

नगर निगम शिमला

नगर निगम शिमला की वर्ष 2020-21 की साधारण कृत्य कारक समिति की 12वीं बैठक जो दिनांक 18.03.2021 को दोपहर 12.30 बजे महापौर कार्यालय कक्ष में हुई, के कार्यवृत्त।

उपस्थित

- | | |
|------------------------|-------------------|
| 1 श्रीमती सत्या कौण्डल | मा0 महापौर-सभापति |
| 2 श्रीमती कमलेश मैहता | मा0 सदस्या |
| 3 श्रीमती रेनू चौहान | मा0 सदस्या |
| 4 कु0 कुसुम लता ठाकुर | मा0 सदस्या |

श्री आशीष कोहली, आयुक्त, नगर निगम शिमला।

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1.

कार्यवृत्तों की पुष्टि ।

नगर निगम शिमला की वर्ष 2020-21 की साधारण कृत्य कारक समिति की 11वीं बैठक जो दिनांक 20.02.2021 को हुई, के कार्यवृत्तों की पुष्टि की गई तथा सभापति द्वारा इन्हें हस्ताक्षरित किया गया ।



आयुक्त,
नगर निगम शिमला ।



Confirmed vide resolution
No.I.....of Ordinary C.F.C.
Meeting No. ...1st.....
held on.....


Chairman

**MEMORANDUM FOR CONSIDERATION OF GENERAL HOUSE
OF MC SHIMLA**

Name of Department : General Department

Name of HoD : Joint Commissioner

2(1)

Retirement in respect of Smt. Dayawati, Safai Karmachari, Health Deptt., MC Shimla.

Smt. Dayawati w/o Sh. Ami Chand, was appointed on regular basis as Safai Karamchari in the Health Deptt. of MC Shimla on 27.07.1998.

Smt. Dayawati has represented that she is suffering from CA(Gall Bladder) and is under treatment for cancer from the IGMC Shimla. She has further submitted that she would not be able to discharge her duty and accordingly, she has requested that her son may be given appointment on compassionate grounds.

Smt. Dayawati in support of her illness has furnished medical certificate of incapacity from the duly constituted Medical Board in IGMC Shimla on 17.12.2020, the recommendations of the Medical Board reads as under:-

"The Medical Board has examined Smt. Dayawati w/o Sh. Ami Chand on 11.12.2020 at 3:00 PM and the Medical Board is of the opinion that the patient is a known case of Carcinoma Gall Bladder Post Cholecystectomy on adjuvant Chemotherapy with recurrence in the form of subcutaneous module on scar site with obstructive jaundice. In view of poor general condition obstructive jaundice, prognosis has been explained to patient and the attendants. She is not fit to continue work in view of poor general condition and poor prognosis."

As per the provisions contained in Rule-38 of CCS (Pension) Rules, 1972 invalid pension is granted if a Govt. servant is retired from service on account of any bodily or mental infirmity which permanently incapacitates him/her for the service. In the

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instant case, Smt. Dayawati, Safai Karamchari has been declared unfit by the Medical Board to continue in service, therefore, she is required to be retired from service with the approval of the General House of the Municipal Corporation Shimla.

In so far as providing employment on compassionate grounds to her son is concerned, it is worthwhile to submit that para 2(d) of the Office Memorandum dated 07.03.2019 issued by the Govt. for providing 'Compassionate Employment' specifically provides that compassionate employment can be granted to the dependents of the Govt. servant retiring on medical grounds under Rule-38 of CCS(Pension) Rules, 1972 provided the employee so retiring has not crossed the age of 45 years. In the instant case Smt. Dayawati has already crossed the age of 57 years, therefore, her son is not entitled for compassionate employment.

Accordingly, the matter is placed before the General Function Committee for its consideration to retire Smt. Dayawati w/o Sh. Ami Chand, Safai Karamchari from service from the date of issue of order.


Commissioner


Additional Commissioner

साधारण कृत्यकारक समिति के उक्त मद संख्या 2(1) पर विचार-विमर्श उपरान्त समिति द्वारा विभागीय प्रस्तावना को अनुमोदित किया गया।

अतः मामला सदन सम्मुख अनुमोदनार्थ प्रस्तुत है।



**MEMORANDUM FOR CONSIDERATION OF GENERAL
FUNCTION COMMITTEE OF MC SHIMLA**

Name of Department : General Department

Name of HoD : Additional Commissioner

2(2)
**Regarding treating the period of training of
Veterinary Pharmacist as period spent on duty in
respect of Sh. Daulat Ram, Veterinary Pharmacist.**

It is submitted that Sh. Daulat Ram was appointed as Peon in the month of July, 1989 and was deputed with Market Superintendent. Keeping in view of performance in duty, the Market Superintendent vide letter dated 14.06.1990 recommended that the name of Sh. Daulat Ram, Peon may be nominated for training of Veterinary Pharmacist at Training Centre Chamba being possessing minimum qualification of Matric required for the said training course.

