

Speed Post



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR SCHEDULED TRIBES

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

File No. MM/3/2017/MHRD1/SEOTH/RU-III

Date: 22.01.2020

To,

The Registrar,
University of Hyderabad,
P.O. Central University,
Hyderabad - 500045
Telangana

Sub: Minutes of the sitting taken by Hon'ble Chairperson of National Commission for Scheduled Tribes, (NCST) on 24.12.2019 in the matter Representation dated 13.02.2017 of Shri M. Muniya, S/o Baghaniya, University of Hyderabad, P.O Central University, Gachibowli Hyderabad, Telangana regarding promotion

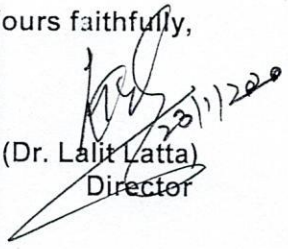
Sir,

I am directed to enclose herewith a copy of Minutes of the sitting taken by Shri Nand Kumar Sai Hon'ble Chairperson of National Commission for Scheduled Tribes (NCST) on 24.12.2019 at 12.30 p.m. for information and necessary action.

It is, requested that action taken report in this regard may please be sent to the Commission within two months.

Encl: As above

Yours faithfully,


(Dr. Lalit Latta)
Director

Copy to:

1. Shri M. Muniya, S/o Baghaniya,
University of Hyderabad, P.O Central University,
Gachibowli Hyderabad- 500 046, Telangana
2. PS to Hon'ble Chairperson, NCST
3. SAS, NIC, NCST upload on the web site.

Government of India

NATIONAL COMMISSION FOR SCHEDULED TRIBES

(F. No.- MM/3/2017/MHRD1/SEOTH/RU-III)

PROCEEDING OF SITTING TAKEN BY DR. NAND KUMAR SAI, HON'BLE CHAIRPERSON, NCST ON 24/12/2019 IN THE CASE OF SHRI M. MUNIYA, S/O- BAGHANIYA, UNIVERSITY OF HYDERABAD, P.O-CENTRAL UNIVERSITY, GACHIBOWLI HYDERABAD, TELANGANA REGARDING GRANTING NEXT HIGHER SCALE OF PAY OF RS 8000-13500/- AND ALSO FOR CONSIDERING HIM FOR PROMOTION TO THE POST OF ASST. LIBRARIAN UNDER ST CATEGORY.

Date of sitting : 24/12/2019

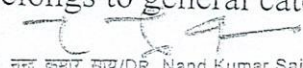
List of officers present in sitting: Annexure

1. The National Commission for Scheduled Tribes received a representation dated 13/02/2017 of Shri M. Muniya, University of Hyderabad, Post - Central University, Gachibowli Hyderabad, Telangana regarding granting him next higher scale of pay of Rs 8000-13500/- and also for considering him for promotion to the post of librarian under ST category.
2. In this connection, a reply dated 20/05/2019 has been received by the Commission. It is stated that after obtaining clarification from UGC vide letter dated 29/08/2017, the University has discontinued extension of higher pay scale of Rs. 8000-13500/- to Professional Assistants. As such there is no discrimination done to Shri M. Muniya due to his ST status. Further it was also not extended to other Professional Assistants belonging to other categories. For the second issue related to his promotion it was informed that the official had filed a writ petition w.r.t promotion to the post of Asst. Librarian in the combined High Court of Andhra Pradesh & Telangana.
3. As per direction of the Hon'ble Chairman, a sitting was convened on 24/12/2019 at 12.30 Hrs. In the sitting P. Sardar Singh, Registrar was present from the University of Hyderabad.
4. During the sitting, the petitioner submitted that he joined as Library attendant in the year 1984 and that he was promoted as Junior Professional Assistant. According to UGC guidelines for grant of scale of pay of Rs. 8000-13500/- to the professional Assistants who fulfill the qualification of

डॉ. नन्द कुमार सैय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
भारत सरकार/Govt. of India
नई दिल्ली/New Delhi


Assistants, he is eligible for the same. He had completed his master degree in Library Science in the year 2007 and become eligible to get the scale of pay of Rs. 8000-13500/-. In 2014, the SC&ST Grievance Committee has passed the Order dated 21/06/2018 that he should be given the higher pay scale of pay of Rs.8000-13500/. He received a copy of office order dated 21/06/2018 from University of Hyderabad regarding placement in the upgraded pay scale. After that 10-15 employees had given representations to the University. University had constituted a committee and suspended its own order and not implemented the Order of SC&ST Grievance Committee. Till date he did not get the scale of pay of Rs.8000-13500/-.

