

1st

Final

MINUTES OF HOUSE ALLOTMENT COMMITTEE MEETING ON DATED 25-07-2015 AT 01:00PM

The meeting of House Allotment Committee was held on as per the schedule on dated 25-07-2015, 1pm.

The meeting was Chaired by Prof Manoj Pandey, Director BMHRC.

Following members were present in the meeting;

1. Dr Manisha Shrivastava, Prof & HOD, Transfusion Medicine Department, BMHRC - Member
2. Dr Rahul Ved, Asst Professor, Neurosurgery Department, BMHRC - Member
3. Dr Shubhanjali Joshi, Coordinator Mini Units, BMHRC - Member
4. Mrs Parul Chansoriya, Asst Administrative Officer, BMHRC, - Member
5. Shri Bhupendra Kumar Shrivastava, Consultant Legal, BMHRC, - Member
6. Shri Shokat Azam Shaikh, Account Officer, BMHRC, - Member
7. Shri S R Ganvir, Dy Director Engg Services, BMHRC, - Invitee Member
8. Shri Rajeev Garg, Supervisor Civil, BMHRC, - Invitee Member
9. Shri Devendra Singh, Senior Manager Engg Services, BMHRC - Member Secretary

Member Secretary (Devendra Singh, SMES) presented the statement for the status of residential accommodation at BMHRC and the allotment criteria of various categories of accommodation at BMHRC and put up the agenda points before the meeting as mentioned below;

- a. Regarding discrepancy in allotment of quarters in higher & lower categories w.r.t. their PB & GP.
- b. Regarding complaint of Smt Savita Pathak Nursing Tutor for possession of garage.
- c. Regarding request for change of residence in the same category of entitlement.
- d. Regarding allotment of quarter to newly joined PRO Shri Ritesh Purohit.

The committee member has referred the statement of present status of residential accommodation at BMHRC and the allotment criteria w.r.t. PB & GP of existing quarters at BMHRC as per the Govt norms.

In light of these norms and other Govt guidelines the agenda points were discussed by the committee and following decisions were taken;

- a. Regarding discrepancy in allotment of quarters in higher & lower categories w.r.t. their PB & GP.

Type IV Special quarters which are 51 nos and eligible for PB III, GP 6600 - GP7600 as per Govt Norms but since Type IV quarters eligible for GP 5400 does not exist in BMHRC campus hence in Type IV Special GP 5400 is included with reference to note dt 03-08-2013 approved by Director BMHRC. As on date in Type IV Special Quarters there are 10 nos occupants having PB II & GP from 4200 - 4800 which are found ineligible by the committee for retention of their quarters.

There 95 nos of Type III Quarters eligible for PB II, GP from 4200 - 4800 while as on date 27 nos of quarters are occupied by employees having PB I, GP 2800 which are found ineligible to retain their quarters, while there are 3 occupants at Type III quarter having PB III, GP 5400. Whom are eligible for Type IV special as per approved note dt 03-08-2013,

There are 48 type II quarters which are eligible for PB I, GP 1900, 2400 & 2800 as on date 4 occupants are having higher than eligibility pay structure with PB II, GP 4200 & 4600 however 2 employees are having lower than eligibility pay structure with PB I, GP 1800 but since Type I quarter does not exist in BMHRC thereby GP 1800 eligibility had been merged with Type II quarters eligibility as per note dt 03-08-2013 approved by Director BMHRC. Whereby it was also ordered to maintain status quo till placement & fixation. However, due to growing indifference among staff members and internal fighting this matter was again resurfaced & brought to notice of authorities.

Respected
Prof Manoj Pandey
Dr Manisha Shrivastava
Dr Rahul Ved
Dr Shubhanjali Joshi
Mrs Parul Chansoriya
Shri Bhupendra Kumar Shrivastava
Shri Shokat Azam Shaikh
Shri S R Ganvir
Shri Rajeev Garg
Shri Devendra Singh

The matter is discussed by the committee and option has been considered for not compelling to vacate the quarters by ineligible occupants and it has been determined that these occupants were been provided the quarters by BMHRC on the basis of their application request for allotment.

