"No carelessness until there is a cure. Wear Mask, follow physical distancing & maintain hand hygiene."

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

Date of hearing: 13.04.2021

Complainant : Sh.Naresh Pal Singh – Present.

Respondent : The Director,
Dte.of Education, GNCTD.
Through Dr. Pramod Katiyar, Dy. Director of Education,
Distt.North East-II.

Sh.Ram Kumar,
Distt.Coordinator/PGT

Sh. Lalsab, V.Principal(HOS), GBSSS,
Shivaji Park – Present.

Grievance No. : PGC/2019/A.II/Edn./26

1. Brief facts of the complaint

1. Shri Naresh Pal Singh has filed a grievance petition before Public Grievances Commission aggrieved by recovery of increment at the time of promotion as PGT. It is stated by the complainant that he was promoted to the post of PGT in November, 2006. At the time of promotion, he was given increment. Thereafter, he got MACP-III in September, 2008. During the audit held in May, 2016, the audit party pointed out that he was given increment correctly but grant of MACP-III was not correct. A para for recovery of Rs.4.00 lacs was prepared. The file was sent to the Office of Dy.Director of Education(East), GNCTD who clarified that MACP was correct but grant of increment was not correct.

The complainant further stated that he retired in July, 2016. At the time of retirement, recovery of increment was made. The file was sent to Delhi Secretariat for clarification. The said para was settled and file was returned to School Authorities. On 6th August,

2018 he wrote to Dte.of Education, GNCTD but no action has been taken so far. He also requested DDO and Dy.Director of Education to resolve this issue but no action has been taken so far. He has requested for Commission's intervention for direction to Dte.of Education for taking needful action.

2. <u>Facts emerged during the proceedings.</u>

2.1 An action taken report has been filed by Dr. Pramod Katiyar, Dy.Director of Education, Distt.North East-II. It is stated in the report that "*Hon'ble PGC has advised to the complainant in point No.3.4 in PGC order dated 11.01.2021 to file a fresh representation giving specific details/comparative statement between previous employee and justification to the respondent department/district office to enable them to forward the complete proposal to the Dy.Controller of Accounts for examination and decision."*

In this regard, it is humbly submitted that the complainant has submitted representation without specific information to this office, as desired by Hon'ble PGC.

With reference to point No.3.4 in PGC order dated 11.01.2021, it is submitted that the complainant has not provided specific details/comparative statement for further justification of the case till now.

If only, he could provide specific details/comparative statement between previous employee who were given the benefits, the Dy.Controller of Accounts (East) would decide the case accordingly. However, the matter is already under consideration for final decision and final justification to the DCA in the office of RDE (East) as per available information in this office."

2.2 The departmental representative stated that the complainant has been give notice of recovery in the year 2016 when the same was observed by the Directorate of Audit, wherein, increment on promotion was found incorrect. Further, the department representative furnished a letter which, the complainant has written to the HOS of the concerned school dated 11.07.2016 stating therein that the amount pointed out by the Audit Dte. for recovery, may be recovered from his salary for the month of July 2016.

2.3 The complainant during the hearing admitted that he has consented to the department for recovery of the said amount from salary for the month of July 2016. However, he has submitted that he agreed for the recovery of said amount under duress.

3. Directions :

3.1 The case stands disposed of as the departmental representative present in the hearing submitted that the complainant has written to the HOS of the concerned school on 11.07.2016 stating therein that the amount pointed out for recovery by the Department of Audit, GNCT of Delhi, may be recovered from his salary for the month of July 2016 and the complainant also confirmed the same during the hearing. Further, the complainant is at liberty to approach

the Education Department as well as the Commission in case he has any further grievance with regard to his present complaint.

(MRS. MADHU SHARAN)
MEMBER(PGC)

PGC/2019/A-II/Edn./26 Dated:

1. The Director, Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
2. The Dy.Director of Education(HQ)/Nodal Officer(PGC), Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
3. Dy.Controller of Accounts, District East, Dte.of Education, GNCT of Delhi, O/o.Regional Director of Education(East), Sarvodaya Co.ed.Sr.Secondary School, I.P. Extension, Patparganj, Delhi-110092.
4. Principal/HOS, Govt. Boys Sr.Secondary School, Shivaji Park, Shahdara, Delhi-110032.
5. The Dy.Director of Education, District North-East, GNCT of Delhi, RPVV, B-Block, Yamuna Vihar, Delhi-110053.
6. Sh. Naresh Pal Singh