



DELHI JAL BOARD
GOVERNMENT OF NCT OF DELHI
OFFICE OF THE ASSISTANT COMMISSIONER(T)
VARUNALAYA, PHASE-II, KAROL BAGH, NEW DELHI-110005.
PHONE No. 011- 23510241.

F.No.385(2016)/DJB/AC(T)/Court Case/ 33310

Dated : 21.06.2019

CIRCULAR

Subject : Regarding - Reservation to Migrants SCs/STs in the Union Territory/GNCT of Delhi – The Hon'ble Supreme Court's Judgment dated 30th August, 2018 in Civil Appeal No.1085/2013 (Bir Singh Vs. DJB) and Civil Appeal No.8802/2012 (Ashok Chowdhary Vs. DJB) in the matter related to "A.K. Awasthi Vs. DJB" (OA No.2181/2010) being referred in promotion orders issued by all the Administrative Sections of Delhi Jal Board.

1. Shri A.K. Awasthi filed the above OA No.2181 of 2010 before Hon'ble CAT challenging the seniority list of EE(E&M) issued on 09.07.2010 **on the ground that SC/ST, who migrated from other States and are not in the list of SC/ST of Government of NCT of Delhi, have been accelerated promotions and placed above them.**
2. The Hon'ble CAT vide its orders dated 07.09.2010 passed order in favour of Shri A.K. Awasthi & Ors.
3. The said order dated 07.09.2010 by Hon'ble CAT was further challenged by DJB in Delhi High Court vide W.P. (C) 1513 of 2011 wherein, the Hon'ble High Court directed that there shall be stay on the operation of the order dated 07.09.2010 passed by CAT (Principal Bench) in OA No.2181/2010 (A.K Awasthi & Ors V/s DJB).
4. Shri Ashok Choudhary and Bir Singh had separately filed Civil Appeals Nos 8802/2012 and 1085/2013 before the Hon'ble Supreme Court of India with a prayer that the order dated 12.09.2012 passed by Hon'ble High Court of Delhi in WP (C) 1513 of 2011 (DJB Vs. A. K. Awasthi) be set aside.

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5. The Hon'ble Supreme Court of India vide its judgment dated 30th August, 2018 has decided the above issue, that the PAN India Reservation Rule relating to services under the Union and the States/Union Territories will prevail, which means people belonging to SC & ST Category who migrated to NCT of Delhi from other states cannot be denied benefit of reservation in government jobs in subordinate services of Delhi.

The Detailed Decision in the matter may also be downloaded from the website of Hon'ble Supreme Court of India.

This issues with the approval of Competent Authority.



(HARBHAJAN KAUR)
ASSISTANT COMMISSIONER(T)

Copy for kind information to :-

1. P.S. to Vice-Chairman, Delhi Jal Board for information please.
2. CEO,DJB
3. Members(A)/(Fin)/(WS)/(DR)/CVO
4. All Directors/All CEs/Secretary, DJB/Secy. to CEO,DJB
5. All Jt. Directors/All SEs/All EEs
6. AC(B)/AC(D)/AC(G)-I/AC(G)-II/AC(LW)/AC(W)/AC(L&E)/AC(CR) Cell
7. EE(EDP)—to update in DJB website.
8. **Jt. Secretary(Services)**, Service Department, Delhi Secretariat, GNCTD – for kind information w.r.t. to letter No.F.19(05)/2010/S.IV/279 dated 09.11. 10.
9. **Dy. Secretary(Water)**, Department of Urban Development, Delhi Secretariat, GNCTD – for kind information w.r.t. letter No.16(261)/UD/W/2010/1003 dated 18.11.2010.


ASSISTANT COMMISSIONER (T)




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