



सत्यमेव जयते

भारत सरकार  
Government of India  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
(A Constitutional Body under Article 338A of the Constitution of India)

File No. MC/2/2018/STGHP/SEOTH/RU-I

Dated: 25/09/2019

To,

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1. The Chairman-cum Managing Director,  
PCI Limited,  
Prime Tower, 287-288,  
UdyogVihar Phase-II,  
Gurgaon (Haryana)- 122015
2. The Principal Secretary,  
Department of Power,  
Govt. of Himachal Pradesh,  
Shimla, (Himachal Pradesh)  
(Tel: 0177-2624538)

**Sub:** Representation dated 06.10.2018 of Shri Milap Chand, S/o Shri Prithvi Chand, Village- Badsar, Post- Jiya, Tehsil- Palampur, District- Kangra (Himachal Pradesh) regarding harassment by the PCI Ltd Company New 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 Headquarters of National Commission for Scheduled Tribes on 11/09/2019 at 12:00 Noon under the Chairmanship of Shri H.C. Vasava, Hon'ble Member, 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,

(Rajeshwar Kumar/ राजेश्वर कुमार)  
Assistant Director/ सहायक निदेशक  
Ph: 24641640

Copy to:

Shri Milap Chand,  
S/o Shri Prithvi Chand,  
Village-Badsar, Post- Jiya,  
Tehsil- Palampur, District- Kangra,  
(Himachal Pradesh)  
(Mob: 9816469918)

Copy for information to:

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

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

Minutes of sitting held in the NCST's Headquarters on 11/09/2019 at 12:00 Noon (which was held on 02.00 PM) under the Chairmanship of Shri H.C. Vasava, Hon'ble Member, NCST in the case of Shri Milap Chand (S/o Shri Prithvi Chand, Village- Badsar, Post- Jiya, Tehsil- Palampur, District- Kangra (Himachal Pradesh) regarding harassment by the PCI Ltd Company New Delhi.

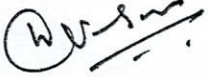
(F. No. MC/2/2018/STGHP/SEOTH/RU-I)

List of participants is annexed.

Shri Milap Chand (Village- Badsar, Post- Jiya, Tehsil- Palampur, District- Kangra (Himachal Pradesh) vide representation dated 06.10.2018 has stated there was an agreement between him and PCI Ltd, Gurugram for construction of 33/11 KV, 2×1.6 MVA Sub-station at Darang near Palampur (Himachal Pradesh) in December, 2012. This contract was awarded to PCI Ltd by the Himachal Pradesh State Electricity Board Limited (HPSEBL). This work was sub-let to him by the PCI Ltd. The PCI Ltd harassing him from time to time and near about an amount Rs. 10 lakhs not released, being Scheduled Tribe he requested the Commission for justice.

This issue was discussed in the sitting(s) held on 05.03.2019, 03.05.2019 and 09.07.2019 under the Chairmanship of Miss Anusuiya Uikey, (the then Hon'ble VC, NCST) in the Lok Nayak Bhawan at New Delhi. Minutes of sitting were circulated on 23.07.2019 to Chairman-cum Managing Director, PCI Ltd and Principal Secretary, Department of Power, Govt. of Himachal Pradesh for furnishing the action taken report on the recommendations of the sitting. Response from the Govt. of Himachal Pradesh was not received. Hon'ble Member fixed the sitting for 11.09.2019 at 12.00 Noon to discuss the matter with concerned authorities and the petitioner. The sitting notice was issued on 29.08.2019.

In response to sitting notice, the PCI Ltd, New Delhi vide letter dated 05.09.2019 had intimated that the concerned person, who attending the sitting in the matter will be out of station on 11.09.2019 and requested to grant another date for presenting the case before the Commission. The response was not received from the Department of Power, Govt. of Himachal Pradesh.

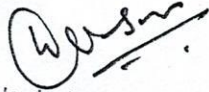
  
Harshadhbhai Vasava  
Member  
National Commission for Scheduled Tribes  
Govt. of India  
New Delhi

In the sitting dated 11.09.2019, the Assistant Engineer, HPSEBL, Palampur appeared before the Commission without authorization letter and report on the action taken by the Department of Power in the matter. No one was appeared from the PCI Ltd. The petitioner was present in the sitting.

The Hon'ble Member asked the petitioner to explain the action taken by the PCI Ltd and the Department of Power, Govt. of Himachal Pradesh. Petitioner informed that the PCI Ltd has not settle the case and not paid the balance amount. The Hon'ble Member asked the representative of Department of Power, Govt. of Himachal Pradesh to explain the action taken by them on the recommendations of the last sitting of the Commission. The representative of Department of Power, provide a copy of the letter dated 31.08.2019 of Sr. Executive Engineer, Electrical Division, HPSEBL, Palampur addressed to Superintending Engineer, Operation Circle, HPSEBL, Kangra regarding approval of final deviation statement item wise quantity and amount in augmentation of 33/11 KV 1x1 to 2x1.6 MVA Un- manned Sub- Station Darang which was not visible.

After detailed discussions with the representative of Department of Power, Govt. of Himachal Pradesh and the petitioner, the Hon'ble Member recommended that the following points be considered by the HPSEBL, Govt. of Himachal Pradesh, PCI Ltd and petitioner to resolve the issue within the one month.

1. The Department of Power, Government of Himachal Pradesh (HPSEBL) should assess the works undertaken by the PCI Ltd and also assess the additional work completed by Shri Milap Chand on behalf of PCI Ltd on the said site.
2. Fresh copy of the communication as provided by the representative of Department of Power, Govt. of Himachal Pradesh may be sent to the Commission.
2. The Department of Power, Government of Himachal Pradesh (HPSEBL) was advised that the balance amount of PCI Ltd may not be released until the PCI Ltd not settled the case/ released the balance amount to Shri Milap Chand.

  
हर्षदभाई वसावा/Harshadhbhai Vasava  
सदस्य/Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार/Govt. of India  
नई दिल्ली/New Delhi

3. The petitioner was advised that a statement indicating the total amount incurred by him on the project, amount received from PCI Ltd and balance amount to be released by PCI Ltd, be sent to the PCI Ltd under intimation to the HPSEBL and the NCST.
4. PCI Ltd should settle the case in consultation with the HPSEBL Ltd and the petitioner at the earliest, failing which it will be presumed that the PCI Ltd deliberately wants to not settle the case.

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हर्षदाई वसावा/Harshadnai Vasava  
सदस्य/Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार/Govt. of India  
नई दिल्ली/New Delhi

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

(File No. MC/2/2018/STGHP/SEOTH/RU-I)

List of participants of the sitting held on 11/09/2019 at 12:00 Noon under the Chairmanship of Shri H.C. Vasava, Hon'ble Member, NCST in the case of Shri Milap Chand, (S/o Shri Prithvi Chand, Village-Badsar, Post- Jiya, Tehsil- Palampur, District- Kangra (Himachal Pradesh) regarding harassment by the PCI Ltd Company New Delhi.

**I**                      **National Commission for Scheduled Tribes**

1.     Shri H.C. Vasava,                                      In Chair  
       Hon'ble Member
2.     Dr. Lalit Latta,  
       Director
3.     Shri Rajeshwar Kumar,  
       Assistant Director
4.     Shri R. S. Misra,  
       Senior Investigator

**II**                      **Officers of Govt. of Himachal Pradesh**

Shri Rajiv Sharma,  
A.E, (Electrical)  
Sub- Division Maranda

**III**                      **Officers of PCI Ltd, Gurugram**

Nil

**IV**                      **Petitioner**

Shri Milap Chand