

F. No.14039/06/2014 -UTS-I
भारत सरकार/Government of India
गृह मंत्रालय/Ministry of Home Affairs

North Block, New Delhi-1
Dated the 2^o February, 2014

To

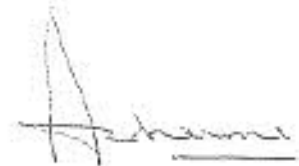
Shri Nikhilesh Bhowmik,
C/O Shri Amarendra Nath Bhowmik,
Post + Vill: Aranghata, PS: Dhantala,
Dist. Nadia, Master Para, Pin. 741 501,
West Bengal.

Sub: Information sought by Shri Nikhilesh Bhowmik under section 6 of the Right Act, 2005 - regarding.

With reference to application dated 31.01.2014 filed by Shri Nikhilesh Bhowmik, it is hereby informed that information sought does not pertain to UTS-I and UTS-II Sections of this Ministry. The said application is more closely related to the DS (ANL)/CPIO, Ministry of Home Affairs, New Delhi. Hence the instant RTI application is being transferred to the DS(ANL)/CPIO, Ministry of Home Affairs, New Delhi under section 6 (3) of the RTI Act, 2005 to provide the reply to the applicant directly.

2. The name and address of the Appellate Authority is as under:

Sh. I.S. Chahal,
Joint Secretary (UT),
Ministry of Home Affairs, North Block,
New Delhi - 110001.



(Anuj Sharma)
Director (Services)/CPIO
Tel.2309-2436

Copy under section 6(3) of RTI Act, 2005 to:

24/2/14
The Deputy Secretary (ANL)/ CPIO, Government of India, Ministry of Home Affairs, New Delhi - 110 001 with the request to furnish the reply of the application directly to the applicant. Copy of the relevant application is enclosed.

Issued with Enclosure
Date... 2/1/02/14.....
Sign.....

(Anuj Sharma)
Director (Services)/CPIO
Tel.2309-2436

o/c

3128/RTI/Services

3/2/14

17/c

SER/14/1888

3/2/14

To
The Public Information Officer,
Services Department (ACP Cell),
Government of National Capital Territory of Delhi,
5th Level, A-Wing, Delhi Sachivalaya, I.P. Estate,
New Delhi-110002.

Subject : Seeking information according to RTI Act 2005 : regarding MACPs issue as per DOPT OM No. 35034/3/2008-Estt(D) dated 19.05.2009 and other information etc.

Sir,

I am enclosing an IPO No.97E 902929 of Rs.10/- for seeking information according to RTI Act 2005 may please be acknowledged and additional IPO No.97E 902930 of Rs.10/- for supplying information required from your end please. The following information are made to your kind reference and necessary action.

1. I had been selected on 1st appointment through UPSC to the post of Training & Placement Officer in Govt. Polytechnic under Directorate of Training & Technical Education, Govt. of NCT of Delhi vide UPSC recommendation letter No.F.1/547/98-RV/Roll No.4 dated 19.01.2000 which states that the offer of appointments of this post will also be subject to such conditions as are applicable to all such appointment under Central Government (copy enclosed at Annexure 1).
2. And thereafter Government of Delhi has offered appointment to the post of Training & Placement Officer in Govt. Polytechnic under Directorate of Training & Technical Education, Govt. of NCT of Delhi vide their letter No.2/158(2)/99/TE/AD/1533 dated 06.06.2000 with reference to the said UPSC recommendation letter No.F.1/547/98-RV/Roll No.4 dated 19.01.2000, Lt. Governor, Delhi is pleased to appoint Shri Nikhilesh Bhowmik against a permanent post of Trg. & Placement Officer under the Directorate of Training & Technical Education, Govt. of NCT of Delhi on an initial pay to be fixed according to the rules of instructions issued by the Govt. of India as the case may be in the scale of Rs.8000-275-13500/- (Revised) and many other points therein (copy enclosed at Annexure 2). And hence, I joined in that Department on 30-06-2000.
3. Sir, thereafter I again selected through UPSC on 2nd appointment in the same scale of pay in Central Government Department and joined on 01.02.2005 after got relieved from Govt. of NCT of Delhi service on 31-01-2005 (A/N) through proper relieving order from Govt. of NCT of Delhi with the direction to join in Central Govt. Deptt. I rendered Govt. of NCT of Delhi service from 30.06.2000 to 31.01.2005. My present Central Govt. service (2nd appointment selected through UPSC) has counted my previous service rendered at Govt. of NCT of Delhi (w.e.f. 30.06.2000 to 31.01.2005) with pay protection under FR 22 (I) (a) (I) in accordance with CCS (Pension) Rules 1972. I am continuing in the same scale of pay of Rs.8000-275-13500/- since 30.06.2000 to till date without a single day break in service.
4. My present appointment in Central Govt. Department has also been made on the recommendation of UPSC and therefore from the facts that both of my appointments, (i) Government of National Capital Territory of Delhi (ii) Central Government Department have been based on recommendation of UPSC, it is obvious to me that service rendered by me in Govt. of NCT of Delhi, shall be considered along with service rendered in Central Govt. Deptt. for 1st financial upgradation under MACP Scheme as per DOPT's OM No.35034/3/2008-Estt(D) dated 19.05.2009. It may kindly be further noted that my appointment in Govt. of NCT of Delhi was made in the scale of Rs. 8,000 - 275 - 13,500/- (Gp-'A') and on my second appointment in Central Government Department dated 01.02.2005 once again my appointment was made in identical scale of Rs. 8,000 - 275 - 13,500/- (Gp-'A'). In view of the aforementioned and the fact that my previous service in Govt. of NCT of Delhi, has been counted further for continuation by my present Central Govt. Deptt. and therefore, I am to state that I have continued to stagnate in the same grade of pay for more than 13 (thirteen) years w.e.f. 30.06.2000 (1st appointment in Govt. of NCT of Delhi) without any single day break as on date without any further promotion.

