

6935

15/11/2015

सेवा में,

जन सूचना अधिकारी / विदेश मंत्रालय,
जवाहर लाल नेहरू भवन,
23 जनपथ, नई दिल्ली -110011

विषय :- सूचना अधिकार अधिनियम 2005 के अर्न्तगत सूचना
दिये जाने बारे

श्रीमान जी,

निवेदन है कि आवेदक निम्न सूचना, सूचना के अधिकार अधिनियम के तहत चाहता है। इसके लिए निर्धारित 50/- रुपये फीस भारतीय पोस्टल आर्डर / रसीद नं० 775890 दिनांक 4-11-15 इस पत्र के साथ संलग्न है। इसके अतिरिक्त मांगी गई सूचना देने में कागजों आदि पर विभाग का कोई अन्य खर्चा लगता है तो नियम के अनुसार आवेदक उक्त खर्चा देने का पाबन्द रहेगा।

1.	आवेदक का नाम व पता	बैष्णों देवी पत्नी स्व० श्री राधेश्याम पुत्र जयदयाल निवासी गांव दादरी तोए तह० व जिला झज्जर (हरियाणा)। पिन कोड नं० 124103 मो० नं० 09729258409
2.	सूचना जिस माध्यम से चाहिए	सभी ममलों की प्रमाणित प्रतियां, राष्ट्रीय भाषा हिन्दी में अंकित कोपी प्रार्थीया को 15 दिन के अन्दर- अन्दर दी जावे।

Handwritten signature and date: 14/11/2015

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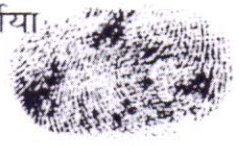
3. सूचना का माध्यम	रजिस्टर्ड डाक द्वारा
4. सूचना जो चाहिए	:-
<p>1. यह कि प्रार्थीया का पति स्व० श्री राधेश्याम पुत्र जयदयाल निवासी गांव दादरी तोए तह० व जिला झज्जर (हरियाणा) आपके विभाग में बतौर चालक (Chauffer) के पद पर, पी.ई.-सैक्शन में कार्यरत था, जिसकी ड्यूटी के दौरान दिनांक 29-7-2005 को मृत्यु हो गई थी ।</p> <p>2. यह कि आपके विभाग के नियमों के अनुसार स्व० राधेश्याम के परिवार में से किसी एक व्यक्ति को आपके विभाग में नौकरी दी जानी थी, जबकि प्रार्थीया के बार-बार प्रार्थना करने के बाद भी आपके विभाग ने उसके परिवार में से किसी को नौकरी ना दी, जबकि प्रार्थीया व उसका पुत्र आपके विभाग में किसी भी पद पर नौकरी करने को तैयार है ? इसका कारण बताया जाये ?</p> <p>3. यह कि प्रार्थीया के पुत्र संदीप को आपके विभाग ने एल. डी.सी. की नौकरी के लिए उपयुक्त उम्मीदवार मानते हुए उसका नाम वेटिंग लिस्ट में डाला था और उसको आश्वासन दिया था कि हमारे पास वेकेंसी आते ही हम आपको उपरोक्त पोस्ट पर नौकरी दे देंगे । लेकिन अब आपके विभाग द्वारा उपरोक्त नौकरी देने से इन्कार किया जा रहा है । इन्कार के कारण का पूर्ण विवरण बताया जावे ?</p>	

4. यह कि आपने संदीप के बाद आवेदन करने वाले पांडये, कमल, नंदन को अनुकम्पा के आधार पर नौकरी दे दी? उपरोक्त व्यक्तियों को किस आधार पर नियुक्ती दी गई है का पूर्ण विवरण दिया जावे? उपरोक्त व्यक्तियों की नियुक्ति की तिथि भी बताई जावे? उक्त सभी सूचना, सूचना अधिकार अधिनियम के तहत सम्बन्धित विभाग की सम्बन्धित रिकार्ड से रिकार्ड की सत्यापित कोपी दी जावे।

उपरोक्त बिन्दु में मांगी गई जानकारी निर्धारित समय अवधि के अन्दर प्रार्थीया के पते पर उपलब्ध करवाने का कष्ट करे । यह मांगी गई सूचना या इसका कोई भाग आपके कार्यालय से सम्बन्धित ना हो तो इसे सूचना के अधिकार अधिनियम की धारा 6(3) / 5(4) के तहत सम्बन्धित कार्यालय को भेजते हुए प्रार्थी को भी सूचित करे।