It is further submitted that the matter was considered and taken up with the Government for according necessary approval. The nomination of Sh. Daulat Ram, Peon of Municipal Corporation Shimla for training in Veterinary Pharmacist course for the session 1994-1996 at Chamba under Animal Husbandry Department was approved by the then Commissioner-cum-Secretary (Local Self Government), Govt. of Himachal Pradesh vide letter dated 24.12.1994 (**Annexure-A**) with the stipulation that the entire expenditure towards aforesaid training shall be borne by the Municipal Corporation Shimla. Sh. Daulat Ram was sponsored for the training of Veterinary Pharmacist vide this office letter dated 03.01.1995 with the condition that the expenditure on this account shall be borne by him and the entire period of training shall be treated as leave of the kind due and leave without pay. Since,

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Sh. Daulat Ram was nominee of the Municipal Corporation Shimla for undergoing training in Veterinary Pharmacist, therefore the period of training was to be treated as on duty.

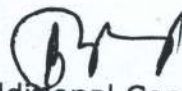
Sh. Daulat Ram after undergoing training in Veterinary Pharmacist was appointed as Veterinary Pharmacist in the year 2000 and has rendered fruitful services to the Municipal Corporation Shimla. He is going to attain the age of superannuation and will retire from service with effect from 30.04.2021. Now, he has represented that the due to wrong implementation of the approval so conveyed by the Govt. he has been put to immense financial loss as the period of training not covered by any leave has been treated as leave without which is not considered as qualifying service. Therefore, he has requested that the entire period of training be regularized by grant of study leave.

It is worthwhile to submit that the training was in the larger interest of the Municipal Corporation Shimla and further Sh. Daulat Ram was sponsored candidate of Municipal Corporation Shimla, therefore, the entire period of training was to be treated as on duty for all intents and purposes in view of the approval so conveyed by the Government vis-a-vis the provisions of Fundamental Rules.

Accordingly, the matter is placed before the General Function Committee for its consideration to treat the entire period of training Veterinary Pharmacist in respect of Sh. Daulat Ram, Veterinary Pharmacist commencing with effect from 04.01.1995 to 18.07.1996 as on duty for all intents and purposes.

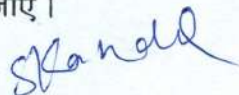


Commissioner



Additional Commissioner

साधारण कृत्यकारक समिति के उक्त मद संख्या 2(2) पर विचार-विमर्श उपरान्त समिति द्वारा विभागीय प्रस्तावना पर निर्णय लिया गया कि इस मामले को लेखा अधिकारी द्वारा examine करके Comments के साथ मामला सदन सम्मुख लाया जाए।



108/1/94

31-12-94

ANNEXURE-A

-173- Simla
Time Bond

अख्या: एल.एस.जी.ए. (1)2/78-III

हिमाचल प्रदेश सरकार
स्थानीय स्वायत्त प्रशासन विभाग

प्रश्न

अयुक्त सचिव (स्थानीय स्वायत्त प्रशासन)
हि. प्र. सरकार

सेवा के

अयुक्त
नगर निगम शिमला

दिनांक: शिमला-2, 24 दिसम्बर, 1994

विषय

वैली कार्मोसिस्ट (Vety Pharmacist) के
प्रशिक्षण हेतु एक सॉर्ट का आदेश।

महोदय

उपर्युक्त विषय पर कुम्भे, सचिव (पशु पालन)
हिमाचल प्रदेश सरकार के पत्र संख्या: ए.एस.जी.आई.-बी (12)-3/83
दिनांक: 19 दिसम्बर, 1994 का इत्यादि अलग करते हुए
कह देने का निर्देश हुआ है कि श्री डॉक्टर राम कर्मचारी
नगर निगम शिमला के पत्र में वर्णानुसार शर्तों के अंतर्गत
कार्मोसिस्ट का प्रशिक्षण दिलाने हेतु एक सॉर्ट आदेशित
(वैली प्रशिक्षण कोर्स वर्ष 1994-96) करने हेतु सरकार द्वारा
स्वीकृति उदान की गई है।

अवधीय

अयुक्त सचिव (स्था. स्व. प्र.)

हिमाचल प्रदेश सरकार

दिनांक: 24-12-94

स्थानीय स्वायत्त विभाग, हि. प्र. सरकार

अख्या: एल.एस.जी.ए. (1)2/78-III

दिनांक: 24-12-94
उपरोक्त निर्देश, स्थानीय स्वायत्त विभाग, हि. प्र. सरकार

अयुक्त सचिव (स्था. स्व. प्र.)

हिमाचल प्रदेश सरकार