.....2/-

Roll
4/2/14

CS (Laxmi)

6/2/14

MD

14/2
B

5. It may kindly be noted that as per the Para 10 of DOPT O.M. No. 35034/3/2008-Estt.(D) dated 19th May 2009 stated that "past service rendered by a Govt. Employee in a State Government/Statutory Body/Autonomous Body/Public Sector Organization, before appointment in the Government shall not be counted towards Regular Service".
6. Further it may kindly be noted that Govt. of NCT of Delhi has issued a letter for the implementation of the said DOPT OM No. 35034/3/2008-Estt(D) dtd 19.05.2009 for granting MACPs to their all departments vide their letter No.F.37/3/2009-AC/MACP/dsfa/3207 dated 07.12.2009 of Finance (Accounts) Department, Delhi Secretariat issued by Shri R. K. Blaggan, Dy. Secretary Finance and other reference copy of MACP order no. 27 vide their letter no. F.4(7)/2013/MACP/Services/Gr.IV(Dass)/1120-1131 dtd 01.10.2013 is also attached herewith for your kind reference.(Copy enclosed at **Annexure 3**).
7. In another case Govt. of NCT of Delhi, Finance Department has issued a letter for "Payment of Dearness Allowance to Central Government Employees - Revised rates effective from 01.07.2013" according to Ministry of Finance, Department of Expenditure, GOI OM No.1-8/2013-E.II(B) dated 25th September,2013 vide their F.No.4(88)/Fin.(Estb - III)/2010-11 dated 27.09.2013 (copy enclosed at **Annexure 4**).

In view of the above facts in my case I wish to know the information under RTI Act 2005:

- (a) whether my employment period in the Govt. of NCT of Delhi w.e.f 30.06.2000 to 31.01.2005 (i.e 1st appointment through UPSC) is coming under the State Government/Statutory Body/Autonomous Body/Public Sector Organization?
- (b) The Govt. of NCT of Delhi is coming under which Ministry under Government of India?
- (c) Whether Govt. of NCT of Delhi is coming under a State Government/Statutory Body/Autonomous Body/Public Sector Organization or Union Territory?
- (d) Whether Govt. of NCT of Delhi has considered the granting of MACPs according to said DOPT OM for the employee who has joined from Central Government Department to GNCTD and combined with both the service Central Govt. & GNCTD without any break in service in the same scale of pay for particular regular service 10/20/30 years for granting MACP benefit? If so, a copy of anyone MACP Order (Photocopy with attested or certified copy) may kindly be provided.

The introduction of the ACP/MACP Scheme, by DOPT, GOI is to alleviate stagnation as regards an employee who has a number of regular years of service on the same grade without any avenue of promotion.

It is, therefore, requested to you that the above mentioned information may kindly be provided to me as early as possible.

Thanking you Sir,

Yours faithfully,

Dated : 31.01.14

(NIKHILESH BHOWMIK)

C/O Shri Amarendra Nath Bhowmik,
Post + Vill : Aranghata, PS: Dhantala,
Dist. Nadia, Master Para, Pin.741 501,
West Bengal.

With enclos. 1. IPO No. 97E 902929 of Rs.10/- & IPO No. 97E 902930 of Rs.10/-
2. Annexure 1 to 4.