

No.5/10/2015-CS.I(U) (Vol.II)
Government of India
Ministry of Personnel, Public Grievances & Pensions
Department of Personnel & Training

2nd Floor, Lok Nayak Bhavan,
Khan Market, New Delhi-3
Dated the 14th November, 2018.

ORDER

The Hon'ble Supreme Court vide its judgement dated 15.7.2014 in CA No. 6046-6047 of 2004 filed by Shri Rohtas Bhankar & Ors. vs. UOI & Anr. allowed the Appeal and held, *inter-alia*, as under :-

"The respondents are directed to modify the results in the Section Officers/ Stenographers (Grade B/Grade-I Limited Departmental Competitive Examination, 1996 by providing for reservation and extend all consequential reliefs to the appellants, if not granted so far."

2. In compliance with the aforesaid order of the Hon'ble Supreme Court, the Union Public Service Commission (UPSC) revised the merit list of LDCE 1996 and nominated additional 33 SC/ST candidates under Category-I of Section Officers/ Stenographers (Grade B/Grade-I Limited Departmental Competitive Examination, 1996. Accordingly, Department of Personnel & Training (DOPT) vide its O.M.No.6/9/2014-CS.I(S) dated 21.07.2015 and 11.09.2015 included these 33 SC/ST officers in the Section Officer Select List of 1996 (SOSL 1996). Out of these 33 SC/ST officers, one officer namely Shri Shiv Singh was absorbed in BSNL in the year 2000. Accordingly, a revised Common Seniority List in respect of 32 SC/ST officers were issued vide DOPT's O.M.No.6/9/2014-CS.I(S) dated 09.10.2015.

3. Consequent on their inclusion in Section Officer Seniority List, 1996, these 32 SC/ST officers were required to be considered for their further promotion in the next higher grade i.e. Under Secretary for the Select List of 2004 onwards on completion of 8 years eligibility service. This requires a review of the Under Secretary Select Lists (USSLs) of 2004 onwards in consultation with the Union Public Service Commission.

4. Anticipating delay in reviewing the USSLs 2004 onwards in consultation with the UPSC on account of various procedural requirements including pending litigations before the Hon'ble Apex on 'own merit' issue in reservation, it was decided with the approval of the Competent Authority to adopt a Screening Committee mechanism for their provisional interpolation in the appropriate USSL (s).

5. Based on the recommendations of the Screening Committee and on approval of the Competent Authority, the provisional interpolation of 30 officers in order of their seniority with reference to the position of their immediate junior officer belonging to the reserved category of SC/ST was issued vide order of even number dated 13.01.2017.

6. Now, on approval of the Competent Authority, Shri P.C.Meena is hereby provisionally interpolated in order of his seniority with reference to the position of his immediate junior officer belonging to the reserved category of SC/ST as under:-

S. No.	CSL No.	Name of the applicant (S/Shri/Smt.)	Cat.	SOSL		USSL		S.No. in the USSL	Placement in the USSL
				Earlier	Present	Earlier	Present		
1	6439 L	Prakash Chand Meena Earlier CSL-6562	ST	1998	1996	2006	2006	147B	Below Shiv Dayal Bhasor(SC) and above B.Ginkhan Mang (ST)

7. The above provisional interpolation does not confer any right of permanency to the position assigned as above or any claim for seniority or any claim for regular promotion and is subject to the review of USSL-2004 onwards in consultation with UPSC in due course.

8. The pay of Shri Prakash Chand Meena may be fixed on notional basis with effect from the date of promotion of his junior, as highlighted above, in the relevant USSL. The actual benefit would become admissible on assumption of the charge of the post of Under Secretary.

9. This pay fixation benefit will be provisional in nature and subject to modification after final outcome of the Review DPC of USSLs 2004 onwards in consultation with the UPSC, in due course and further subject to post audit and overpayments if any, in the form of arrears or otherwise will be recovered from the individual subsequently. An Undertaking may be taken from Shri Prakash Chand Meena in this regard.

10. This is also subject to any order by any competent court in any connected matter.

Anil Tripathi

(Anil Tripathi)

Under Secretary to the Government of India

Tel No.24629412

To

1. Shri Prakash Chand Meena, Under Secretary, Department of Rural Development, Krishi Bhavan, New Delhi.
2. Under Secretary (Admn.), Ministry of Rural Development, Department of Rural Development, Krishi Bhavan, New Delhi

Copy to:-

Under Secretary (CS.I/D), DOPT, New Delhi.