

भारत के उप-राष्ट्रपति का सचिवालय  
SECRETARIAT OF THE VICE-PRESIDENT OF INDIA  
नई दिल्ली - 110011 (भारत)  
NEW DELHI - 110011 (INDIA)

VPS-55/01/RTI-62/2023-2024

23<sup>rd</sup> November, 2023

Shri Mukhtiar Singh  
1819-DDA Janta Flats,  
GTB Enclave,  
Delhi-110093

**Subject: Information under Right to Information Act, 2005.**

Sir,

Please refer to your RTI application dated 01<sup>st</sup> November, 2023 seeking information related to action taken on two representations dated 06<sup>th</sup> August, 2023 and one representation dated 28<sup>th</sup> September, 2023.

2. In this connection, it is informed that the subject matter of all the three representations sent by you did not pertain to this Secretariat, still the representation dated 6<sup>th</sup> August, 2023 was forwarded to the concerned Ministry and a copy thereof was also sent to you vide this Secretariat's letter dated 17<sup>th</sup> August, 2023 issued in respect of your representation dated 06.08.2023 is enclosed.

3. In so far as your representations dated 6<sup>th</sup> August, 2023 (regarding restoration of pay etc.) and 28<sup>th</sup> September, 2023 (regarding reminder etc.) is concerned, it is to inform you that the given representations have been filed without any further action in this Secretariat, as per the guidelines for processing petitions received in the Vice President's Secretariat, which can be accessed from the web link: <https://vicepresidentofindia.nic.in/sites/default/files/Petitions%20Guidelines.pdf>

4. In case you are not satisfied with this reply, you may prefer the First Appeal to Mr. Abhyuday Singh Shekhawat, Officer on Special Duty/First Appellate Authority, Vice-President's Secretariat, No.6, Maulana Azad Road, New Delhi-110011, within 30 days of receiving this reply.

Encl.: as above

SPEED POST  
23/11/23

Yours faithfully,



(Rajesh Kumar Sharma)

CPIO/Deputy Secretary

Ph:011-23018684

Email: [rticpiovpsec@nic.in](mailto:rticpiovpsec@nic.in)



अवर सचिव  
UNDER SECRETARY



उप-राष्ट्रपति सचिवालय  
VICE-PRESIDENT'S SECRETARIAT  
नई दिल्ली/NEW DELHI - 110011  
TEL.: 23016344/23016422 FAX: 23018124

No.VPS-18/01/2023-Admn.

17<sup>th</sup> August, 2023

**The Secretary  
Department of Expenditure  
Ministry of Finance  
North Block  
New Delhi.**

Sir,

A representation dated 06<sup>th</sup> August, 2023 received in this Secretariat on 10<sup>th</sup> August, 2023 from Shri Mukhtiar Singh, 1891, DDA Janta Flats, GTB, Enclave, Delhi - 93, is forwarded herewith for appropriate attention/necessary action.

Action taken may kindly be communicated to representationist directly under intimation to this Secretariat.

Yours faithfully,

Sd/-

(Rajesh Kumar Sharma)

Encl: As Above

Copy to:

1. The Controller General of Accounts, Mahalekha Niyantrak Bhawan, Department of Expenditure, Ministry of Finance, GPO Complex, Block E, Aviation Colony, INA Colony, New Delhi - 110023.
- ✓ 2. Shri Mukhtiar Singh, 1891, DDA Janta Flats, GTB, Enclave, Delhi - 93. You are further requested to kindly contact the above mentioned addressee/authority for further clarification/enquiry on this matter.

(Rajesh Kumar Sharma)





भारत के उप-राष्ट्रपति का सचिवालय  
SECRETARIAT OF THE VICE-PRESIDENT OF INDIA  
नई दिल्ली - 110011 (भारत)  
NEW DELHI - 110011 (INDIA)

VPS-55/01/RTI-62/2023-2024

23<sup>rd</sup> November, 2023

Shri Mukhtiar Singh  
1819-DDA Janta Flats,  
GTB Enclave,  
Delhi-110093

**Subject: Information under Right to Information Act, 2005.**

*one representation dated &*  
Sir,

Please refer to your RTI application dated 01<sup>st</sup> November, 2023 seeking information related to action taken on two representations dated 06<sup>th</sup> August, 2023 and dated 28<sup>th</sup> September, 2023.

