

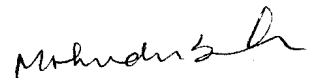
**Minutes of the second meeting of the Committee held on 16.10.2007 at 11.00 A.M. under the Chairmanship of Shri C.B. Paliwal, JS(E), DOPT**

The second meeting of the Committee constituted in compliance with the directions dated 17.4.2007 in W.P. No. 445/01 of Hon'ble High Court of Chhattisgarh at Bilaspur in the matter of Shri B.R. Godbole & Ors. Vs. Municipal Corporation, Durg was held on 16.10.2007 at 11.00 A.M. under the Chairmanship of Shri C.B. Paliwal, JS(E), DOPT in his chamber to discuss and decide the representations of State Government employees of erstwhile state of Madhya Pradesh.

The meeting was attended by the following :-

- i) Shri Jawahar Shrivastava, Secretary, GAD, Chhattisgarh – Member
- ii) Shri Y. Satyam, Addl. Secy, GAD, MP - Member
- iii) Shri V. Peddanna, DS (SR), DOPT - Member

Initiating the discussion the Chairman welcomed the members of the Committee and desired to know the status of issuance of the fresh guidelines on the allocation of state cadre in the light of decision taken by the Committee in its first meeting held on 19.9.2007. Shri Peddanna, Deputy Secretary informed that the comments of the Governments of UP and Uttarakhand, on the decision of the committee for relaxing the guidelines in respect of Class – IV employees and employees covered under spouse policy, are being sought during the meeting held by JS (A, AT & CS) with the representatives of UP and Uttarakhand on 24.10.07 before issue of revised guidelines. The Chairman was also briefed by the members of the Committee about the existing



guidelines on allocation of state cadre to the employees of erstwhile state of MP, issued by the General Administration Department, Madhya Pradesh Govt. and DOPT. Thereafter, the representations of the individual employees covered by the aforesaid directions of the Hon'ble Court were taken up for discussion and recommendation. The record of the recommendations made by the Committee in respect of representations of 43 employees is Annexed.

The Chairman desired to know the status of preparation of agenda in respect of representations of the remaining employees so that the same can be decided at the earliest. The representatives of Madhya Pradesh & Chhattisgarh had informed that the comments of the respective departments on the representations of the employees are awaited and this process would take atleast 1½ - 2 months. It was felt that the representation of all the employees covered by the decision dated 17.4.2007 of the Hon'ble Court may not be completed within the stipulated time of three months from the date of constitution of the committee. Therefore, the Chairman directed to send a communication to the Government counsel for seeking extension of time for three months from the Hon'ble Court for compliance of its direction.

In the end it was decided that third meeting for the Committee would be held on 13.11.2007 at 11.00 A.M. in North Block, New Delhi to decide the representations of remaining employees.

The meeting ended with a vote of thanks to the Chair.

*Mohinder Singh*

**Annexure to the minutes of the meeting held on 16.10.07**

Sl. No.	Name of the Petitioner	Petition No.	Recommendations of the Committee
1	Ramesh Chandra Yadav, Asstt. Gr. II	5058/05	He is placed in the pay scale Rs.3050/- from 3500/-, in which he becomes senior most. Therefore he may be retained in M.P.
2	Chandra Mohan Misra, Dy. Collector	355/04	On the basis of the applicant's application dated 4/8/07, no action is required. Allocated to MP cadre and he joined and working in MP
3	Mahendra Paul Singh, Asstt. Gr. III	1880/03	He is a non-State cadre and as on 1.11.2000 he was in the State of Chhattisgarh and as per the directions of GOI, he is to continue in Chhattisgarh. He may avail the existing provisions of transfer of non-state cadre employees
4	Ramesh Vishwakarma, Asstt. Gr. III	2900/03	He is a non-State cadre, and as on 1.11.2000 he was in the State of Chhattisgarh and as per the directions of GOI, he is to continue in Chhattisgarh. He may avail the existing provisions of transfer of non-state cadre employees
5	Nathulal Chauhan, Excise Head Constable	2900/03	Deferred for want of requisite information
6	Dubraj Singh Kanwar, Distt. Excise Officer	2900/03	Deferred for want of requisite information
7	Ashok Kumar Nayak, Senior Agri. Development officer	1808/02	On the basis of mutual transfer he was already allocated to the state of Chhattisgarh.
8	R.M. Patil, Vill. Agri. Dev. Officer	1035/03	Deferred for want of requisite information
9	R.K. Sharma, Vill. Agri. Dev. Officer	1036/03	Deferred for want of requisite information
10	S.K. Beohar, Vill. Agri. Dev. Officer	3305/05	Allocation to Chhattisgarh on juniority basis. The employee Shri Shyam Sai Paikra with whom he is seeking mutual order had already mutually transferred with another employee and hence can't be considered. He has not mentioned the names of juniors who have been retained in the State of MP as mentioned in the W.P. Hence the claim of the applicant may not be accepted. Seniors to him are also allocated to Chhattisgarh
11	R.K. Latoria, Vill.	3239/05	Allocated on juniority basis to Chhattisgarh.