5. In 1992, The University of Hyderabad made promotion policy that 50 % of vacancies shall be filled by selection among Professional Assistants who are having at least second class Master Degree in Library Science and 5 years' experience of Professional Assistants. According to this promotion rule, the University has given promotion till year 2015. He was eligible for promotion from 01/08/2013 but University has not considered him for promotion.
6. Registrar of the University of Hyderabad stated that in 2018 it had given order to implement recommendation of ST&SC Grievance Committee. After that 10-15 employees had submitted their grievance and then, the University has suspended its Order. The University has constituted a Committee and will take necessary action. Until UGC Sanctions funds for promotion pay scale of Rs. 8000-13500/- to University of Hyderabad the University cannot enhance his pay scale.
7. On the second point which was related to promotion, it was stated that in 2010 UGC had passed a resolution and made UGC NET or Ph.D. qualification compulsory for Academic and Library staff. The post of Asst. Librarian is filled by direct recruitment not by promotion. On this issue applicant has filed writ petition No.13295 & 13446 of 2018 in the High Court of Andhra Pradesh & Telangana. Hon'ble High Court has dismissed his writ petition. According to Rule, promotion to the post of Asst. Librarian cannot be given to Mr. Muniya.
8. Petitioner stated that Administration of the University has said that only UGC NET Qualified candidates are eligible for promotion the post of Asst. Librarian but in the year 2011 an employee named Ms. Geeta has been promoted. If University has followed the UGC guidelines of 2010 then how she was given post of Asst. Librarian who belongs to general category.


डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
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9. Registrar of the University of Hyderabad stated that promotion of Ms. Geeta to the post of Asst. Librarian is against the law. It was wrong decision of previous higher authority of University of Hyderabad. University cannot repeat this type of mistakes again. University is following the guidelines of UGC.
10. The Commission, after hearing from both parties made the following recommendations:-
- The University of Hyderabad is advised that the recommendation of ST&SC Grievance Committee for granting scale of pay of Rs.8000-13500/- to the applicant and subsequently office order of University of Hyderabad dated 21/06/2018 should be implemented urgently.

In compliance with the above recommendations, the Commission should be sent action taken report within two months of receipt of the proceedings.


16.01.2020
डॉ. नन्द कुमार साय/DR. Nand Kumar Sai
अध्यक्ष/Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
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NATIONAL COMMISSION FOR SCHEDULED TRIBES

(F. No.- MM/3/2017/MHRD1/SEOTH/RU-III)

LIST OF PARTICIPANTS IN THE SITTING HELD ON 24/12/2019 IN THE NATIONAL COMMISSION FOR SCHEDULED TRIBE, NEW DELHI. IN THE CASE OF SHRI M. MUNIYA, S/O- BAGHANIYA, UNIVERSITY OF HYDERABAD, P.O- CENTRAL UNIVERSITY, GACHIBOWLI HYDERABAD, TELANGANA REGARDING GRANTING NEXT HIGHER SCALE OF PAY OF RS 8000-13500/- AND ALSO FOR CONSIDERING HIM FOR PROMOTION TO THE POST OF ASST. LIBRARIAN UNDER ST CATEGORY.

NATIONAL COMMISSION FOR SCHEDULED TRIBES

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|-------------------------|---------------------|----------|
| 1. Shri Nand Kumar Sai, | Hon'ble Chairperson | IN CHAIR |
| 2. Shri H. K Damor, | Hon'ble Member | |
| 3. Shri A.K. Singh, | Secretary | |
| 4. Dr. Lalit Latta, | Director | |
| 5. Shri A. K. Dwivedi, | Consultant | |

OFFICER OF THE UNIVERSITY OF HYDERABAD

- | | |
|--------------------------|-----------|
| 1. Shri P. Sardar Singh, | Registrar |
|--------------------------|-----------|

PETITIONER

1. Shri M. Muniya