2. In this *connection.* ~~one representation dated~~ *connection,* is informed that the subject matter of all the three representations sent by you did not pertain to this Secretariat, still the representation dated 6<sup>th</sup> August, 2023 was forwarded ~~the same~~ *vide* to the concerned Ministry and a copy thereof was also sent to you *this* Secretariat's letter dated 17<sup>th</sup> August, 2023 issued in respect of your representation dated 06.08.2023 is enclosed.

3. In so far as your representations dated 6<sup>th</sup> August, 2023 (regarding restoration of pay *etc.*) and 28<sup>th</sup> September, 2023 (regarding reminders *etc.*) is concerned, it is to inform you that the given representations have been filed without any further action in this Secretariat, as per the guidelines for processing petitions received in the Vice President's Secretariat, which can be accessed from the web link: <https://vicepresidentofindia.nic.in/sites/default/files/Petitions%20Guidelines.pdf>

4. In case you are not satisfied with this reply, you may prefer the First Appeal to Mr. Abhyuday Singh Shekhawat, Officer on Special Duty/First Appellate Authority, Vice-President's Secretariat, No.6, Maulana Azad Road, New Delhi-110011, within 30 days of receiving this reply.

Encl.: as above

Yours faithfully,

(Rajesh Kumar Sharma)  
CPIO/Deputy Secretary  
Ph:011-23018684  
Email: [rticpiovpsec@nic.in](mailto:rticpiovpsec@nic.in)



भारत के उप-राष्ट्रपति का सचिवालय  
SECRETARIAT OF THE VICE-PRESIDENT OF INDIA  
नई दिल्ली - 110011 (भारत)  
NEW DELHI - 110011 (INDIA)

VPS-55/01/RTI-62/2023-2024

23<sup>rd</sup> November, 2023

Shri Mukhtiar Singh  
1819-DDA Janta Flats,  
GTB Enclave,  
Delhi-110093

**Subject: Information under Right to Information Act, 2005.**

Sir,

Please refer to your RTI application dated 01<sup>st</sup> November, 2023 seeking information related to action taken on the <sup>two</sup> representations dated 06<sup>th</sup> <sup>August</sup> November, 2023 and 28<sup>th</sup> <sup>September</sup> November, 2023.

2. In this connection, this Secretariat's letter dated 17<sup>th</sup> August, 2023 issued in respect of your representation dated 06.08.2023 is enclosed.

3. In so far as your representation dated 28<sup>th</sup> September, 2023 is concerned, it is to inform you that the given representation <sup>has</sup> been filed without any further action in this Secretariat, as per the guidelines for processing petitions received in the Vice President's Secretariat, which can be accessed from the web link: <https://vicepresidentofindia.nic.in/sites/default/files/Petitions%20Guidelines.pdf>

4. In case you are not satisfied with this reply, you may prefer the First Appeal to Mr. Abhyuday Singh Shekhawat, Officer on Special Duty/First Appellate Authority, Vice-President's Secretariat, No.6, Maulana Azad Road, New Delhi-110011, within 30 days of receiving this reply.

Encl.: as above

Yours faithfully,

(Rajesh Kumar Sharma)

CPIO/Deputy Secretary

Ph:011-23018684

Email: [rticpiovpsec@nic.in](mailto:rticpiovpsec@nic.in)

It is informed that the subject matter of all the three representations sent by you did not pertain to this Secretariat. Still the representation dated 6<sup>th</sup> August 2023 was forwarded the same to the concerned Ministry and a copy thereof was also sent to you.





To, The C. P. I. O.,  
Vice President Sectt.,  
b-Maulana Azad Road,  
New Delhi.



