



राष्ट्रीय अनुसूचित जनजाति आयोग  
**National Commission for Scheduled Tribes**  
(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)  
(A Constitutional body under Article 338A of the Constitution of India)

F.No NCST/SER-1121/AP/1/2023-SSW

Dated: 19.01.2024

To,

**Shri Praveen Prakash,**  
Principal Secretary,  
School Education Department,  
Govt. of Andhra Pradesh  
4th Block, First Floor,  
AP Secretariat, Velgapudi (Andhra Pradesh) - 521456  
(Email: [secy\\_se@ap.gov.in](mailto:secy_se@ap.gov.in), Tel. No: 0863-2444270)


**Sub:- Harassment of woman ST Candidate by denial of appointment to contractual post by Department of School Education, Government of Andhra Pradesh - a representation dated 11/09/2023 of Ms. Palakonda Nirmala, Arli Village, Srikakulam, Andhra Pradesh.**

महोदय,

I am directed to enclose herewith a copy of the minutes of meeting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, NCST 02.01.2024 at 12:00 (Noon) in the National Commission for Scheduled Tribes, Lok Nayak Bhawan, Khan Market, New Delhi 110003 on the above mentioned subject.

It is requested that the action taken/ to be taken in the matter may be intimated to NCST within stipulated time from receipt of the letter for placing it before the Hon'ble Member.

Yours faithfully,

  
(आर.एस.मिश्र / R.S. Misra)  
अनुसंधान अधिकारी / Research Officer  
Tel:- 011-24641640

Copy to :-

Ms. Palakonda Nirmala  
Village - Arli, Mandal - Saravakota,  
Post- Burujuwada, Govardhana Puram Panchayathi  
District - Srikakulam (Andhra Pradesh) - 532426  
(Mobile No:8978560563)

Copy for information

1. PS to Hon'ble Member, NCST.
2. NIC, NCST for uploading on the website of the Commission.

**National Commission for Scheduled Tribes**

**Minutes of the meeting held under the Chairmanship of Shri Ananta Nayak, Hon'ble Member, National Commission for Scheduled Tribes at Lok Nayak Bhawan, New Delhi, in the case Ms. Palakonda Nirmala, Arli Village, Srikakulam, Andhra Pradesh regarding appointment.**

(F. No. NCST/SER-1121/AP/1/2023-SSW)  
Date of the Meeting: 02.01.2024, 12:00 (Noon)

Participants in the Meeting - As per Annexure

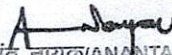
The Petitioner, Ms. Palakonda Nirmala, Arli Village, Srikakulam, Andhra Pradesh vide her representation dated 11/09/2023 has stated- that the Government of Andhra Pradesh, through Samagrasiksha, issued a notification (No.01/2023, Dt.02/09/2023) for the temporary and contractual filling of vacant posts for Inclusive Education Resource Persons for Children with Special Needs (CWSN) for the Academic year 2023-24. The Petitioner, having the necessary qualifications, applied for the mentioned posts, secured the top position in the list of candidates furnished by Samagra Shiksha, Srikakulam District, but has not received appointment orders.

2. NCST vide notice dated 17.11.2023 had referred the matter to Principal Secretary, School Education Department, Govt. of Andhra Pradesh for furnishing the facts and comments. Reply was not received from the Authority. The Commission decided to discuss the issue with the Authority and the Petitioner on 02.01.2024 at 12 Noon.

3. The Principal Secretary, Department of School Education, Intermediate Education and Vice Chairman, Board of Intermediate Education and Chairman Samagra Shiksha vide Letter dated 31.12.2023 had furnished the facts and stated that Petitioner has been appointed vide Orders dated 29-12-2023. He has also deputed Additional Project Coordinator, Samagra Shiksha, Srikakulam District to appear before the Commission.

4. In the meeting, the Additional Project Coordinator, Samagra Shiksha, Srikakulam District was present. The Petitioner along with her father was also present. The Officer reiterated the facts submitted by Principal Secretary vide Letter dated 31.12.2023 and stated that the Petitioner had been appointed on contractual basis for the Financial Year 2023-24 on 29-12-2023. The petitioner confirmed the same.

5. During the discussion, the Commission observed that the appointment of contract is dated 29.12.2023 and is awarded to the Petitioner till the end of the Academic Session 2023-24 which was clarified to be till 31 March 2024 which totals to only 3 months period. The letter of appointment was also silent on the amount of remuneration to be paid to the Petitioner. On being asked, the Authority clarified that as per their extant practice, contractual appointments are made only till the end of the Academic Session/Financial Year and after a gap of one day, the same is renewed again for another year. It was also observed that due to late communication by the Department, the Petitioner was called for the meeting at NCST Headquarter, New Delhi which had also put a financial burden on the Petitioner in terms of costs of travel etc. The Additional Project Coordinator assured the Commission that he will extend the contract of the Petitioner for the next Financial Year and reimburse the travelling expenses for to and fro journeys (Both for the Petitioner and her father).

  
अनंत नायक/ANANTA NAYAK  
सदस्य/Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
NATIONAL COMMISSION FOR SCHEDULED TRIBES  
भारत सरकार/Govt. of India  
नई दिल्ली/New Delhi

6. After hearing both the sides, the Commission recommends the following:-

(i) As assured to the Commission, the School Education Department, Govt. of Andhra Pradesh to extend the Petitioner's contractual appointment till Financial Year 2024-25. Further engagement of the Petitioner after FY 2024-25 may be decided by the Department based on her performance.

(ii) The School Education Department, Govt. of Andhra Pradesh to ensure that the remuneration of the Petitioner is similar to other contractual staff working in similar position and the Department to furnish the details of remuneration being paid.

(iii) The School Education Department, Govt. of Andhra Pradesh to reimburse the cost of journeys of the Petitioner and her father incurred in travelling to New Delhi and back, for attending the NCST meeting at New Delhi.

(iv) ATR to be submitted within 30 days from receipt of the minutes



अनंत नायक/ANANTA NAYAK  
सदस्य/Member  
राष्ट्रीय अनुसूचित जनजाति आयोग  
NATIONAL COMMISSION FOR SCHEDULED TRIBES  
भारत सरकार/Govt. of India  
नई दिल्ली/New Delhi

Annexure

List of participants of the meeting held on 02.1.2024 at 12:00 (Noon) under the Chairmanship of Shri Ananta Nayank, Hon'ble Member, NCST, New Delhi in the case of Ms. Palakonda Nirmala, Arli Village, Srikakulam, Andhra Pradesh regarding Harassment of woman ST Candidate by denial of appointment to contractual post by Department of School Education, Government of Andhra Pradesh

<b>I</b>	<b><u>School Education Department, Govt. of Andhra Pradesh</u></b>
	Dr. R. Jaya Prakash, APC, SSA
<b>II</b>	<b><u>Petitioner</u></b>
	Ms. Palakonda Nirmala