



सत्यमेव जयते

भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA  
NATIONAL COMMISSION FOR SCHEDULED TRIBES

छठी मंजिल, 'बी' विंग, लोक नायक भवन  
खान मार्केट, नई दिल्ली - 110003  
6<sup>TH</sup> Floor, 'B' Wing, Lok Nayak Bhawan  
Khan Market, New delhi-110003.  
Dated. 27-05-2019

File No. HK/5/2017/STGDH/SEHRMT/RU-I

To,

1. The Secretary  
Department of Power  
Govt. of NCT Delhi,  
8th Floor, B wing,  
Delhi Secretariat, I.P. Estate  
New Delhi - 110002  
Tel: 011-23392047  
Fax: 011-23392023
2. The Chairman  
Delhi Transco Ltd.,  
Govt. of NCT Delhi,  
Shakti Sadan, Kotla Marg,  
New Delhi - 110002  
Tel: 011-23231748  
Fax: 01123234640

Sub: Representation dated 14/12/2017 received from Shri Hemant Kumar R/o Flat No.247, Sanskriti Apartment, Sector-19-B, Dwarka, New Delhi-110075 regarding discrimination of ST candidate under ST category Post in Delhi Transco Ltd.

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 21/05/2019 at 15.00 Hrs under the Chairmanship of Miss Anusuiya Uikay, Hon'ble Vice-Chairperson, National Commission for Scheduled Tribes in the matter.

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

Encl: As above.

Yours faithfully,

(Rajeshvar kumar)

Assistant director

Tel: 011-24641640

Copy for necessary action:

The joint Secretary, (Estt. (D))  
Department of Personnel & Training,  
North Block, New Delhi-110001  
Tel:23094276, Fax: 23092869

Copy to:

Shri Hemant Kumar,  
R/o Flat No. 247, Sanskriti apartment, Sector-19-B, Dwarka, New Delhi-110075.

## Govt. of India


### National commission for Scheduled Tribes

File No. HK/5/2017/STGDH/SEHRMT/RU-1

Minutes of sitting held in the commission on 21.05.2019 at 15.00 PM, Under the chairmanship of Ms.Anusuiya Uikey, Hon'ble, Vice Chairperson, NCST in case of Sh.Hemant Kumar, R/o Flat No 247, Sanskriti Apartments, Sector 19-B, Dwarka, New Delhi 110075 regarding discrimination of ST candidates under ST category posts in Delhi Transco Ltd.

List of Participant in annexed.

1. According to DoPT OM no. 36020/2/2007-Esstt (Res.) dt 07.12.2009 and DoPT OM no. 20011/1/2008- Esstt (D) dt. 11.11.2010. the case of shri. Hemant Kumar working in Delhi Transco Limited was heard by NCST bearing file No. HK/5/2017/STGDH/SEHRMT/RU-1 on Dates 03.05.2018, 20.08.2018, 15.01.2019 & 08.04.2019, every time Secretary Power, GNCTD and CMD, DTL were instructed to appear in person, however till date neither of them had attended the sitting and requested exemption from personal appearance in the hearing.
2. However Special secretary power and GM(HR), DTL attended some of the hearings and the recommendation made by NCST to send recruitment files to DoP&T for scrutinize the case to provide their observation and decision. Accordingly the observation initially send by DOP&T on 23.10.2018. While returning the file to department of Power, GNCTD the reservation wing of DOP&T confirm that De-reservation occurred during the recruitment process and confirmed the same during sitting at NCST on 08.04.2019. Further again the files were again sent to DOP&T as per directions of NCST vide their minutes Dt. 15.01.2019. However the OM no. 20011/1/2008- Esstt (D) dt. 11.11.2010 pertaining seniority is yet to be observed by DOP&T as despite directions vide of sitting dt. 08.04.2019, Secretary Power, GNCTD

  
सुश्री अनुसुइया उइके/Miss Anusuiya Uikey  
उपाध्यक्ष/Vice Chairperson  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
नई दिल्ली/Govt. of India

Govt. of India

National commission for Scheduled Tribes

(File No. HK/5/2017/STGDH/SEHRMT/RU-1)

List of Participants in the sitting held on 21.05.2019 at 15.00 PM, under the chairmanship of Ms. Anusuiya Uikey, Hon'ble, Vice-Chairperson, NCST in case of Shri Hemant Kumar, (R/o Flat No 247, Sanskriti Apartments, Sector 19-B, Dwarka, New Delhi) regarding De-reserving of ST vacancy and fixation of Inter-se seniority of AM (T) in Delhi Transco Limited, New Delhi.

**I. National Commission for Scheduled Tribes**

1. Miss Anusuiya UIkey, Hon'ble Vice- Chairperson
2. Shri Gaurav Kumar, PS to Hon'ble VC
3. Shri Rajeshwar Kumar, Assistant Director
4. Shri R.S. Misra, Senior Investigator

**II Department of Personal & Training (DoPT)**

Shri Pradeep Kumar, Under Secretary

**III Department of Power, Govt. of Nct of Delhi**

Shri R.S. Samria, Deputy Director

**IV Delhi Transco Ltd, Govt. of Nct of Delhi**

1. Shri Loveleen Singh , GM (HR)
2. Shri Vasudev, DGM (HR)
3. Shri Ram Kumar Deputy Manager (HR)

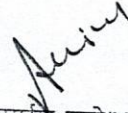
**V Petitioner**

Shri Hemant Kumar

fails to send file to DOP&T within stipulated time. In such way defaulted to follow the directions of constitutional authority.

3. On dated 21.05.2019 a report has been submitted according to which the department is yet to revise the seniority list as per DOP&T OM no. 20011/1/2008- Esstt (D) dt. 11.11.2010, yet neither the file is sent to DoP&T for their observation nor the revised seniority list is submitted in NCST. During the hearing on 21.05.2019 GM(HR), DTL stated that seniority of Shri. Hemant kumar shall be restored above the subsequently selected 3 candidates, further during the hearing GNCTD & DTL officials have requested for more time to rectify the seniority list and circulation of the same.

In view of the above context commission observed that Secretary Power, GNCTD Delhi does not take up the matter seriously and delayed the case with one reason or another. The Commission recommended that Secretary Power, GNCTD Delhi should rectify the seniority list as per DoP&T OM no. 20011/1/2008- Esstt (D) dt. 11.11.2010 and submit the detail Action Taken Report within 10 days (From the date of Sitting) to the Commission. In case of noncompliance of the Commission recommendation the commission will issue Summon to Secretary Power, GNCTD for personal appearance before the commission to resolve the issue.

  
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