

No. 5/18/2012-CS.I (U)
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training
CS.I Division

2nd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi-110003

Dated the 26th June 2015.

OFFICE MEMORANDUM

Subject: Limited Review DPC – Promotion to Grade-I (US) of CSS for the years 1989 to 2002 in respect of SC/ST officers.

The undersigned is directed to refer to this Department's Office Memorandums of even number dated 16th April 2014 and 12th May 2014 on the subject mentioned above and to say that promotion to Grade-I (Under Secretary) of the CSS was regulated in accordance with Rule 12(2) of the CSS Rules, 1962. In terms of Rule 12(2) of CSS Rules, 1962, eight years of approved service in the grade of Section Officer is required for promotion to US grade.

2. There was a proviso to Rule 12(2) of CSS Rules, 1962 which provided as under:

"Provided further that if any person appointed to the Section officers' Grade is considered for promotion to Grade I under this sub-rule, all persons senior to him in Section officers' Grade, belonging to the Scheduled Castes or the Scheduled Tribes who have rendered not less than 4 years' approved service in that grade, shall also be considered for promotion."

Accordingly, Section Officers belonging to SC/ST category with four years of approved service were eligible to be considered for promotion to the grade of Under Secretary, if their juniors were being considered for promotion. This proviso was, however, deleted vide Notification dated 08.03.1999 and thereafter, a uniform eligibility of eight years of approved service in the grade of Section Officer was applicable to all categories for promotion to Under Secretary Grade.

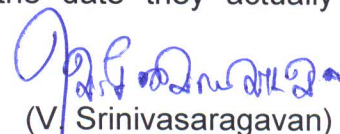
3. USSLS from 1987 onwards were in arrears on account of prolonged litigation and these Select Lists could be brought out in the year 2000 and thereafter only. As at the time of preparation of these USSLS, the proviso of lesser eligibility service to senior SC/ST officers was deleted, uniform eight

years eligibility service was applied to all categories of officers i.e. amendment to the rules was given effect to USSSLs pertaining to period prior to the amendment.

4. Aggrieved by the retrospective effect of Notification deleting the said proviso, Shri Vijay Kumar and four other DR SOs belonging to SC/ST category filed an O.A.No.991/2003 in CAT (PB), New Delhi. The CAT vide its order dated 30.11.2004 directed this Department to prepare revised USSSLs by considering the applicants in accordance with the then extant third proviso which was in force in the relevant time and consider the claims of the applicants in accordance with the law. The order of CAT was implemented in favour of the five applicant DR SOs by conducting Limited Review DPC vide order dated 28.10.2011 by applying the then extant proviso.

5. It was subsequently decided to extend the order of CAT, PB, New Delhi dated 20.11.2004 in O.A. No. 991/2003 (Vijay Kumar case) to similarly placed SC/ST category officers. The Review DPC in the matter was convened by UPSC on 4.6.2015 and considered 29 similarly placed officers in terms of then extant proviso to CSS Rules. The recommendations of the Review DPC have been approved by the competent authority and accordingly 21 officers are included in the USSSLs as indicated in the Annexure.

6. As regular USSSLs could not be drawn within the period prescribed for such panels, due to protracted litigation and the panels were in arrears for long periods, when the original panels were issued notional promotion was granted w.e.f. 1st July of the select list year. Notional fixation of pay was also allowed w.e.f. 1st July of the select list year with actual benefit from the date of their actual appointment. As inclusion of 21 officers in the earlier USSSLs is only in modification of the original panel, the terms of appointment viz. notional promotion and notional fixation of pay as allowed to officers included in the original panel is also allowed to these officers. However, the actual benefit would accrue to these officers only from the date they actually functioned as Under Secretary.


(V. Srinivasaragavan)

Under Secretary to the Government of India
Tele.: 24629412

To (through website)

1. Under Secretary (Administration), Ministries/ Departments concerned.
2. Officers concerned

Internal : 1. US (CS.I/D), CS.I, DoPT – for appropriate action.
2. Guard file.

