



भारत सरकार

Government of India

राष्ट्रीय अनुसूचित जनजाति आयोग

National Commission for Scheduled Tribes

(A Constitutional body set up under Article 338A of the Constitution of India)

6th floor, 'B' Wing, Loknayak Bhawan
Khan Market, New Delhi-110 003

File No. OPM/6/2018/STGDH/SEOTH/RU-I

Dated: 09/08/2019

To,

- (1) The Secretary (Education),
Govt. of NCT of Delhi,
Directorate of Education,
Old Secretariat,
Delhi-110054
Fax: 011-23890187.
Email: secyedu@nic.in
Tel: 011-23890119
- (2) The Principal/ Offg HOS,
Air Force Senior Secondary School,
Palam, Delhi Cantt- 10
(Ph: 25672404, 25555693)
- (3) The Commanding Officer,
No. 1, Air Sqn NCC (Flg),
B- 6, Safdarjung Enclave
New Delhi-110029

Sub: Representation dated 28.12.2018 of Shri Om Prakash Meena, (Sanskrit- Teacher) Air Force Sr. Secondary School Palam, Delhi Cantt-10 regarding not following the due procedure for selection of NCC-ANO/ Caretaker in the school.

Sir,

I am directed to refer to the subject cited above and to enclose a copy of the minutes of Sitting held in the Headquarters of National Commission for Scheduled Tribes on 16/07/2019 at 12:30 P.M. under the Chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairperson, National Commission for Scheduled Tribes in the matter.

It is, requested that action taken on the suggestions / recommendations of the Commission may please be sent to the NCST at the earliest.

Encl: As above.

Yours faithfully,

(Rajeshwar Kumar/ राजेश्वर कुमार)

Assistant Director/ सहायक निदेशक

Ph: 24641640

Copy to:

Shri Om Prakash Meena, (Sanskrit- Teacher)
Air Force Sr. Secondary School Palam,
Delhi Cantt-10

Copy for information to:

1. PS to Hon'ble Chairperson, NCST
2. NIC (for hosting on Commission's website).

Government of India
National Commission for Scheduled Tribes


Minutes of sitting held in the NCST's Headquarters on 16/07/2019 at 12:30 PM under the Chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairperson, NCST in the case of Shri O.P. Meena, TGT (Sanskrit), Air Force Senior Secondary School, Palam, Delhi Cantt regarding not followed due procedure for selection of NCC-ANO/ Caretaker in the school.

(F. No. OPM/6/2018/STGDH/SEOTH/RU-I)

List of participants is annexed.

2. Shri O.P. Meena, TGT (Sanskrit), Air Force Senior Secondary School, Palam, Delhi Cantt vide representation dated 28.12.2018 had stated that due procedure not been followed for appointment of NCC- ANO/ Care taker in the school of AFSSS, Palam, Delhi Cantt and requested for cancellation of appointment. The matter was referred to Secretary, Education Department, GNCTD and Principal, Air Force Senior Secondary School, Palam for facts and comments vide letter dated 01.01.2019 and followed by reminder dated 22.02.2019. The Officiating HOS, AFSSS, Palam vide letter No. 3W/833/4/ED/1680 dated 27.02.2019 has furnished the facts and comments. The facts and comments were not received from the Department of Education. Hence, the matter was referred to Secretary, Education Department, GNCTD and Deputy Director of Education, District (South West-A), Vasant Vihar and Commanding Officer, No. 1, Air Sqn NCC (Flg), Safdarjung Enclave, New Delhi for furnishing facts and comments vide letter dated 22.04.2019. Facts and comments were not received from these authorities, hence these were reminded was issued on 24.05.2019. No communication was received from these authorities and petitioner requested for justice.

3. Hon'ble Chairperson, NCST decided to discuss the issue with these officers on 16.07.2019 at 12.30 PM. Accordingly, a notice for sitting dated 16.07.2019 at 12.30 PM issued on 24.06.2019. Meanwhile, the Deputy Director of Education (Zone 20), District South West-A, Vasant Vihar vide letter No. DE-54/DDE/SWA/Z-20/2019/700 dated 29.06.2019 has furnished the facts and comments along with report of the Inquiry Committee. In the report of Inquiry Committee, it has been mentioned that "procedure followed by in-charge Mrs Sangeeta Arora to appoint Shri Shailendra ANO was not appropriate. No circular and notification have been issued by HOS, who is the competent authority. Hence, the appointment is in suspicion".


डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi


4. In the sitting on 16.07.2019, the Deputy Director of Education, District (South West-A), Vasant Vihar appeared on behalf of Secretary, Education Department, GNCTD, Shri Sumeet Malhotra, Wg Cdr, Commanding Officer, Air Sqn NCC, Safdarjung Enclave, New Delhi, Offg HOS, AFSSS, Palam Delhi Cantt and the petitioner was present.

5. The Hon'ble Chairperson asked the petitioner to explain the grievances and problems. The petitioner informed that due procedure had not been followed for appointment of NCC-ANO/Care taker (Shri Shailendra Kumar), since, Show Cause Notices/ Warning letters had been issued by the school administration to Shri Shailendra Kumar. The behaviour of Shri Shailendra Kumar not good with the employees of the school as well as with me. The appointment (of Shri Shailendra Kumar) for the post of NCC-ANO/ Care taker be cancelled and initiate procedure for fresh selection of NCC-ANO for the school.

6. The Hon'ble Chairperson asked the Offg HOS, AFSSS to explain the action taken by them in the matter. Offg HOS, informed that the facts and comments in the matter had already been communicated to the Commission. However, it is again reiterated that on the directions of Manager's, letter No. 3W/833/1/14/1/ED dated 28.12.2018, Shri Shailendra Kumar was relieved on 03.01.2019 for training at AFS Tambram from 07.01.2019 to 02.03.2019.


7. The Hon'ble Chairperson asked the Wg Cdr, Commanding Officer, Air Sqn NCC, Safdarjung Enclave, New Delhi to submit the facts and comments on the procedure being adopted for appointment of NCC-ANO for AFSSS, Palam. He explained the procedure adopted verbally and not submitted the facts and comments in writing. Representatives of the Management of AFSSS were also appeared in the sitting as they were not called by the Commission for discussion. Representative of Management explained the procedure adopted by the Management in the case, verbally and not submitted facts and comments in writing.

8. The representative of Education Department reiterated its comments which were submitted to the Commission vide their letter No. DE-54/DDE/SWA/Z-20/2019/700 dated 29.06.2019. It was also informed that the Education Department, GNCTD has very limited role in the matter.


डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

9. The Commission observed that the Management not followed the transparency while appointment of candidate for post of NCC-ANO/ Care taker in the school. Show Cause Notices/ Warning letters had been issued by the school administration to appointed candidate (Shri Shailendra Kumar), which reveals the character and behaviour of the candidate. The Education Department, GNCTD had also informed that the procedure followed by in-charge Ms. Sangeeta Arora to appoint Shri Shailendra ANO was not appropriate. No circular and notification have been issued by HOS, who is the competent authority. Hence, the appointment is in suspicion. The behaviour of Management of school with the staff appears to be not good, since, in the sitting itself they want to pressurized the staff (Offg HOS and petitioner). Representatives of Management of AFSSS appeared in the sitting without following due procedure.

10. After detailed discussions, the Commission recommended that the appointment of Shri Shailendra Kumar, TGT- Maths for the post of NCC-ANO/ Care taker should be cancelled. The action be initiated for fresh selection of NCC-ANO/ Care taker in the school. Action taken report in the matter may be submitted to the Commission within 15 days from receipt of the proceedings.


08.08.19
डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

**Government of India
National Commission for Scheduled Tribes**

List of participants of the sitting held on 16/07/2019 at 12.30 PM under the Chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairperson, NCST in the case of Shri Om Prakash Meena, (Sanskrit-Teacher) Air Force Sr. Secondary School Palam, Delhi Cantt-10 regarding not following the due procedure for selection of NCC-ANO/ Caretaker in the school.

(F. No. OPM/6/2018/STGDH/SEOTH/RU-I)

I National Commission for Scheduled Tribes

1. Dr. Nand Kumar Sai, In Chair
Hon'ble Chairperson
2. Shri H.K. Damor,
Hon'ble Member
3. Shri S.K. Ratho,
Joint Secretary
4. Shri Rajeshwar Kumar,
Assistant Director
5. Shri R.S. Misra,
Senior Investigator

II Department of Education, GNCTD

1. Shri B.M. Mudgal,
DDE, SW-A, Vasant Vihar
2. Shri Anurag Yadav,
DDE, Zone-20 SW-4

III Air Force Senior Secondary School, Palam

Ms. Vineeta Gupta,
Vice Principal
Offg HOS

IV Commanding Officer, NCC, Safdarjung Enclave, New Delhi

Shri Sumeet Malhotra,
Wg Cdr

V Petitioner

Shri O.P. Meena