/6  
15/6

File : 406

Headquarters  
Chief Engineer  
Shillong Zone  
Spread Eagle Falls  
Shillong - 793 011

70411/PP/ 74 /E1C(2)

05 Aug 86

CWE Tezpur

IMPLEMENT INDUSTRIAL WORKERS IN PAY SCALES RECOMMENDED BY  
THIRD PAY COMMISSION IMPLEMENTATION OF THREE CADRE STRUCTURE  
IN MES

1. Reference your Signal No 07625 dated 01 Aug 86.
2. A copy of CE EC Calcutta letter No 131500/2A/736/Engrs/E1C(2) dated 14 Jul 86 is forwarded herewith for your further necessary action.

(EM Nair)

Sub Maj

Offg AO-11

Chief Engineer

Copy of CE EC Calcutta letter No 131500/2A/736/Engrs/E1C(2) dated 14 Jul 86 addressed to all Zonal CEs and copy endorsed to All CsWE/G

Subject :- AS ABOVE

1. Reference further to this HQ letter Nos 131500/2A/643/Engrs/ dated 25 Apr 86 and 131500/2A/667/Engrs/E1C(2) dated 19 Jun 86.
2. Copy of E-in-C's Branch letter No 90270/89/TGS/E1C(3) dated 26 Jun 86 is forwarded herewith for your information and necessary action.

(S/d x x x x

(CS Misra)

AO I

Chief Engineer

Copy of E-in-C's Branch letter No 90270/89/TGS/E1C(3) dt 26 Jun 86 addressed to All Command Chief Engineers.

Subject :- AS ABOVE

1. Reference this HQ letter No 90270/89/TGS/E1C(III) dated 14 Apr 86.

2. One of the Chief Engineer Commands has asked for approval of our Headquarters for holding trade tests by C&M for promotion of skilled grade workers to highly skilled grade II in the pay scale Rs. 200-400. It is suggested in the prescribed format that two chances are to be given to eligible workers for appearing in trade tests with no objection in conducting the trade test by C&M as a one time relaxation. Chief Engineers will ensure that skilled workers allowed to appear in the trade test strictly as per seniority 15% vacancies mentioned in Para 3(III) of Ministry of Defence No. 1(1)80/D(100/76) Vol III dated 09 Apr 86. LPC for these do not repeat not be held till 2 chances are available to appear in trade test by the skill workers in order of their seniority results are published. Instructions mentioned in Para 3(III) of letter No 90270/89/TGS/E1C(3) dt 26 Jun 86 will be strictly followed.

9

3. For Chief Engineer Southern Command only. This disposes  
of their Signal 07601 dated 12 Jun 60.

S/d x x x x  
(1. Settd.)  
Col  
Dis Pers (MES)  
For Engineer -in-Chief

CWE	
DCWE E/R	
DCWE E/M	
GBSO	
SW	
AO	
AA	
OFFICE SUPPLY	
SECTION 1/C	

30015