



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA

NATIONAL COMMISSION FOR SCHEDULED TRIBES

File No. KLM/1/2009/MCVL-1/SEHRMT/RU-III

छठी मंजिल, 'बी' विंग, लोक नायक भवन

खान मार्केट, नई दिल्ली-110003

6th Floor, 'B' Wing, Lok Nayak Bhawan

Khan Market, New Delhi-110003

To

दिनांक/ Dated: 10/12/2014

The Director General of Civil Aviation,
O/o the Directorate General of Civil Aviation,
Technical Centre, Opposite Safdarjung Airport,
New Delhi - 110003

Sub: Representation of Shri K.L. Meena, Dy. Director of Air Safety regarding Non-receipt of Salary for the period from 21/10/2008 to 06/06/2010 from Office of DGCA, New Delhi.

Sir,

I am directed to enclose a copy of the proceedings of the Sitting taken by Shri Ravi Thakur, Hon'ble Vice- Chairman, National Commission for Scheduled Tribes on 05/11/2014 for taking necessary action.

Yours faithfully

S.P. Meena
Assistant Director (Coord.)

Copy for information to Petitioner:-

K.L. Meena,
Deputy Director Air Safety,
O/o Director of Air Safety, Northern Region,
Civil Aviation Department,
Safdarjung Airport, New Delhi - 110003

Copy to:-

✓ SSA NIC, National Commission for Scheduled Tribes for upload website.
alongwith proceedings

National Commission for Scheduled Tribes

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Proceedings of the sitting held on 05-11-2014 before Shri Ravi Thakur, Hon'ble Vice-Chairperson, National Commission for Scheduled Tribes regarding representation of Shri. K.L. Meena, Assistant Director(Air Safety), DGCA regarding for payment of pay and allowances for the period from 21/10/2008 to 06/06/2010.

Date of Sitting- 05/11/2014

List of Participants- (Annexure - I)

In the matter of Shri K.L. Meena, Assistant Director (Air Safety) DGCA, National Commission for Scheduled Tribes issued findings on 20-10-2009 regarding cancellation of transfer order from Delhi to Hyderabad (Annexure - II). There after there has been protracted correspondence between Commission and DGCA in the matter on the representations of Shri K.L. Meena. Consequent upon his joining at Hyderabad Shri Meena has been representing to Commission that he has not been paid his salary for the period from 21-10-2008 to 06-06-2010, when he was working at DGCA H.Q and was relieved on 04-06-2010 to join at Hyderabad and Shri K.L. Meena joined at Hyderabad on 07-06-2010.

2. In this regard Commission had been inviting the attention of DGCA in the matter of transfer that Shri K.L. Meena was (not transferred on Promotion) and advised to release the salary of Shri. K.L. Meena time and again.

3. The case was referred to the Secretary, Ministry of Civil Aviation, bringing to his notice that Shri. K.L. Meena was transferred to Hyderabad from Delhi stating that Shri. Meena was transferred on promotion. The facts being, that he was not promoted but transferred to Hyderabad from Delhi, when he was not due for transfer. More over there was no administrative records with DGCA to prove that he was promoted and Commission noted that a ST Officer has been harmed and harassed to protect somebody who has longest stay for not being shifted out of Delhi,

1

Ravi Thakur

रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
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who was otherwise due for transfer. It was found justified from the records "during the period in question, i.e. from 21-10-2008 to 06-06-2010, Shri. Meena was very much working in the DGCA. His APAR reports for the year 2008-09 were sent to him on 23-04-2009 in his Delhi office address, periodical increment was released, leave availed were sanctioned etc. He was released TA/DA etc vide order dated 19-05-2010. He was properly relieved of his duties from Delhi on 04-06-2010 by the Director, Air Safety, DGCA and subsequently joined in Regional Controller of Air Safety at Hyderabad on 07-06-2010. Hence holding his salary from 21-10-2008 to 06-06-2010 is not justified and is treated as harassment to a tribal officer". In this connection vide letter no. A.19011/11/98-C.II(V II) dated 08 07 2011 DGCA admitted this mistake and stated that it was an inadvertent mistake. He was not promoted while posting him to Hyderabad.

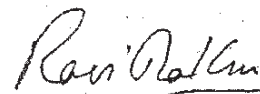
The Commission fixed a sitting on 05-11-2014 with the Secretary, Ministry of Civil Aviation & DGCA. The Secretary, Civil Aviation due to urgent meeting with Hon'ble Prime Minister, sought permission that DG, DGCA would attend the sitting on 05-11-2014, accordingly DG, DGCA appeared before the Commission.

4. The DG, DGCA apprised that Shri. K.L. Meena, AD (Air Safety) was transferred to Hyderabad and did not join. His Transfer was kept in abeyance and transfer order was again implemented on 21-10-2009 Shri. Meena joined at Hyderabad and has been brought back to Delhi. The intervening period of his non-joining has been treated as dies-non.

5. It was mentioned that Commission had been writing to DGCA, Ministry of Civil Aviation and findings were issued by the Commission time and again clearly pointing out the discrimination in the transfer of Shri. K.L. Meena to Hyderabad that has taken place to protect somebody in Delhi.

6. From the records/documents available in the file of the Commission vis- a-vis DGCA records, it reveals that Shri. K.L. Meena was working in DGCA H.Q and was properly relieved on 04-06-2010 by the Director, Air Safety.

7. Shri. K.L. Meena was given opportunity to explain the case with the details as per records. The records produced by Shri K.L. Meena



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were perused by DG, DGCA and after being convinced of the genuinity of the request to his satisfaction, DG, DGCA has asked Shri. Meena to represent in this regard to DGCA.

Having discussed the matter, Commission felt that Shri K.L. Meena has been harassed while dealing the case by the officers of Directorate General of Civil Aviation, and advised DG, DGCA to relook in the case of Shri K.L. Meena on the basis of records produced in the sitting. The DG, DGCA assured the Commission that he will look into the case on merit and take a appropriate view as discussed in the sitting and refer the matter to Ministry of Civil Aviation for release of salary for the period from 21-10-2008 to 06-06-2010 of Shri. Meena.



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