



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. PMT/5/2015/STGDH/SEPROM/RU-I

Dated: 27/02/2020

To,

The Secretary,
Health & Family Welfare Department,
Govt. of NCT of Delhi,
Delhi Secretariat,
Delhi – 110002.

Sub: Representations of Ms. Poonam Madhuri Toppo and Shri Lokesh Kumar Meena, Male Nurse, G.B. Pant Hospital, R/o WZ – 276/17, IInd floor, Inderpuri, New Delhi regarding injustice with Scheduled Tribe employees working in the Health & Family Welfare Department, Govt. of NCT of Delhi.

Sir,

I am directed to refer to the subject cited above and to enclose a copy of the minutes of Sitting held in the National Commission for Scheduled Tribes on 12.02.2020 at 03:00 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.

Yours faithfully,

(Dr. Lalit Latta/डॉ ललित लट्टा)

Director/निदेशक

Tel: 011-24615012.

Copy for necessary action to:

The Chief Secretary,
Govt. of NCT of Delhi,
Delhi Secretariat
New Delhi-110002

Copy to:

1. Ms. Poonam Madhuri Toppo,
H.No. 63A, LIG, DDA Flat,
Prasad Nagar,
New Delhi – 110005.
2. Shri Lokesh Kumar Meena,
A-1 37/A, Gali No. 9, Chanakya Place,
Opp. Janakpuri – C 1,
Uttam Nagar
New Delhi – 110059.
(Mob No. – 9013119627).

Copy for information to:

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

भारत सरकार
Govt. of India
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes

F. No. PMT/5/2015/STGDH/SEPROM/RU-I

Minutes of the sitting held in the NCST, Lok Nayak Bhawan, New Delhi on 12/02/2020 at 03:00 PM under the chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairperson, NCST in the case of Ms. Poonam Madhuri Toppo and Shri Lokesh Kumar Meena, Male Nurse, and others of G.B. Pant Hospital regarding injustice with Scheduled Tribes employees working in the Health & Family Welfare Department, Govt. of NCT of Delhi.

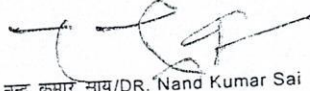
List of participants is annexed.

Representations of Ms. Poonam Madhuri Toppo and Shri Lokesh Kumar Meena, Male Nurse, G.B. Pant Hospital, R/o WZ -- 276/17, IInd floor, Inderpuri, New Delhi regarding injustice toward Scheduled Tribes employees working in the Health & Family Welfare Department, Govt. of NCT of Delhi.

2. The issue was discussed in the sitting held on 13.10.2017, 20.02.2018, 11.06.2018 and 26.09.2018 and 05.3.2019 at NCST with the Officers of Health and Family Welfare Department, GNCTD, Services Department, GNCTD and the petitioners. After detailed discussion in the meeting held on 05.3.2019, Hon'ble Vice- Chairperson advised that H&FW Department should submit the report on action taken/ to be taken to NCST on the following points within a month from receipt of the proceedings of the sitting.

- (i) Roster should be prepared in consultation with the DoPT by adopting due procedure.
- (ii) DPC may be constituted by H&FW Department as special case, for considering the cases of affected ST persons, in consultation with the Services Department, GNCTD and other stake holders.


3. The minutes of sitting was communicated to Secretary, H&FW, Principal Secretary, Service Department and Chief Secretary, GNCTD for submission of action taken report on 18.3.2019. The action taken report was not received, therefore, reminder was issued on 14.11.2019. The Hon'ble Chairperson had decided to discuss the matter on 11.12.2019 with the officers of H&FW and Services Department along with petitioner, but, sitting was postponed on the request of Dy. Secretary, H&FW, GNCTD.


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. The sitting was re-fixed for 16.1.2020 to discuss the issue with the Pr. Secretary, H&FW. The H&FW, GNCTD vide letter No. F. 8(140)/2017/Nursing/H&FW/12277 dated 15.1.2020 has furnished the action taken report on the matter stating that the Hon'ble NCST vide Minutes of sitting dated 05.3.2019 recommended that a DPC may be constituted by the H&FW Department as special case for considering the cases of affected ST candidates in consultation with the Services Department, GNCTD and other stake holders. Accordingly, the file is under submission to the Services Department, GNCTD seeking their expert opinion as to whether the ad-hoc promotion of aforesaid 42 ST candidates may be regularized. The Pr. Secretary, H&FW, GNCTD vide letter No. F. 8(60)/2018/Nursing/H&FW/P-II/12278 dated 15.1.2020 had also requested to grant another date for discussion. Accordingly, the sitting was postponed by Hon'ble Chairperson and re-fixed for 12.2.2020 at 03:00 PM.

5. On the day of the sitting, Pr. Secretary and Special Secretary, H&FW and petitioner(s) were present. Petitioner(s) informed that H&FW Department has not taken any action so far. Hon'ble Chairperson asked the Pr. Secretary, H&FW to explain the action taken by GNCTD. The Pr. Secretary, H&FW apprised that the Services Department, GNCTD has granted the approval for holding the DPC. The DPC will be convened very soon to regularize 42 ST candidates. The action has been initiated for preparing the roster. The petitioner informed that they belongs to group C category, hence instructions of para 6.3.2.(iii) of OM No. 22011/5/86-Estt(d) dated 10.4.1989 of the DoPT should be considered.

6. After detailed discussion with the Pr. Secretary and Special Secretary, H&FW, GNCTD and petitioner(s), the Hon'ble Chairperson recommended that the DPC be convened within 15 March, 2020 to regularize 42 ST candidates. The roster for the post of nurses should also be prepared. The action taken report to be submitted to the Commission at the earliest.


डॉ. नन्द कुमार

राष्ट्रीय अनुसूचित जात आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

(F.No. PMT/5/2015/STGDH/SEPROM/RU-I)

List of participants of the sitting held on 12/02/2020 at 03:00 PM under the Chairmanship of Dr. Nand Kumar Sai, Hon'ble Chairman, NCST in the case of Shri Lokesh Kumar Meena, Male Nurse, G.B. Pant Hospital, R/o WZ -- 276/17, 11nd floor, Inderpuri, New Delhi regarding injustice with Scheduled Tribe employees working in the Health & Family Welfare Department, Govt. of NCT of Delhi.

I. National Commission for Scheduled Tribes

1. Smt. M.C. Ivnate, Hon'ble Member
2. Shri. K.Touthang , Joint Secretary
3. Dr. Lalit Latta, Director
4. Shri R.S. Misra, Senior Investigator

II. Secretary, Health & Family Welfare Department, GNCTD

1. Shri. Sanjeev Khirwar, Pr. Secretary
2. Shri S.M. Ali, Special Secretary

III Petitioner

1. Shri Lokesh Kumar Meena
2. Ms. Poonam Madhuri Toppo
3. Shri Mithlesh Kumar Meena
4. Shri Mohan Lal Meena
5. Shri Hari Prasad Meena
6. Ms. Becna Ekka
7. Shri Vijay Kachchap & Ors.