R.T.I. Bargarh

प्रार्थीया



वैष्णों देवी पत्नी स्व० श्री राधेश्याम
पुत्र जयदयाल निवासी गांव दादरी
तोए तह० व जिला झज्जर
(हरियाणा) । पिन कोड नं०
124103
मो० नं० 09729258409



विदेश मंत्रालय, नई दिल्ली
MINISTRY OF EXTERNAL AFFAIRS
NEW DELHI

4

अति तत्काल
आर टी आई मामला
14 दिसंबर, 2015

संख्या क्यू/वेल/851/6/2015

श्रीमती बिष्णों देवी
पत्नी स्वर्गीय श्री राधेश्याम
ग्राम दादरी, तहसील तथा जिला

इज्जर-124103

महोदया,

कृपया दिनांक 16.11.2015 के अपने आर टी आई आवेदन संख्या आई पी ओ/858/आर टी आई/एम ई ए/15 का संदर्भ लें जो आपके पुत्र श्री संदीप की अनुकंपा आधार पर नियुक्ति से संबंधित है।

2. आपके द्वारा पूछे गए प्रश्नों के उत्तर निम्नानुसार हैं :

(क) केंद्र सरकार में कार्यरत अधिकारियों के आश्रितों की अनुकंपा के आधार पर नियुक्ति करने हेतु मौजूदा दिशानिर्देशों के अनुसार, अनुकंपा आधार पर नियुक्ति के लिए सीधे भर्ती कोटा में 5 प्रतिशत तक रिक्तियाँ रखी जाती हैं। ऐसे पद काफी कम संख्या में हैं। 1999-2007 की अवधि के दौरान समूह- 'घ' पदों में कोई रिक्तियाँ नहीं थी। 2007-08 के दौरान अनुसूचित जनजाति तथा सामान्य श्रेणी में केवल एक-एक पद रिक्त थे। सभी योग्य अभ्यर्थियों का आकलन करने के लिए मंत्रालय द्वारा गठित समिति द्वारा अभ्यर्थी का चयन करने का निर्णय लिया जाता है। इन बाध्यताओं को देखते हुए अनुकंपा आधार पर नियुक्ति के लिए सभी संभावित पात्र अभ्यर्थियों को शामिल कर पाना संभव नहीं होगा।

(ख) यह भी उल्लेखनीय है कि डी ओ पी टी के दिनांक 5 मई, 2005 के कार्यालय ज्ञापन संख्या 14014/19/2002 - स्था (डी) में उल्लिखित वर्तमान दिशानिर्देशों के अनुसार, अनुकंपा आधार पर नियुक्ति के लिए विचार करने हेतु किसी व्यक्ति का नाम शामिल करने का अधिकतम समय तीन वर्ष था।

(ग) सर्वश्री दिनेश पांडे, कमल कुमार तथा नंदन सिंह के आश्रितों को चयन समिति द्वारा चयन किया गया था तथा उन्हें 6 मई, 2015 को नियुक्त किया गया था। संगत टिप्पणियों की प्रति संलग्न है।

(घ) यदि आप इस उत्तर से संतुष्ट नहीं हैं, तो आप इस पत्र की प्राप्ति के 30 दिनों के भीतर डॉ नीना मल्होत्रा, संयुक्त सचिव (ई जी एवंआई टी तथा कल्याण) तथा अपीलीय प्राधिकारी, विदेश मंत्रालय, कमरा संख्या 74, साउथ ब्लॉक नई दिल्ली को एक अपील दायर कर सकते हैं।

भवदीय,

(वाई. के. शुक्ला)

अवर सचिव (कल्याण एवं सी पी आई ओ)

दूरभाष: 49015300

फैक्स: 49015233



विदेश मंत्रालय, नई दिल्ली
MINISTRY OF EXTERNAL AFFAIRS
NEW DELHI

MOST IMMEDIATE
RTI MATTER

No.Q/Wel/851/6/2015

14th December, 2015

Smt. Bishno Devi,
W/o late Shri Radheshyam
Village Dadri, Tehsil & District,
JHAJJAR-124103

Madam,

Please refer to your RTI application No. IPO/858/RTI/MEA/15 dated 16.11.2015 regarding compassionate appointment of your son, Shri Sandeep.