R.T.I. MATTER

DATE: 1-11-2023

Subject:—Supply of information under RTI Act, 2005

Sir/Madam,

1. I have written the following letters, requesting the Hon'ble Vice President to issue common letters to all Ministries/Departments and to monitor the Public grievances through weekly, Fortnightly, Monthly, Quarterly and Half yearly at Under secy, Dy. Secy, Director, Joint Secy & Secy. But no reply has been received so far. This undue harassment of the aggrieved Public, is not a healthy practice in our greatest democracy of the world and is increasing the unnecessary disputes and litigations in all the Hon'ble courts.
2. Kindly intimate their status, alongwith copies of the letters, written to other Authorities/Departments.
3. Fees of Rs. 10/- Enclosed vide Ten Rupee Note No. 14N 625868



Yours faithfully

*Mukhtiar Singh*  
(MUKHTIAR SINGH)  
SR. CITIZEN

1891-DDA JANTA FLATS,  
G.T.B. ENCLAVE, DELHI-93  
Mob. No. 9810467433

4. Sl. No. DATES Dy. NOS.

Subjects.

1. 6-8-2023 2052
2. 6-8-2023 2053
3. 28-9-2023 2654

Proposal for my promotion, asked for by the DOP/D.O. Exp. from the CGA.  
Restoration of my pay at Rs. 8825/- w.e.f. 1-1-1996 by Deptt. of SJ&E  
Reminders thereof.

all  
3/11/23  
2061



Already forwarded on  
12/8/23

NATIONAL ADMINISTRATIVE REFORMS ORGANISATION (N.A.R.O) "SATYAMEV JAYATE"

RE.MINDER

1-2) No. M-11/M/O SJ+E-2/2022-SSW-I

3) No. M-4/M/O SJ+E-1/2022-SSW-I

4) No. M-3/HOME-1(CISF)/2022-SSW-I

DATE:- 28-9-2023.

To, Shri Jagdeep Dhankhar Ji,  
Hon'ble Vice President of India,  
6-Maulana Azad Road,  
NEW DELHI. TEL. 011-23015065

Subject:- NON REPLY TO MY GRIEVANCES DATED- 06-8-2023.

your honour,

1. I would like to draw your kind attention to the Public grievances, even not being acknowledged/replied by your office/ministries/departments/NCSC (Not fixing hearings Suo Moto like Hon'ble Courts), with the result that the aggrieved persons are being compelled to bear the great undue losses of Pension, Pay, Financial, Physical, Mental, Time, Taxes and hardships time and again and return back to their remote localities from all over India by facing the above great undue losses. Moreover, after one year, even the Hon'ble CATS, do not give cognizances to the NCSC's decisions. Hence unnecessary disputes/litigations are increasing the Court cases due to lapses/delays/dilatory tactics of the Admissions.

2. For examples, no reply has been received so far to my following grievances/applications from your office, and DPT, D.O. EXP, CGA, PAO (CISF) and PR. C.C.A. (Home) etc.:-

S.No.	DATES	TO	SUBJECTS	PENDING SINCE
✓ 1)	6-8-23	VICE President (Dy. No. 2052)	Proposal for my Promotion, asked for in 30 Letters by Hon'ble President, V.P. P.M. NCSC, MOS DPT, SJ+E, D.O. Exp. from the Govt.	1-1-2006
2)	6-8-23	DPT, D.O. Expenditure, NCSC, CGA	ON SAME SUBJECT.....	1-1-2006
✓ 3)	6-8-23	VICE President (Dy. No. 2053)	Restoration of my Pay at Rs. 8825/-, Covered by 11 Rules 20, Examples & 9 TIMES ADMITTANCES by J.S. M/S SJ+E IN NOTE PORTION/FILE	1-1-1996
4)	6-8-23	D.O. Exp, CGA, PAO (CISF), PR. C.C.A. (HOME)	- ON REVISION OF MY PENSION	1-5-2006 & 1-1-2016

3. PRAYERS:- 1) Kindly give copies of Replies/Action Taken in x/o S.No (1) and (3) by SPEED POST.
- 2) Also kindly issue urgent orders that all Ministries/departments MUST acknowledge the receipts WITHIN 7 DAYS, give replies to all grievances along with copies of replies/action taken with other Depts. WITHIN 15 DAYS positively, directing them to redress the grievances WITHIN 30 DAYS in the interest of FUNDAMENTAL/HUMAN RIGHTS and JUSTICE in our DEMOCRACY AND MONITOR the Pending cases by WEEKLY, FORTNIGHTLY, MONTHLY, QUARTERLY, HALF YEARLY REPORTS at the level of U.S. DS. Director, J.S. and SECY. as already suggested/requested on 5-6-21 & 15-8-21.

