

AIR & Doordarshan Engineers' Association (Regd.)

(An Association of Media Engineering Officers)

(Recognised by Govt. of India)

Room No. 333, Akashvani Bhawan, Parliament Street, New Delhi-110 001

P N Bhakta
General Secretary,
Mobile: 9868915663

Dated: 15th July, 2010

To

The Secretary,
Ministry of Information and Broadcasting,
Shastri Bhawan,
New Delhi-110001.

Sub: Delay in holding various DPCs in IB(E)S Cadre

Sir,

This has reference to our discussions with Member Personnel (PB) in the presence of DG : AIR and E-in-C : AIR on 14-7-2010, regarding convening DPCs in various levels of IB(E)S cadre in general and holding of DPC for JTS to STS level in particular.

Sir, it has come to the notice of association that department is considering to hold *ad hoc* DPC for JTS to STS, on the plea that several cases are pending in court/CAT on the seniority list, for which we did not agree in the meeting held with Member Personnel (PB). I would like to bring to your kind notice that the relevant rule on *ad hoc* promotions also does not allow authority to do so. The relevant rule on *ad hoc* promotions says as follows:

Ad hoc promotions should not be made for the reasons:-

- (i) Absence of Recruitment Rules
- (ii) Revision of Recruitment Rules
- (iii) **Cases are pending in court / Tribunal for resolution of disputed seniority list.**

(Abstract from SWAMY's Hand Book – 2010, page no. 22. Copy enclosed for your ready reference)

Therefore, in light of the above, I request your good self to direct DG: AIR to convene regular DPC for JTS to STS level at the earliest without creating any further complication.

With kind regards,

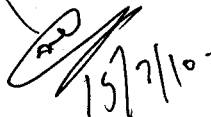
Yours, faithfully


(P. N. Bhakta)

Copy for kind information and necessary action:

- (1) The Member Personnel, Prasar Bharati, P T I Building, New Delhi. 110001 with a request to direct DG : AIR to convene Regular DPC for JTS to STS.
- (2) The Director General, All India Radio, New Delhi
- (3) The Engineer-in-Chief, All India Radio, New Delhi

o/c


15/7/10

(P.N. Bhakta)

15/7/10
12:15 PM.

are written calendar yearwise or financial yearwise. But no crucial date will be applied for the promotion from the grade of Rs. 22,400-24,500 to Rs. 22,400-26,000/24,050-26,000 (S-30 to S-31) in Group 'A' services. All the officers who are holding the posts in the lower grades on regular basis as on the date of meeting of DPC can be considered for promotion by DPC.— *Chapter 54.*

[G.I., Dept. of Per. & Trg., O.M. No. 22011/1/2005-Estt. (D), dated 27-10-2005.]

3. *Ad hoc* Promotions

1. *Ad hoc* promotions should not be made for the reasons.— (i) Absence of Recruitment Rules, (ii) Revision of Recruitment Rules, (iii) Cases are pending in Courts / Tribunals for resolution of disputed seniority list.

2. **Revision of Seniority List.**— Unless there is a clear stay in a Court case against making regular promotions, the existing seniority list should be followed and persons recommended by DPC promoted, with the stipulation that promotions are provisional subject to decision of the Courts / Tribunal. After the decision, necessary readjustments will be made.

3. **Cases where *ad hoc* promotion can be made.**—

- (i) Where there is no candidate in the approved panel.
- (ii) Where there is injunction by Court / Tribunal against filling up the vacancy on regular basis and the post cannot be kept vacant till the final judgment.
- (iii) *Filling up short-term vacancies.*— Approved panel should be prepared taking into account vacancies likely to arise in the year. Seniormost in the panel should be appointed against short-term vacancies of more than 45 days on *ad hoc* basis.

4. **Procedure for filling short-time vacancies on *ad hoc* basis.**— Promotion of the officer in the feeder grade may be made on seniority-cum-fitness basis even if 'selection' method is prescribed for regular promotion after proper screening to ensure satisfaction of the eligibility conditions. If there are no eligible officers, relaxation by the Competent Authority in exceptional circumstances, is necessary.

5. **Reservation for SC/ST.**— Applicable for *ad hoc* promotions also.

[G.I., Dept. of Per. & A.R., O.M. No. 36011/14/83-Estt., (SCT), dated 30-4-1983.]

6. **Promotion Order to be specific.**— The order should clearly mention that the promotion is purely on *ad hoc* basis and does not confer any right on the officer for a regular promotion and that he may be reverted to his lower post at any time.

7. **When disciplinary proceeding initiated against officer in a higher post on *ad hoc* basis.**— If the *ad hoc* appointment is against purely temporary vacancy or if he has held the *ad hoc* appointment for less than a year, he should be reverted. If the *ad hoc* appointment is purely for administrative