Hence as per below mentioned clause & Govt ruling illustrated in Swamy reference book pg 113 point (5) ;

Higher of three times of flat rate L.F. or full standard licence fee to be charged in case of allotment of higher accommodation at request- In supersession of this Directorate's OM no.18011/2/90/Pol. III dated the 14-09-1990 (not printed) and in supersession of Audit instruction no 5 below FR 45-A of Swamy's Compilation of FRs and SRs, part-I (10th Edition) (not printed), it has been decided (in consultation with the Comptroller and Auditor-General in so far as persons working in the Indian Audit and Accounts Department), to charge three times the flat rate of licence fee or full standard licence fee under FR 45-A, whichever is higher, from those Government servants who are allotted Government accommodation of a type higher than their entitlement on their own request.

2. These orders shall not be applicable to the personal staff of the members of the Union Council of Ministers.

3. This issues with the concurrence of Financial Division vide their U.O. No.753/W & E/D. III/91, dated 21-05-1991.

[G.I. Directorate of Estates, O.M. no. 18011/2/90/Pol.III, dated 01-08-1991 and O.M. no. 12029/1/85-pol.II, dated 11-12-1991.]

- (i) The Government servants who were already in occupation of Government accommodation of a type higher than their entitlement prior to 1-8-1991, should be allowed the option to change over to their entitled type on the floor and area of their choice. They should continue to be charged normal licence fee till they are allotted entitled type of accommodation. In case allotment of entitled type is not accepted, then enhanced licence fee may be charged from the date of refusal.
- (ii) The normal licence fee will be charged from such allottees from the first day of the commencement of the allotment year in which they become entitled to that type of accommodation with reference to that allotment year.
- (iii) Those Government servants who are entitled to rent-free accommodation and are allotted an accommodation of a type of higher their entitlement on their own request would e charged twice the flat rate of licence fee instead of 3 times. Accordingly, they will get the benefit of single flat rate of licence fee to which they are entitled.

[G.I., Directorate of Estates, O.M. No. 18011 (2)/90-Pol.III, dated 20-07-1992.]

Considering above ruling & explanation it has been decided that notice to be served on behalf of DDES, BMHRC that those employees occupying higher category of quarters w.r.t. their PB & GP should either vacate the quarter and shift to entitled category of quarter otherwise they shall be charged 3 times of normal licence fee w.e.f. July 2015.

While those employees having PB-II, GP-5400 residing in Type 3 flats whom are eligible for Type IV Special are to be shifted in Type IV Special quarters however Director BMHRC has categorically mentioned that out of above said 3 nos of occupants, only Deputy Nursing Superintendent are to be shifted in Type IV Special if they wish and opt for it. While one occupant having post of Clinical Psychologist will not be shifted to Type IV Special quarters, owing to non emergency category of post.

Employees with PB III, GP 5400 will be entitled for Type IV Special on second floor only while ground floor flats with garages and first floor flats in Type IV Special will be reserved for PB III, GP 6600 and above.

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Employees with PB II, GP 5400 and below will not be entitled for garage facility and whom are occupying the garages presently shall be served notice on behalf of DDES, BMHRC for vacating of the garages.

b. Regarding complaint of Smt Savita Pathak Nursing Tutor for possession of garage

Regarding complaint of Smt Savita Pathak Director BMHRC has explained the chronological sequence of matter recorded in file, as complaints were referred to Directorate by Smt Savita Pathak on 23-06-2015 and by Shri Vijay Chouhan on dated 01-07-2015.

It has been found that Shri Chouhan was having possession of said garage and he is also depositing garage rent along with licence fee however Smt Savita Pathak was using the same garage for parking of vehicle with the consent of Shri Chouhan, and later on request of Shri Chouhan for vacating the garage for his personal use she had denied to handover the garage and quarrel begins henceforth, this is a unique sort of incident happened at BMHRC and committee has taken it seriously.