Yours faithfully,  
Am Singh

(MUKHTIAR SINGH) P.M. IAS  
PRESIDENT (NARO)

1841-DDA, JANTA FLATS,  
G.T.B. ENCLAVE, DELHI-110043

E.MAIL:- YAMANKUMAR J427@gmail.com  
Mobile No. 9810467433

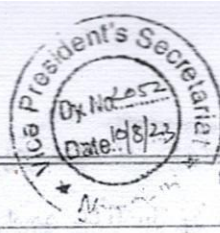


Am Singh  
29.8.2023



To, Shri Jagdeep Dhankhar Ji,

Hon'ble Vice President of India,  
6-Maulana Azad Road,  
NEW DELHI. TEL-011



Date: / /  
Page No.

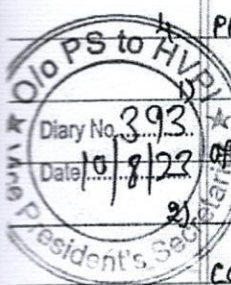
No. NCSC-M-11/M/O ST-E-2/2022-SSA-I

Dated:- 6-8-2023

SUBJECT:- NON SUBMISSION OF PROPOSAL FOR MY PROMOTION W.E.F. 1-4-2006 BY THE CGA, DESPITE HON'BLE NCSC'S RECOMMENDATION DATED 28-6-2016 AND THE V.V.I.P., D.O.P.T. & D.O. Exp.'s 30 LETTERS/OM. ORDERS FROM-13-3-20 to 4-7-23 TO THE CGA.  
YOUR HONOUR,

1. I am SCHEDULED CASTE. I am fed up very much from all concern Govt. Authorities for not promoting me, despite 30-ORDERS from the V.V.I.P., NCSC, D.O.P.T. & D.O. Exp. detailed below. Hence, now I humbly Pray to you to redress/ end my above long pending grievance with my No-fault.
  2. Brief facts are that I retired on 30-4-2006. The delayed D.P.C. held on 14-7-2006 DECLARED ME FIT FOR PROMOTION. But not promoted, despite Hon'ble NCSC's recommendation/ advice dt. 28-6-2016, whereas 600 Retired GENERAL OFFICERS were promoted even from back dates upto 10 years by 15 Depts- including the C.G.A., D.O. Exp. & D.O.P.T., themselves, Hon'ble DELHI HIGH COURT and UPSC.
  3. Being aggrieved, I started to approach the Hon'ble Prime Minister, President, Vice President, M.O.S., M.P. ST&E, M.O.S., D.O.P.T., but in vain. On R.T.I. replies, I came to know in 7-8/2022 that:-
    - a) The above V.V.I.P.s, were kind enough to recommend my representations vide- 10 Letters dated 13-3-20, 10-12-20, 5-2-21, 24-6-21, 18-7-21, 2-12-21, 25-3-22, 31-3-22, 19-5-22 and 5-4-23.
    - b) The Secy, D.O.P.T. was also kind enough vide- 10- O.M. orders dated 7-1-21, 13-8-21, 13-9-21, 22-11-21, 15-9-22, 22-9-22, 17-10-22, 23-12-22, 18-4-23 and 21-6-23 (Received on 24-7-23) to ask for the Proposal for my Promotion from the Secy, Dept. of Expenditure (D.O. Exp.)
    - c) The Secy, D.O. Exp. was also kind enough vide- 7- O.M. orders dated 27-10-21, 7-12-21, 21-9-22, 29-9-22, 2-1-23, 24-4-23 and 4-7-2023 (Received on 24-7-23) to ask for the Proposal for my Promotion from the Controller General of Accounts (called the C.G.A.)
    - d) But this time, the C.G.A. has not submitted the SAME SO FAR (AS EARLIER SUBMITTED ON 13-11-2013 BUE-MOTO) with the result that it is causing me undue recurring monthly Pension <sup>LOSS</sup> hardship, harassment, violation of <sup>MY</sup> Fundamental Rights of Equality, Discrimination, & Human Rights of <sup>MY</sup> Life & Dignity.
- PRAYER :- As the case has been delayed BADLY, your honour is prayed for to intervene and:-

