



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

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

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

Date: 21 /11/2017

To

The Secretary,
Department of Health & Family Welfare,
Govt. of NCT of Delhi, 9th Level, A Wing,
Delhi Secretariat, I P Estate,
New Delhi – 110002.

Sub: Representation dated 28/08/2015 received from Ms. Poonam Madhuri Toppo & others, R/o House No. 65C, 3rd Floor, LIG, DDA Flat, Prasad Nagar, New Delhi regarding promotion.

Sir,

I am directed to enclose a copy of the minutes of Sitting held in the Commission under the Chairmanship of Ms. Anusuiya Uikey, Hon'ble Vice-Chairperson, NCST on 13/10/2017 on the above mentioned subject for necessary action. Action Taken Report in this regard may be furnished to the Commission at the earliest.

Encl: As above.

Yours faithfully,


(P. T. Jameskutty)
Deputy Secretary

Copy to:

1. Ms. Poonam Madhuri Toppo,
R/o House No. 65C, 3rd Floor,
LIG, DDA Flat, Prasad Nagar,
New Delhi – 110005.
2. Shri Lokesh Kumar Meena,
General Secretary, All Delhi SC/ST Nurses
Welfare Association (ADNWA),
Male Nurse, G.B. Pant Hospital,
R/o WZ – 276/17, 2nd Floor, Inderpuri,
New Delhi – 110012.

Copy for information to:

SSA NIC (for hosting on Commission's website)

Minutes of sitting held in the Commission on 13/10/2017 at 03:00 P.M. under the Chairmanship of Ms. Anusuiya Uikey, Hon'ble Vice-Chairperson, NCST in the case of Ms. Poonam Madhuri Toppo & others, R/o House No. 65C, 3rd Floor, LIG, DDA Flat, Prasad Nagar, New Delhi regarding promotion.

List of participants placed at annexure A.

Representation dated 28/08/2015 received from Ms. Poonam Madhuri Toppo & others, R/o House No. 65C, 3rd Floor, LIG, DDA Flat, Prasad Nagar, New Delhi regarding promotion.

Matter was taken up with the Secretary, Department of Health & Family Welfare vide this Commission's letters dated 14/09/2015, 03/11/2015. In response to the above letters of the Commission, they have replied vide their letter No. 41/B/53/DHS/DSNC/2015/217 dated 23/10/2015 and copy of reply was sent to the petitioner for information, the petitioner was not satisfied with the reply. Further Commission has sent reminders to the Department of Health & family Welfare on dated 17/12/2015, 25/02/2016 and 28/08/2017. No reply received from the Department within the stipulated time given the Commission. Therefore, Ms. Anusuiya Uikey, Hon'ble Vice-Chairperson, NCST has fixed a sitting with the Department of Health & Family Welfare for discuss the matter on 06/10/2017 at 12:00 Noon.

Discussion:

Smt. Rashmi Krishnan, Secretary, Department of Health & Family Welfare, Govt. of NCT of Delhi appeared before the Commission. The petitioners were also present in the sitting. The matter was discussed in details. The Hon'ble Vice-Chairperson, NCST asked to the petitioners about their grievances.

The petitioners informed the Commission that out of 93 reserved posts for ST candidates, 64 are still vacant since last many years. The DPC was conducted in December, 2011 and 42 ST candidates promoted as Senior Nursing Officer (Nursing Sister) on adhoc basis alongwith General and SC candidates. A review DPC for regularisation was conducted on 13/05/2016 in which only General & SC candidates were regularized as Senior Nursing Officer (Nursing Sister) and the ST candidates were left out and not regularized in the DPC. Despite of the of 70% vacancy for ST posts, the 42 ST candidates are still working on adhoc basis and not regularized till date. The petitioners informed the Commission that out of 64 ST vacancy, 42 candidates are working on adhoc basis as Senior Nursing Officer (Nursing Sister) and 22 posts of Senior Nursing Officer under ST category are still vacant.

The Hon'ble Vice Chairperson asked to the Secretary, H&FW Department, Govt. of NCT of Delhi to explain the case. The Secretary submitted to the Commission that a Review DPC was held on 13/05/2016 and 42 Officials of ST category were allowed to work to the promoted post i.e. Senior Nursing Officer (Nursing Sister) on adhoc basis till the time they get eligible for regularisation though they were not covered under the normal / extended zone of consideration at the time of DPC held in 2011 as well as at the time of Review DPC held in 2016.

Anusuiya
21/11/17
सुश्री अनुसुईया उइके/Miss Anusuiya Uikey
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Conclusion:

After hearing both sides, the Hon'ble Vice-Chairperson, NCST observed that all the 42 ST candidates working as Senior Nursing Officer on adhoc basis in the Health & Family Welfare Department, Govt. of NCT of Delhi are eligible for regularisation from the date of appointment. It was observed that 22 posts of Senior Nursing Officer identified for ST personnel are still vacant and Nursing Officer of ST category are eligible for promotion to the post of Senior Nursing Officer. Therefore, Hon'ble Vice-Chairperson advised to the Secretary, Health & Family Welfare Department, Govt. of NCT of Delhi that 42 ST candidates working as Senior Nursing Officer should be regularized w.e.f. their appointment on adhoc basis and 22 ST Nursing Officers should be promoted to the vacant posts of Senior Nursing Officer identified for ST personnel as per their eligibility. Action Taken in the matter may be apprised to this Commission within 15 days.

Anusujya
21/11/17
सुश्री अनुसुईया उईके/Miss Anusujya Uikey
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi

Attendance Sheet

Sr. No.	Name and Designation
I	<u>National Commission for Scheduled Tribes</u>
1.	Ms. Anusuiya Uikey, Hon'ble Vice Chairperson
2.	Shri P. T. Jameskutty, Deputy Secretary
3.	Shri Rajeshwar Kumar, Assistant Director
4.	Shri Gaurav Kumar, PS to Hon'ble Vice-Chairperson
5.	Shri H. R. Meena, Senior Investigator
II	<u>Department of Health & Family Welfare, Govt. of NCT of Delhi</u>
1.	Ms. Rashmi Krishnan, Secretary
2.	Shri Vinod Kumar Singh, Section Officer
III	<u>Petitioners</u>
1.	Mr. Lokesh Kumar Meena
2.	Mr. Mohan Lal Meena
3.	Ms. Poonam Toppo
4.	Ms. Nemkhanmawi
5.	Ms. A. Ngasiirou Somita Pao Ngaoni
6.	Ms. Roslin Minj
7.	Ms. Lililia Kisku
8.	Ms. Bohil Chingzorian
9.	Ms. Beena Ekka
10.	Ms. Nitya Ekka
11.	Ms. S. Rone
12.	Ms. Mukta Bara
13.	Ms. Vungngaihkim