Annexure to DoPT's O.M. No. 5/18/2012-CS.I(U) dated 26.6.2015

S. No.	CSL No.	Name (Shri/ Ms), DoB	Ministry/ Department	Cat.	USSL		S.No. in the panel	Placement in the panel	O.M. No. and date of original panel
					Existing	Now included			
1.	2513	R.K.Singh, JS (04.04.1955) (Since retired)	Agriculture & Cooperation	SC	1991	1989	58-A	Below Ramesh Chander (S.No.58) and above A.L. Takkar (S.No.59)	No. 4/9/2000-CS.I dated 27.7.2001
2.	2523	B.B.Samaddar, JS (03.07.1954) (Since retired)	Culture	SC	1992	1991	0-A	Above Rosi Dutt (S.No.1)	No. 4/13/2001-CS.I dated 12.8.2002
3.	2777	Smt. Santosh Kumari, Director (30.01.1958)	Defence	SC	1993	1991	0-B	Above Rosi Dutt (S.No.1)	No. 4/13/2001-CS.I dated 12.8.2002
4.	2802	S.L.Negi, Director (12.01.1956)	Human Resources Development	ST	1993	1990	25-A	Below S.R. Pande (S.No.25) and above Gurdial Singh (S.No.26)	No. 4/9/2000-CS.I dated 27.7.2001
5.	2913	K.M.Brahme, Director (11.09.1955)	Agriculture & Cooperation	SC	1994	1992	0-A	Above L. Namassivaiah (S.No.1)	No. 4/13/2001-CS.I dated 12.8.2002
6.	2933	Ms.Kimbuong Kipgen, Director (04.05.1962)	Personnel & Training	ST	1994	1990	88-A	Below B.B. Bhattacharjee (S.No.88) and above D.P. Singh (S.No.89)	No. 4/9/2000-CS.I dated 27.7.2001
7.	2979	S.L.Meena, Director (25.01.1960)	DONER	ST	1995	1994	0-A	Above V.K. Kondal (S.No.1)	No. 4/13/2001-CS.I dated 12.8.2002
8.	3116	Sweety Karta Ram, Director (07.12.1963)	Urban Development	SC	1996	1993	0-A	Above Mukul Ratra (S.No.1)	No. 4/13/2001-CS.I dated 12.8.2002
9.	3121	Visstali Peddanna, Director (12.02.1957)	Coal	SC	1996	1993	0-B	Above Mukul Ratra (S.No.1)	No. 4/13/2001-CS.I dated 12.8.2002
10.	3126	A. Asholi Chalai, Director (06.02.1965)	Personnel & Training	ST	1996	1992	10-A	Below Harbhagwan Khetwani (S.No.10) and above Lakhi Prasad (S.No.11)	No. 4/13/2001-CS.I dated 12.8.2002



S. No.	CSL No.	Name (Shri/ Ms), DoB	Ministry/ Department	Cat.	USSL		S.No. in the panel	Placement in the panel	O.M. No. and date of original panel
11.	3205	Ashok Kumar, Director (09.07.1961)	Commerce	SC	1997	1993	13-A	Above Jose Thomes (S.No.14)	No. 4/13/2001-CS.I dated 12.8.2002
12.	3230	Moti Lal, Director (12.12.1961)	Water Resources	SC	1997	1993	13-B	Above Jose Thomes (S.No.14)	No. 4/13/2001-CS.I dated 12.8.2002
13.	3320	Sagar Chand Mehra, Director (15.06.1966)	Animal Husbandry	SC	1998	1996	0-A	Above T. Srinivas (S.No.1)	No. 4/7/2003-CS.I dated 21.4.2004
14.	3427	Daniel E Richards, Director (26.10.1965)	Minority Affairs	ST	1999	1997	0-A	Above Ranjana Srivastava (S.No.1)	No. 4/10/2003-CS.I dated 14.11.2005
15.	3610	Konthang Touthang, Director (06.06.1966)	Shipping	ST	2000	1996	11-A	Below L.K. Meena (S.No.11) and above Sewa Ram (S.No.12)	No. 4/7/2003-CS.I dated 21.4.2004
16.	3640	Surinder Pal Singh, Director (30.06.1966)	On deputation to Govt. of Punjab	SC	2000	1997	0-B	Above Ranjana Srivastava (S.No.1)	No. 4/10/2003-CS.I dated 14.11.2005
17.	3918-A	Balmiki Prasad, Director (31.08.1962)	Home Affairs	SC	2002	1999	0-A	Above Rubina Ali (S.No.1)	No. 4/10/2003-CS.I dated 14.11.2005
18.	3922-A	Lucas L Kamsuan, Director (20.11.1970)	Shipping	ST	2002	1998	37-A	Below Ravinder Monga (S.No.37) and above Surender Kumar (S.No.38)	No. 4/10/2003-CS.I dated 14.11.2005
19.	3950-A	Thanglemlian, Director (21.02.1970)	Youth Affairs & Sports	ST	2002	1999	0-B	Above Rubina Ali (S.No.1)	No. 4/10/2003-CS.I dated 14.11.2005
20.	3954-A	L. Haokip, Director (14.06.1965)	MS&ME	ST	2002	1999	0-C	Above Rubina Ali (S.No.1)	No. 4/10/2003-CS.I dated 14.11.2005
21.	3962-A	Rajiv Manjhi, Director (12.09.1968)	Health & Family Welfare	SC	2002	1999	0-D	Above Rubina Ali (S.No.1)	No. 4/10/2003-CS.I dated 14.11.2005

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