- 1) Kindly order the C.G.A./Secy, D.O. Exp. to submit the required Proposal, <sup>ASKE</sup> ~~ASKED FOR~~ <sup>DOPT</sup> on the basis of the C.G.A.'s earlier Proposal dated 13-11-2013, with in 15 days to the D.O.P.T. under intimation to ME & NCSC. <sup>SECT</sup> Either C.G.A.'s old proposal dt-13-11-2013 (copy enclosed) OR NEW PROPOSAL.
- 2) Kindly order the D.O.P.T. to approve the ~~and~~ Promote me this time with in 15 days as a very special case on TOP PRIORITY to avoid my further undue Pension Loss, harassment and hardship in





Date : / /

Page No. /

in these DAYS of hike Prices, illness in Old Age and End the unnecessary litigation,  
and matter in the interest of Justice and Humanity under intimation to me & Hon'ble NCSC.  
An early line in reply will be highly appreciated and obliged.

yours faithfully,

Am Singh  
6/8/23

Encls:- 1. Latest D.O.P.T. O.M. dated 21-6-2023 (Recd. on 24-7-23)

2. & D.O. Exp. " " 4-7-2023 (Recd. " )

3. CGA's Earlier Proposal dated 13-11-2013.

4. List of 600 officers, Promoted after Retirement from  
back dates.

(MUKHTIAR SINGH) - ICAS (Rtd.)

1891-D.D.A. JANTA FLATS,

G.T.B. ENCLAVE, DELHI-110093.

Mob. No. 9810467433 / 9650518646

copy to the Hon'ble Chairman, NCSC, Lok Nayak Bhawan, New Delhi with the request to  
kindly FIX THE HEARING and SUMMONY ALSO the CGA and DEPTH of EXP. URGENTLY, as my PETITION  
is pending since 16-2-2022

(MUKHTIAR SINGH)



