

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 25th April, 2018

Complainant : Sh. Manoj Kumar Sharma.

Respondent : The Director,
Directorate of Education,
Govt. of NCT of Delhi,
Old Secretariat,
Delhi – 110054

Grievance No. : PGC/2018/Edn./01
Grievance filed on : 29/ 01/ 2018
First hearing in the PGC : 27/ 03/ 2018
Scheduled on

1. Brief facts of the complaint

Shri Manoj Kumar Sharma filed a complaint in PGC on 29/01/2018 in connection the harassment to a senior citizen / retired official by the Management of C.L. Bhalla D.A.V. Sr. Sec. (Govt. Aided) School, Jhandewalan, New Delhi, by not paying the T.A./Conveyance Charges on account of acting as Defence Assistant in D&AR case.

2. Proceedings in the Public Grievances Commission

The PGC convened its first hearing in the case on 27.03.2018 and the latest on 25.4.2018 wherein the following were present:

Complainant : Present.

Respondent : Shri Arun Arya, Principal, CL Bhalla DAV Sr.Sec.School,
Jhandewalan.
Sh. R.K. Sharma, AO (C/ND), Dte.of Education.
Sh. Arvind Kumar, DDE, Zone-28, Dte.of Education.

3. Relevant facts emerging during the hearing

An ATR has been filed by Dy.Director Education, Zone-28, GNCT of Delhi stating that *"the case file of Sh. Manoj Kumar Sharma, Defence Assistant was forwarded to Sr.A.O.*

*(Cash)/HQ, Dte.of Education by this office for further action/direction in the matter and the Sr.A.O. (Cash)/HQ, Dte.of Education has directed in the matter vide this office note dated 11.4.2018 that **the expenditure in r/o defence assistant on account of T.A. will be borne by the office to which delinquent govt. servant belongs as per GID below SR 154.***

In this connection, it would also be pertinent to state that the complainant vide his representation dated 24.4.2018 has stated that the fee of Inquiry Officer and Presenting Officer has been paid by the School Managing Committee, there is no reason that the T.A. of Defence Assistant should not be paid by the SMC from the same source and in this behalf he has requested that the MC of the School be directed to pay the T.A. to the complainant.

Accordingly, vide this office letter dated 21.4.2018, the HOS/Manager of C.L.Bhalla DAV Sr.Sec.School, Jhandewalan, New Delhi was directed to make payment of T.a. claim to Shri Manoj Kumar Sharma, Defence Assistant immediately.”

The issue is that of payment of Travelling Allowance to be made to the Defence Assistant in an inquiry. The Principal of the School has stated that it is to be covered under 95% proportionate funds to be given by the Government for an aided school.

However, Sr.Accounts Officer of the Education Department has categorically stated that as per the rules and procedures, 95% of Govt. Aid is meant only for salaries and allowances of employees and for expenditure of all other kinds, it is the Management of the School which is responsible.

At this juncture, the complainant has given a letter to the Commission and informed that the School Management has already made payments to the Inquiry Officer as well as the Presenting Officer from their funds.

4. Directions of the PGC

In view of the above, the Commission does not agree with the stand taken by the Principal of the School and advises the Principal to ensure that the Management releases the Travelling Allowance of the Defence Assistant for the inquiry without any further delay.

Further, in view of the similar such cases in which the payments are not released to the persons by the Management of Aided Schools, the Commission advises Director (Education), GNCT of Delhi that instead of passing such amount to the Management of

the School, it should be passed on to the account of individual directly and directions be given to the Management Committee to release the remaining 5% amount as soon as possible.

In view of the above observations and advice of the Commission, the case of the complainant is closed in PGC.

(N. DILIP KUMAR)
MEMBER

Copy to :-

1. The Director, Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
2. Shri Arvind Kumar, Dy. Director of Education, Zone-28, Govt. of NCT of Delhi, Block No.06, Jhandewalan, Karol Bagh, New Delhi.
3. Sh. Manoj Kumar Sharma.
4. PS to Member, PGC, GNCTD.