Following decision were taken by the committee;

1. It has found that both employees are having PB-II, GP 4600 thus ineligible for Type IV Special quarter as well as garage facility. In this regard referring ICMR letter dated 15-11-2012. It has been decided by the committee that notice to be served on behalf of DDES, BMHRC for imposition of 3 times normal licence fee w.e.f. November 2012 from both of these occupants whom are not eligible for type IV Special quarters.
2. It has been also decided by the committee to intimate these employees that if they desired to stay at BMHRC campus, they should apply for allotment of quarter in the category of their entitlement i.e. Type III quarter. The allotment of Type III quarter will be considered by the committee subject to availability.
3. As the root cause of quarrel was possession of garage, hence notice should be served to both employee for vacating of garage by whomever occupying it, within 3 days from receipt of notice, in case of non compliance legal & disciplinary proceedings will be initiated as per the provision of public premises (Eviction of unauthorised Occupants) Act 1971.

c. Regarding request for change of residence in the same category of entitlement.

In this matter rule SR 317-B-15(1) mentioned on page 60 & 61 of Swamy's Compilation on allotment of Government residences as elaborated below;

S.R. 317-B-15.(1) An officer to whom a residence has been allotted under these rules may apply for a change to another residence of the same type or a residence of the type to which he is eligible under SR 317-B-15, whichever is lower. Not more than one change shall be allowed in respect of one type of residence allotted to the officer.

[(2) An officer who intends to change the accommodation already allotted to him shall make application in the prescribed form to the Directorate of Estates. After acceptance by the Competent Authority, the name of applicant shall be included in the computerized waiting list. The inter se seniority of the applicant so included shall be determined 'on first-come first-served basis'.]

(3) Change shall be offered in order of seniority determined in accordance with sub-rule (2) and having regard to the officer's preferences as far as possible:

Provided that no change of residence shall be allowed during a period of six months immediately preceding the date of superannuation.

[Handwritten signatures and initials at the bottom of the page, including names like "Smt Savita Pathak", "Shri Vijay Chouhan", and others.]

(4) If an officer fails to accept a change of residence offered to him within five days of the issue of such offer or allotment ; he shall not be considered again for a change of residence of that type.

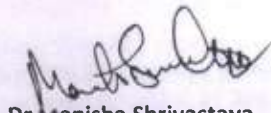
(5) An officer who, after accepting a change of residence fails to take possession of the same, shall be charged licence fee for such residence in accordance with the provisions of Sub-Rule(1) OF SR 317-B-12 in addition to the normal licence fee under FR 45-A for the residence already in his possession, the allotment of which shall continue to subsist.

It was determined that those employees occupying quarter at BMHRC campus are eligible to apply for change of quarter in the same category once in service tenure, while the allotment would be made subject to availability and subsequent approval of Competent Authority.

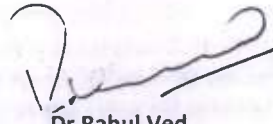
d. Regarding allotment of quarter to newly joined PRO Shri Ritesh Purohit.

Regarding allotment of quarter to newly joined PRO Shri Ritesh Purohit – The said officer is having PB-II, GP-4800 thus eligible for type-3 flats in BMHRC which are 95 nos but most demanded category at BMHRC having a long waiting list.

PRO is under reporting to Directorate and on functional ground, he is not considered for out of turn allotment by Directorate at present.



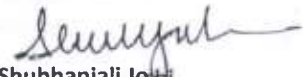
Dr Manisha Shrivastava
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Transfusion Medicine Department
BMHRC
Member



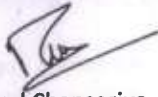
Dr Rahul Ved
Asst Professor
Neurosurgery Department
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Member



Devendra Singh
Member Secretary
House Allotment Committee



Dr Shubhanjali Joti
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BMHRC
Member



Mrs Parul Chansoriya
Asst Administrative Officer
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Consultant Legal, BMHRC
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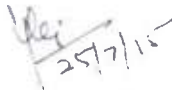


Shri S R Ganvir,
Dy Director Engg Services
BMHRC
Invitee Member



Shri Rajeiv Garg,
Supervisor Civil
BMHRC
Invitee Member

Put up for approval of Minutes of 1st House Allotment Committee meetings recommendations.


25/7/15

Prof Manoj Pandey
Chairman
House Allotment Committee