5074  
11

No. 11034/27/2023-Estt.(D)  
Government of India  
Ministry of Personnel, Public Grievances and Pension  
Department of Personnel & Training  
~~~~~

North Block, New Delhi  
Dated 21/06/2023

**OFFICE MEMORANDUM**

Received on 24-7-2023 through E-MAIL  
ID. No. Yaman Kumar Jha23@gmail.com

**Subject:** Non-promotion despite NCSC's recommendations  
dated 28.06.2016- Representation from Shri Mukhtiar Singh.

In continuation of this Department's OM of even No. dated 18.04.2023, the undersigned is directed to forward herewith another representation dated 06.06.2023, received from Shri Mukhtiar Singh on the subject mentioned above, for appropriate action as D/o Expenditure is the administrative Department concerned.

Encls: As above.

*(Signature)*  
21.06.2023

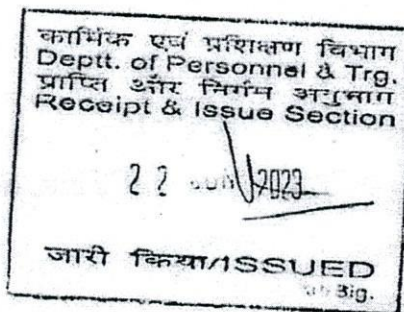
(R.K. Sinha)  
Under Secretary  
Tel. No. 23040340

To

The Secretary  
D/o Expenditure  
North Block, New Delhi.



Copy to- Shri Mukhtiar Singh, Retd. ICAS, 1891, DDA, Janta Flats, G.T.B. Enclave, Delhi-110093. It is also requested that future correspondence in the matter, if any, be made directly with the D/o Expenditure.



208 2

050395

No. 11034/27/2023-Estt.(D)  
Government of India  
Ministry of Personnel, Public Grievances and Pension  
Department of Personnel & Training

North Block, New Delhi  
Dated 20/06/2023

**OFFICE MEMORANDUM**

Received on 24-7-2023 through E-MAIL  
ID. No. Yaman Kumar Jha@gmail.com

**Subject:** Non-promotion despite NCSC's recommendations dated 28.06.2016- Representation from Shri Mukhtiar Singh.

In continuation of this Department's OM of even No. dated 18.04.2023, the undersigned is directed to forward herewith another representation dated 06.06.2023, received from Shri Mukhtiar Singh on the subject mentioned above, for appropriate action as D/o Expenditure is the administrative Department concerned.

Encls: As above.

*(Signature)*  
21.06.2023  
(R.K. Sinha)  
Under Secretary  
Tel. No. 23040340

To  
The Secretary  
D/o Expenditure  
North Block, New Delhi.

Copy to- Shri Mukhtiar Singh, Retd. ICAS, 1891, DDA, Janta Flats, G.T.B. Enclave, Delhi-110093. It is also requested that future correspondence in the matter, if any, be made directly with the D/o Expenditure.

कार्मिक एवं प्रशिक्षण विभाग  
Deptt. of Personnel & Trg.  
प्राप्ति और निगम अनुभाग  
Receipt & Issue Section

22 JUN 2023

जारी किया/ISSUED  
31g.

1082

050395



Ministry of Finance  
Department of Expenditure

\*\*\*\*\*

⑧ NOTE: - Received on 24-7-2023 with another OM dated North Block, New Delhi,  
09-7-23 forwarding 4 letters by T.D.O. Exp. to Shri  
SANDAY SINGH, Jt. CGA, ONE reg. relax/dispense with  
R-P Rules by HOD of P.A. (USF). Both OM received in same ENVELOPE No. A-12025/2/2021/CGA of D.O. EXA.

Dated 04-07-2023

Recd. on 24-7-23

Subject:

Non-promotion despite NCSC's recommendations dated  
28.06.2016-representation from Shri Mukhtiar Singh - reg.

The undersigned is directed to forward herewith an OM No.  
11034/27/2023-Estt.(D) dated 21.06.2023 received from Shri R.K.  
Sinha, Under Secretary, DoPT on the above mentioned subject along  
with enclosure for taking further necessary action.

Encl: As stated.

Signed by

Ranjit Kumar Jha

(Ranjit Kumar Jha)

Under Secretary (Ad.I)

Tel: 2309 5695

To

Office of Controller General of Accounts,  
[Kind attention: Shri Sanjai Singh, Jt. CGA (HR)],  
Mahalekha Niyantak Bhawan,  
'E' Block, GPO Complex,  
INA, New Delhi - 23.

1. P. K. KUMAR  
SIS (SIS) DOPT  
Tel. No. 22044276  
2. P. K. KUMAR  
U.S. (SIS) DOPT  
Tel. No. 22044340

Subject: Promotion of Shri Mukhtiar Singh, ACA (Retd) to the grade of Senior Time Scale (STS).

This is regarding promotion of Shri Mukhtiar Singh, ACA (Retd) to the grade of Senior Time Scale (STS).

2. The brief facts of the case is as under:-

- (i) Shri Mukhtiar Singh, ICAS of 2002 was in the consideration zone for promotion to STS during the panel year 2006-07. The DPC was held on 14.07.2006 to consider the promotion of 2002 batch officers to the grade of STS. A copy of DPC's recommendations is enclosed. DPC was declared Shri Mukhtiar Singh as fit. Prior to the convening of the DPC Shri Mukhtiar Singh had retired on superannuation 30.04.2006. As such he could not be promoted to the grade of STS in terms of para 17.10 of G.I., Deptt. of Per. & trg. O.M. No. 22011/8/87-Estt. (D) dated 09.04.1996. It stipulates that promotion of officers included in the panel would be regular from the date of validity of the panel or the date of their actual promotion, whichever is later.
