

Shram Shakti Bhavan, Rafi Marg,
New Delhi, the 3rd March, 2014

OFFICE ORDER NO. 06/2014

Subject: Transfer/posting of STS Officer of Central Labour Service.

In compliance to the directions of the Hon'ble Central Administrative Tribunal, Chandigarh vide its Order dated 11/11/2013 in O.A. No.619/CH/2011, Shri Amar Kant Goyal, presently posted as Regional Labour Commissioner (Central), Chandigarh was considered for promotion to the STS Grade against the current vacancies by the DPC held on 13/02/2014. The President is now pleased to promote and appoint Shri Amar Kant Goyal, in the STS Grade on regular basis in the Pay scale of PB:3 corresponding to Rs.15,600-39,100/- plus Grade Pay Rs.6600/-.

2. On his promotion to STS Grade, Shri Amar Kant Goyal is posted as Regional Labour Commissioner (Central), (Training) at the Headquarters of the Office of the Central Labour Commissioner (Central), New Delhi. His promotion will take effect from the date of assumption of the charge of the post of RLC(C) (Training) in the O/o CLC(C) Hqrs., New Delhi.

3. Shri Amar Kant Goyal was earlier promoted to Senior Time Scale (STS) Grade on the basis of pre-revised Seniority List of JTS dated 07.05.2003. However, in compliance of the Orders dated 11.09.2008 of the Hon'ble Central Administrative Tribunal, Cuttack Bench, Cuttack in O.A. No.951/2004 (Shri T. Behera Vs. UOI) and Order dated 28.10.2009 of Central Administrative Tribunal, Jabalpur in OA No.664/2009 (Shri Yashpal Tyagi Vs. UOI), the Seniority List of JTS Grade was revised vide O.M. dated 15.09.2011. Accordingly, the service rendered by Shri Amar Kant Goyal in the STS Grade on the basis of pre-revised Seniority List of JTS Grade of CLS from 04.12.2009 i.e. the date of his earlier promotion to the STS Grade to the date of assumption of the charge of RLC(C), O/o CLC(C) Hqrs., New Delhi as per this Order, shall not be counted for the purpose of Seniority in the STS Grade. However, no recovery of Pay and Allowances shall be affected as he has actually performed the duties of the higher post during this period.



4. The promotion of Shri Amar Kant Goyal to the STS Grade will be subject to the final outcome of the O.A. No. 55/2011 filed by Sh. B B Singh Samantha (Retd.) before the Hon'ble CAT, Guwahati, WPCT No. 15/2012 filed by Sh. Ajay Kumar(Retd.) before the Hon'ble High Court, Calcutta and O.A No. 240/2012 filed by Sh. M Dharmraj before the Hon'ble CAT, Hyderabad.

5. The benefit of grant of one increment on fixation of pay will not be admissible to the Officer as he has already been granted Non-Functional Up-gradation in the pay scale corresponding to PB-3: Rs.15600-39100/- plus Grade Pay Rs.6600/-.

6. Dy. CLC(C), Chandigarh is requested to relieve the Officer to enable him to join his place of new posting, immediately. The Officer concerned is directed to submit his joining report to this Ministry through the respective Office, at the earliest. In case, the Officer does not join the promotional post within a period of 30 days, it will be presumed that he is not interested in availing the promotion to the STS Grade and he will be debarred for promotion for one year subsequent to the current vacancy year. The benefit of Non-Functional Up-gradation granted in the next higher grade will be withdrawn to the Officer if he fails to join the promotional post as the benefit of NFU granted earlier is in lieu of regular promotion to the higher Grade.

7. The Officer is entitled for TTA/ Joining Time as per relevant Rules.

8. This issues with the approval of the Competent Authority.



(Babu Cherian)

Deputy Secretary to the Government of India

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