

No: 170

Dated 30-12-2021

**ORDER**


Whereas, in order to finalize the seniority list an updated draft seniority list in respect of Technical & Ministerial employees (cadre wise) was circulated vide office letter No HB(S)/EA-I/2021/1954 dated 15.11.2021 to all Sections/Branches in the Chandigarh Housing Board for seeking objections/suggestions from the employees within a stipulated period.

And whereas, an objection was received jointly from Smt Rupinder Kaur, Smt Mamta Nagpal & Sh Manoj Kumar, Draftsmen vide diary No Admn. Officer/CHB/R-3041 dated 18.11.2021, requesting that in view of 'Ajit Singh Janujua' Judgment-I.A No I-3 in C.W.P. Nos 3792-3794', the seniority of 'Draftsman' may be re-fixed and their seniority should be placed above to Sh. Narinder Singh, Draftsman, as was in lower cadre as Junior Draftsman, in the existing seniority list of the Draftsmen in CHB.

And whereas, Sh Narinder Singh earlier in lower cadre as Jr. Draftsman was promoted as Draftsman on 08.06.2007 under reserved category by utilizing the roster point and he is placed above Smt Rupinder Kaur, Smt Mamta Nagpal & Sh Manoj Kumar, who were promoted on 04.02.2014, in the existing seniority list already circulated vide this office letter No HB(S)/EA-I/2020/1980 dated 14.09.2020.

And whereas, the Punjab Government vide memo No 3/34/99/3PP1/12565 dated 22.10.1999 circulated the instructions regarding implementation judgment of Hon'ble Court 'Ajit Singh Janujua' Judgment-I.A No I-3 in C.W.P. Nos 3792-3794' and issued a clarification on seniority vide memo No 4/40/13-3PP1/855 dated 10.10.2014. The said letters of Punjab Government are adopted by Chandigarh Administration vide No 28/9/94-IH(7)-2021/10478 dated 28.07.2021 and further, the same is adopted by the Chandigarh Housing Board vide letter No HB(S)/ADO/EA-I/2021/1565 dated 07.09.2021. As per said instructions:


- (a) The roster point promottees cannot claim seniority on the basis of date of continuous officiation.
- (b) Further, promotion of roster point promottees cannot be delayed to enable general category candidates to reach this level.
- (c) Seniority to be re-determined within the same levels only.

  
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And whereas, the copy of the representation made by Smt Rupinder Kaur, Smt Mamta Nagpal & Sh Manoj Kumar, Draftsmen along with judgment 'Ajit Singh Janujua' Judgment-I.A No I-3 in C.W.P. Nos 3792-3794' were sent to Sh Narinder Singh, Draftsman for his comments vide this office letter No HB(S)/Admn. Officer/2021 dated 29.11.2021.

And whereas, Sh Narinder Singh, Draftsman vide his letter dated 10.12.2021 stated that the Chandigarh Administration has wrongly adopted the letters of Punjab Government and this is injustice to the reserved categories. He further requested to take up the matter with the Chandigarh Administration for the withdrawal of adoption letter.


Now therefore, in view of the instructions of Punjab Government duly adopted by Chandigarh Administration and further adopted by the Chandigarh Hosing Board, the seniority is re-determined within the same level (as Draftsman) and the seniority of Sh. Narinder Singh, Draftsman is placed below the seniority of Smt Rupinder Kaur, Smt Mamta Nagpal & Sh Manoj Kumar, Draftsmen as was in lower cadre as 'Junior Draftsman'. Further, the seniorities of all the cadres of the employees of Chandigarh Housing Board, Chandigarh are re-determined within the same level in accordance with the instructions of Chandigarh Administration issued vide memo No 28/9/94-IH(7)-2021/10478 dated 28.07.2021 and the seniority list will be finalized accordingly.

  
30/12/2021  
YASHPAL GARG, IAS  
Chief Executive Officer,  
Chandigarh Housing Board,  
Chandigarh.  
Dated: 30-12-2021

Endst. No. HB(S)/EA-III/2021/2121

A copy is forwarded to the following for information: -

1. The Chief Engineer, CHB
2. The Chief Accounts Officer, CHB.
3. Officials Concerned.
4. The Computer Incharge, CHB.
5. PA to Chairman/CEO/Secy, CHB for kind information to the officer.
6. Office order file.

  
Administrative Officer,  
Chandigarh Housing Board,  
Chandigarh