2. Replies to your queries are furnished below:

a. As per existing instructions for making appointments on compassionate grounds of the dependents of the officials working under the Central Government, up to 5 % of the vacancies in the direct recruitment quota are held back for filling through compassionate appointments. Such posts are limited in number. During the period 1999-2007 there were no vacancies in Group 'D' posts. During 2007-08 there was only one vacancy each in ST and General categories. The decision to select a candidate is taken by a Committee constituted by the Ministry to assess all the eligible candidates. Given these constraints, it is not possible to cover all the applicants who are potentially eligible for appointment on compassionate grounds.

b. It may be added that as per as per extant instructions of DOP&T, contained in O.M. No.14014/19/2002-Estt(D) dated 5th May, 2003, the maximum time a person's name could be kept under consideration for offering compassionate appointment was three years.

c. Dependents of S/Shri Dinesh Pandey, Kamal Kumar and Nandan Singh were selected by the Selection Committee and appointed on 6th May, 2013. The copies of the relevant notings are attached.

3. If you are aggrieved with this reply, you may file an appeal with Dr. Neena Malhotra, Joint Secretary(EG&IT and Welfare) & Appellate Authority, Ministry of External Affairs, Room No. 74, South Block, New Delhi within 30 days of receipt of this letter.

Yours sincerely,

(Y.K. Shukla)

Under Secretary(Welfare & CPIO)

Tele No.49015300

Fax No.49015233

Dy No 706/wel/2013
16/4/2013.

314/SS(AD)/13
21/01/13

6

1732
18/04

3 - 1 -
3 Ministry of External Affairs
Welfare Division

Cadre Cell has provided one vacancy in Grade VI for appointment as LDC and two vacancies in Class IV for appointment as MTS on compassionate grounds.

As like in previous years, a Committee would need to be constituted to make recommendations for appointment on compassionate grounds to the afore-mentioned posts which will then be put up to SS(AD) through JS(Welfare) for approval.

The following constitution of this Committee is proposed :

1. Director(ADP), Chairman
2. US(FSP)
3. US(/PC/PD) - for LDC (Grade VI) post
4. US(PE) - for Peon(Class IV) post
5. Welfare Officer

Staff of Welfare Section would provide secretarial assistance to this Committee.

Approval of SS(AD) is sought.

P. Mukherjee
(P. Mukherjee)
Welfare Officer
07.01.2013

*referred from Welfare Section
may kindly see*

~~JS(Welfare-II)~~ *8/1*

~~JS(Welfare/A&RM)~~ *9/1*

~~SS(AD)~~ *21/1*

~~JS(Welfare/A&RM)~~
↓
21/1

So (wel)

JS(PE)

- 2 -

Ministry of External Affairs
Welfare Division

7

Cadre Cell has made available one post of LDC in Grade VI, three posts for MTS in Class IV grade for appointment on compassionate grounds.

2. In this regard OM No.Q/14014/19/2002-Estt(D) of DOP&T dated 5th May, 2003 refers Flag "A" vide which a time limit of three years was prescribed for considering cases of compassionate appointments. Accordingly, Hitherto we were considering cases of dependents of such employees who had died in past three years.

3. However, DOPT has waived this condition vide their OM No.14014/3/2011-Estt(D) dated 26th July, 2012 placed below at Flag "B".

4. These instructions have been reiterated in DOP&T's instructions issued and received this month vide OM No.F.No.14014/02/2012-Estt(D) dated 16th January, received on 28.01. 2013 placed below at Flag "C".

5. Relevant excerpts of the instructions prevalent now are being reproduced below :

(a) ".....Any application for compassionate appointment is to be considered without any time limit and decision taken on merit in each case".

However it further goes to state that

(b) "Ministries/Departments can consider requests for compassionate appointment even where the death or retirement on medical grounds of a Government servant took long back, say five years or so. While considering such belated requests it should, however, be kept in view that the concept of compassionate appointment is largely related to the need for immediate assistance to the family of the Government servant in order to relieve it from economic distress. The very fact that the family has been able to manage somehow all these years should normally be taken as adequate proof that the family has some dependable means of subsistence. Therefore, examination of such cases would call for a great deal of circumspection. The decision to make appointment on compassionate grounds in such cases may, therefore, be taken at the level of the Secretary of the Department/ Ministry concerned."

6. This, therefore, necessitates a decision at the level of Secretary whether to consider all the cases pending with Welfare Division or to consider prescribing a cut off period for considering the applications for appointment on compassionate grounds.

7. It may be mentioned that cases pending with Welfare Division in this regard date back to year 1998 and if all these cases were to be considered the approximate number of eligible applications for Group 'C' (LDC) and (MTS) category would be 75 & 55 respectively. As against this, if cases for the last five years is to be considered the number of eligible applications for this two categories would be approximately 39 & 31 respectively.