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	Agri. Dev. Officer		Option and domicile can't be a basis for change of cadre. No documents produced regarding illness of parents. Claim may not be accepted
12	M.D. Dadhore, Sr Vill. Agri. Dev. Officer	3240/05	Allocation made on juniority basis. Option and domicile can't be a basis for change of cadre. No documents produced regarding illness of parents. Claim may not be accepted
13	Ramswaroop Kumhar, Asst. Gr. I	3364/03	Since he is no more in Govt. service. Hence, no consideration is required
14	Anand Naryan Khere, Fishery Inspector	4366/04	As per the guidelines framed by the Committee, wife and husband are to be allocated to one state irrespective of seniority. Wife allocated to MP and serving in MP, as a Supervisor in Women and Child Development Department, which was also a ground in the WP. On this basis, the petitioner is to be transferred from Chhattisgarh to MP. Claim may be accepted.
15	MP Warehousing Corporation Employees' Federation	991/02	Employees of the Corporation are not in the purview of Ministry of Personnel. The Petitioners of petition No.991/02 have mentioned that the employees of the corporation have joined in the respective corporation of MP and Chhattisgarh which was sought in the WP. Issue is resolved hence no action is needed.
16	Victor Joseph, Sub Engineer	1801/03	In view of the guidelines formulated by the Committee wife and husband are to be allocated to one State, irrespective of seniority of the spouses. Hence the applicant is to be allocated to MP where his wife is working. Claim may be accepted.
17	Lakhan Lal Lauria, Cinema Van driver	2904/03	As per the previous guidelines, since wife is senior to the applicant, hence he is to be allocated to the State of MP, where his wife is working. Claim may be accepted
18	Sushil Singh Sengar, Lecturer (Eng.)	2089/03	Already allocated to MP state on mutual basis. Hence no action is required.
19	Ram Bahadur Patil, Peon	461/06	Since PSU it is not in the purview of the Committee, even otherwise his case has already been considered and allocated to the State of Chhattisgarh. Hence no action
20	Rajendra Kumar Sharma, Sub Engineer (E/M)	3632/03	Allocated on juniority basis. Option and domicile can't be a basis for change of State cadre. Hence his claim may not be accepted
21	Shri Krishna Kumar Sharma, Sub Engineer (Civil)		Allocated on juniority basis. Option and domicile can't be a basis for change of State cadre. Hence his claim may not be accepted. Seniors to him are also allocated to

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			Chhattisgarh.
22	Baijanath Kaul, Asstt. Gr.II	1989/03	Allocated on juniority basis. His wife is a Shiksha Karmi, who is a Panchayat employee and not a government employee. Hence his claim for transfer on his spouse basis to MP may not be accepted
23	Parasuram Nayak, Sub Engineer		Option to Chhattisgarh state was not considered earlier. Based on option for Chhattisgarh, he is to be allocated to the State of Chhattisgarh. Claim may be accepted.
24	Smt. Anita Rohtagi	2078/04	Allocated MP on mutual basis. Presently working in MP. Previously Govt. of India has rejected her claim. Hence claim may not be accepted.
25	Ravi Kumar Raizada, Asstt. Gr.II	260/03	Working in MP. Absorbed in Mining Department in MP. As per his application dated 16.8.07, he has no grievance. No further action needed.
26	Ramchandra Gautam, Sr. Agri. Dev. Officer	1330/03	Not a Govt. servant. Employee of Tilhan Sangh. Not in the purview of the Committee.
27	Mukund Ram Sahu, Sr. Asstt.	2230/03	Not in the purview of the Committee. However the issue relating to the employees is agreed upon by both the Federations of MP and Chhattisgarh.
28	Nand Kumar Chandrakar, Sr. Asstt	2240/03	-do-
29	Pardesi Ram Verma, Sr. Asstt	2241/03	-do-
30	Ashok Kumar Nigam, Sr. Asstt	2242/03	-do-
31	C.P. Chandrakar, Sr. Asstt	2243/03	-do-
32	Anil Kumar Sharma, Sr. Asstt	2244/03	-do-
33	Virendra Kumar Tiwari, Sr. Asstt	2245/03	-do-
34	B. L. Chandrakar, Sr. Asstt	2842/03	-do-
35	Rajendra Kumar Misra, Sr. Asstt	2777/03	-do-
36	Santosh Kumar Udania, Compounder	2676/05	Non-State Cadre employee. Posted in Chhattisgarh at the time of division of the State. He may avail the existing transfer provisions of non-state cadre employees.
37	Smt. Shobha Sharma, Asstt. Gr. II	26/2005	Already decided by Government of India allocated to MP. No further action is needed.
38	Ashok Singh Rajput, Dresser	919/200 5	Already decided by Government of India allocated to MP. No further action is needed.

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39	Dr. George Jeevan Lakhra, Medical Officer	2823/06	Already allocated to Chhattisgarh on mutual basis. No further action is needed.
40	Harilal Jatav, Dresser	217/05	Non-state cadre employee. Working in Chhattisgarh at the time of bifurcation of the State. He may avail the existing transfer policy of non-state cadre employees.
41	Sheikh Rehman, Asstt. Gr. II	4253/05	Applicant received Rs.50,000/- as compensation of Bhopal Gas tragedy. Copy of claim order received alongwith department's comments. Based on this he is to be allocated to the State of MP. Claim may be accepted.
42	Vinod Kumar Gupta, Stenographer Gr. II	921/04	Allocated on the juniority basis keeping in view of the reservation policy. Claim not accepted. Claim may not be accepted
43	A.R. Netam, Van Shetrapal	2474/02	Deferred for want of requisite information

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