- (ii) NCSC had written a letter dated 17.07.2013 to this office and stated that Hon'ble Vice-Chairman, Dr. Rajkumar Verka of the Commission has desired that a clarification might be sought from the DoPT on the issues raised by the petitioner Shri Mukhtiar Singh, Retd. Asstt. Controller of Accounts.
- (iii) Accordingly, this office sent an ID note to DoPT dated 14.08.2013 for their comments. In response to this office ID note, DoPT had replied vide their ID note dated 16.08.2013 and stated that as provision of instructions issued by DoPT, the Deptt. i.e. C/o CGA has followed accordingly. This office had sent a reply to NCSC on the basis of DoPT's reply.
- (iv) After that, NCSC had fixed a meeting with Hon'ble Chairman on 21.10.2013. A meeting was held on 21.10.2013 before National Commission for SCs to discuss case of Mukhtiar Singh. The case was discussed. The Jt. CGA apprized that as per DoPT OM dated 12.10.1998, the petitioner cannot be promoted after retirement. He retired on 30.04.2006. The petitioner has intimated that the Hon'ble High Court in WP(C) 4699/2012 has already overruled the DoPT Om dated 12.10.1998 in a similar case. The Hon'ble Vice Chairman advised that if the Hon'ble High Court has given its judgment in the similar case, then the case of promotion of Shri Mukhtiar Singh may also be considered in a similar line. Action taken report may be submitted to the Commission within 15 days time.

3. In this regard, the petitioner has submitted a copy of the judgment delivered on 19.09.2012 by the Hon'ble High Court of Delhi in WP(C) 4699/2012 where High Court was directed to the Department that the petitioner's pay be fixed notionally and he be granted notional increments, if any, due till his retirement and he be also granted pensionary benefits in accord with the directions given in P.G. George's case (copy enclosed).

Contd...5/-



4. Shri Mukhtiar Singh has submitted a copy of the judgment delivered on 07.09.1996 by the Hon'ble Supreme Court in Union of India vs. Mohan Singh (1996) 3 SCC 687 copy enclosed.

5. Shri Mukhtiar Singh has further submitted that the noting portions of Advice (A) Section, Department of Legal Affairs, Ministry Law & Justice, which was collected through RTI by Shri Singh vide DoPT's reply dated 14.10.2013. In the note of Addl. Solicitor general of India dated 18.10.2010, it stipulates that the judgment of the CAT has been confirmed by the High Court and the benefit of notional promotion was granted to a retired employee. Only by reason of the fact that there is delay in convening the DPC, which was held much after his retirement. No fault can be attributed to the retired employee(viz.) the petitioner, because the delay was not attributable to him. If any similar person claims the benefit naturally such benefit has to be extended to such similarly situated person as well.

6. The office of Controller General of Accounts, Deptt. of Expenditure, Ministry of Finance has been facing so many such types of cases and will be facing in future.

7. In view of above facts and in the light of advice of Hon'ble National Commission for Scheduled Castes, DoPT is requested to consider the case of Shri Mukhtiar Singh for his notional promotion after his retirement and also requested for modification of OM dated 12.10.1998 and issued a general instructions to solve the such type of situations not only our Ministry but others Departments/Ministries also.

This issues with approval of Controller General of Accounts.

C. Maheshwari  
(C. Maheshwaran)  
Dy. Controller General of Accounts  
Tel No. 24622029

JS, Establishment Division, DoPT, North Block, New Delhi  
O/o CGA, I.D. Note No. A-19014/2003/Gr.A/Per/MS/2225 Dated: 15<sup>th</sup> Nov, 2013



# LIST OF EXAMPLES OF ABOUT 600 OFFICERS PROMOTED AFTER RETIREMENT, FROM BACK DATES AND BEFORE ELIGIBILITY CRITERIA

BUT SH. PANKAJ ARSINGH NOT PROMOTED BY DOPT INSIDE OF SAME ORDERS OF DOPT. DOPT ORDER

COMMENTS ON DOPT'S OM 22-12-98 BY HON'BLE SUPREME COURT, MUMBAI & SOLICITOR GEN'L. IN 2001

DOPT'S Proposal dt. 12-11-2013 TO DOPT, 1605 OFFICERS, PROMOTED BY DOPT, CGA, MIN. OF FINANCE

SCS'S decision dt. 10 years COURT Proceedings dt. 22-5-2018 DOPT FOUND IT? NO ORDER, Supporting info.

| S. No. | Officers promoted After Retirement                                                                                                                                                                                                 | Promoted before after Retirement |
|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------|
| 1.     | 127 Under Secretaries in DOPT of 2004 and 2005 Select List were promoted D.S. w.e.f. 01.07.2005 vide <u>DPC</u> dated 30.12.2008 & DOPT OM No.4/4/2008-CS-I(D) dated 07.01.2009                                                    | From 15 years back               |