For instructions, pl.

N.K. Saxena
(N.K. Saxena)
JS(Welfare /A&RM)
31.01.2013

~~SS(AD)~~

~~FS~~

SS(welfare)

~~SS(AD)~~

We can start with examination of cases from 5 years and less. And with a great deal of circumspection

8

Welfare Division

Reference SS(AD)'s instructions on pre-page.

The Cadre Cell has made available one vacancy in Grade VI (LDC) and three posts for appointment in Class IV Grade (MTS) against appointment on compassionate grounds for the recruitment year 2012-2013.

SS(AD) has approved the Committee consisting of Director(ADP) as Chairman and US(FSP)/US(PD)/US(PE) and Welfare Officer as members for making selection of candidates on compassionate grounds.

Director(ADP) may kindly indicate date and time convenient for holding the Meeting. Thereafter, a notice of meeting to all concerned will be issued.

P. Mukherjee
(P. Mukherjee)
Welfare Officer
4.3.2013

JS(Welfare/A&RM)

15/3

Director(ADP)

1200 hrs on March 22nd 2013

[Signature]
18/3

SO(Welfare)

*Kindly brief Dir (ADP),
well in advance, before the
meeting takes place.*

Aswika
18/3/13
SO(Welfare)

9

Reference notes on pre-page.

For the recruitment year 2012-2013, one vacancy for the post of LDC and three vacancies for the posts in MTS were made available by Cadre Cell for appointment as LDC and MTS respectively. Four candidates shortlisted for appointment against MTS and one for LDC were called for interview, which was conducted 22nd March, 2013 at 1200 hrs in the presence of the following members, besides the under-signed.

1. Director(ADP) - Chairman
2. US(FSP) - Member
3. US(PB/PE) - Member

The candidates below at S.No.1-3 and S.No.5 were interviewed.

1. Smt. Kumud Lata as LDC
2. Smt. Ganga Devi as MTS
3. Smt. Kamla Devi as MTS
4. Smt. Krishna as MTS
5. Smt. Renu as MTS

The fourth candidate viz Smt. Krishna S.No.4 above who was called for interview did not turn up. She informed requesting that since she has not been keeping good health and that she has to look after and get her two daughters married, her son may be considered for appointment in her place.


The committee decided to appoint the following four candidates on compassionate grounds this year since all the widows were deserving, in dire need of jobs and their incomes fulfilled the economic criterion.

1. Smt. Kumud Lata as LDC
2. Smt. Ganga Devi as MTS
3. Smt. Kamla Devi as MTS
4. Smt. Renu as MTS

The above three ladies at S.No.2-4 do not have the requisite educational qualification. In terms of DOPT's instructions, a relaxation can be given in case of widows if they do not possess the prescribed qualification, provided the duties of the post can be satisfactorily performed by her without possessing such educational qualifications.

SS(AD) is the competent authority for approving appointment of the candidates on compassionate grounds. We may solicit his approval to the appointment of the above four ladies as well as for relaxation of educational qualification and upper age limit in the light of instructions contained in Office Memorandum No.14014/6/94-Estt(D) dated October 9, 1998.

Submitted please.


(P.Mukherjee)
Welfare Officer
25.03.2013

US(PB/PE)

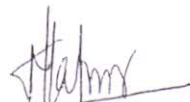
US(FSP)

Dir (ADP)


JS (wel)

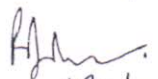
SS(AD)

JS (wel)


25/3/13

Kantilal Patel
25/3/13


7/4


15/iv/13

P. T. O

80 (wel)

Three candidates have been appointed as MTS, on compassionate grounds.

1. Smt Ganga Devi w/o late Sh. Nandan Singh
2. Smt Kamla Devi w/o late Sh. Dinesh Pandey
3. Smt. Renu w/o late Sh. Kamal kr.

The meeting was held on 25th March and approval for appointments were given. However signatures from JS (wel) & SS (AO) were obtained later due to exigencies (9th & 15th Apr respectively).

Appointment letters for the above-mentioned candidates may please be issued. It may also be considered whether appointment date can be given as on the date of meeting i.e. 25th March or later.

Let of welfare officer
16/4

~~AO (PE)~~

We may issue orders employing them w.e.f. the date approval of SS(AO) was obtained.

for further n.o. pls.
~~AO (PE)~~
Sh. Vikes.

~~[Signature]~~
15/4/13