| 2.     | ✓ Sh. RANBIR SINGH, RETIRED w.e.f. 30.09.2008 promoted w.e.f. 01.07.2005, vide Notification NO. A-32013/5/2008-AD-1(G) dated 16.01.2009                                                                                            | After Retirement                 |
| 3.     | 2 U.S., Sh. A.K. Das & S. Narayanswamy, retired in same vacancy year -2005 were promoted vide O.M. No.4/4/2008-CS-I(D) dated 07.01.2009                                                                                            | After Retirement                 |
| 4.     | ✓ In Delhi High Court - Sh. D.S. Thakur, Retired Dy. Registrar w.e.f. 31.01.2006 promoted as Jt. Registrar w.e.f. 31.08.2005 vide Office Order No.199/Estt.-E-I/DHC dated 21.08.2006                                               | After Retirement                 |
| 5.     | 200 Junior Engineers in CPWD through UPSC, promoted Asstt. Engineers w.e.f. 31.12.1976 vide DG(W) CPWD order NO. 313 of 1986 vide No. 30/18/85-ECI/91 dated 11.11.1986                                                             | From 10 years back               |
|        | Examples in CGA's (Min. of Finance) own office                                                                                                                                                                                     |                                  |
| 6.     | About 100 Direct Recruited J.T.S. (ACA) officers, promoted in the same cadre of STS Grade of DY.C.A. before their eligibility criteria of service                                                                                  | Before Eligibility criteria      |
| 7.     | 26 PAOs, promoted as Sr. AOs w.e.f. 01.05.1993 to 01.01.1995 vide O.M. No.A-32014/2/94/MFCGA (A)/Gr.B/178 dated 30.03.1995                                                                                                         | From 3 months to 3 years back    |
| 8.     | ✓ 25 PAOs promoted as Sr. AOs :- Sh. SITAB SINGH RETIRED AS PAO w.e.f. 31.07.2006 promoted as Sr.AO w.e.f. 01.04.2006 vide order No.A-32014/2/2005/MFCGA (A)/Gr.B/870 dated 19.10.2006                                             | After Retirement                 |
| 9.     | ✓ 20 Sr.AOs to J.T.S. (ACA) :- Sh. R.C. BANERJEE EXPIRED w.e.f. 20.04.2007 promoted vide order No. A-32013/8/2006/Gr. A/IND/2777-2813 Backdated 31.07.2007 (Received in Admn. Section on 03.08.2007)                               | After Death                      |
| 10.    | ✓ Sh. A.K. Gupta and Sh. J. L. Nanda, Retired w.e.f. 31.07.2007 were promoted vide above post dated order received in Admn. On 03.08.2007 and posted against the post of PAO which was lower than the post of Sr. AO and ACA       | After Retirement                 |
| 11.    | ✓ Sh. G.C. Hira, CA Retired w.e.f. 31.03.2003 was promoted w.e.f. 01.01.2003 vide order dated May/June 2003                                                                                                                        | After Retirement                 |
| 12.    | 69 PAOs were promoted as Sr.AOs w.e.f. 01.04.2005 to 01.04.2008 vide order No.A-32014/1/2008/MFCGA(Gr.B)/325 dated 31.05.2008                                                                                                      | From 2 months to 3 years back    |
| 13.    | 9 DANIPS in Min. of Home Affairs, promoted to Joint AGMU (UT-Segment) cadre of IPS vide Notification NO. 1-14011/08/2005-IPS.I(II) dated 02.01.2007 From Select Lists of 2002 and 2003                                             | From 2 to 5 years back           |
| 14.    | ✓ In Min. of C.A.F. & P.D., Sh. Kanai Kishore, Retired as Economic Adviser w.e.f. 30.03.2001, promoted to SAC (Grade-I of IES of Addl. Secretary Level vide order No. P-740/91-ESH postdated 30.03.2001 issued on 24.4.2001        | After Retirement                 |
| 15.    | 5 INS OFFICERS IN RAJASTHAN RETIRED BETWEEN 2005-2008 BUT PROMOTED FROM 1994-95 NIDE DOPT'S ORDERS DATED 20-4-2018 NAMES ARE - ① HARISH KRISHNIYA, ② K.R. KAM LESH, ③ ARUN KUMAR DSHA, ④ HARISH CHAND SHARMA ⑤ RANBIR CHAND SHARMA | AFTER RETIREMENT                 |
|        | NOTE:- FROM NEWS PAPER- "THE HINDU ENGLISH", FRIDAY APRIL-27, 2018                                                                                                                                                                 | FROM 14 YEARS BACK               |
|        |                                                                                                                                                                                                                                    | Amendment - I-A.                 |