



Government of India
National Commission for Scheduled Tribes
(A Constitutional Commission set up under Art. 338A
of the Constitution of India)

S. Subba Rao
SPEED POST

File No. SR/1/2014/STGAP/SEPROM/RU-IV

29.01.2016

To,

- (1) The Secretary,
Energy Department,
Government of Andhra Pradesh,
Hyderabad - 500 001.
- (2) The Chairman & Managing Director,
APSPDCL,
Tirupati - 517501
Andhra Pradesh.

**Sub: Representation of Shri D. Subba Rao, Divisional El. Engineer, DPE
Division, APSPDCL, Vijayawada regarding promotion.**

Sir,

I am directed to enclose a copy of the Proceeding of the Sitting held in the NCST on 12.10.2015 on the above mentioned subject for necessary action and to send the action taken report to the Commission at an early date.

Yours faithfully,

559-61
29/1/16
ISSUED

(N. Balasubramanian)
Research Officer

Copy to:-

Shri D. Subba Rao,
Flat No. 102,
Sri Rams Residency Donka Road,
Patamata,
Vijayawada,
Andhra Pradesh.

(N. Balasubramanian)
Research Officer

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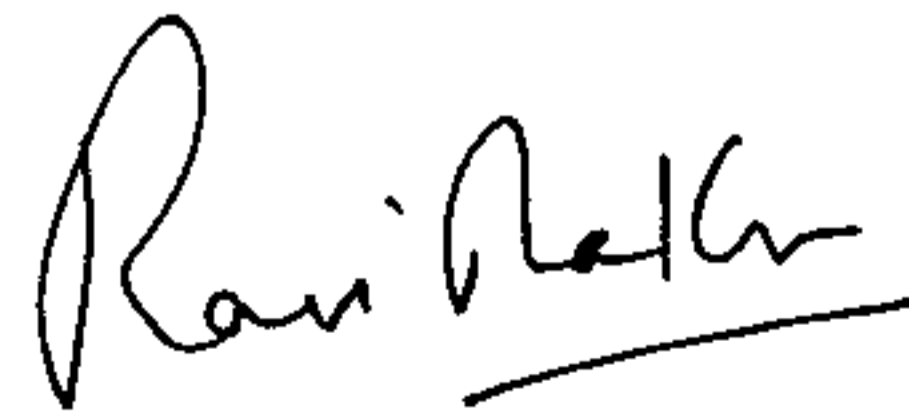
Proceedings of the Sitting taken by the Vice-Chairperson, NCST on 12.10.2015 in the matter of Shri D. Subba Rao, Divisional El. Engineer, DPE Division, APSPDCL, Vijayawada (AP) regarding promotion to the post of Superintending Engineer (Electrical) in APSPDCL.

Date of sitting: 12.10.2015

List of the officers present: (Annex I)

Shri D. Subba Rao, Divisional El. Engineer, DPE Division, APSPDCL, Vijayawada (AP) submitted a representation dated 30.06.2014 to the Commission regarding promotion to the post of Superintending Engineer (Electrical) in APSPDCL.

2. The matter was taken up with the Chairman & Managing Director, APSPDCL, Tirupati (AP) on 11.07.2014. On 09.10.2014 CGM (HRD) APSPDCL informed that "the cadre strength of SC/Elc., APSPDCL is 16. As per G.O.Ms. No.2, dated 09.01.2014, 6% of ST representatives are required to meet the adequacy. i.e. 1(ST) representative is required in the cadre of SE/Elc. The inadequacy of representation in ST category in SE cadre was arises after 01.08.2013 only i.e. after consideration of promotion to Shri N. Narasimhulu (ST candidate) from SE/Elc. To CE/Elc. Whereas as the roster point No. 75-ST was already filled with Sri S. Chandraiah as per seniority as on 30.07.2012, since there was no short fall in representation of adequacy as on that date. As on date of inadequacy of ST cadre i.e. 01.08.2013, the roster point was operated up to 78 (OC). Hence the adequacy of S.T. candidate have to be reviewed in next S.T. Roster point only. APSPDCL added that there is no need to review the roster point No. 75-ST and filling up of 75-ST point by general seniority holds good".



रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
National Commission for Scheduled Tribes
नरसिं साहू/Govt. of India
नई दिल्ली/New Delhi

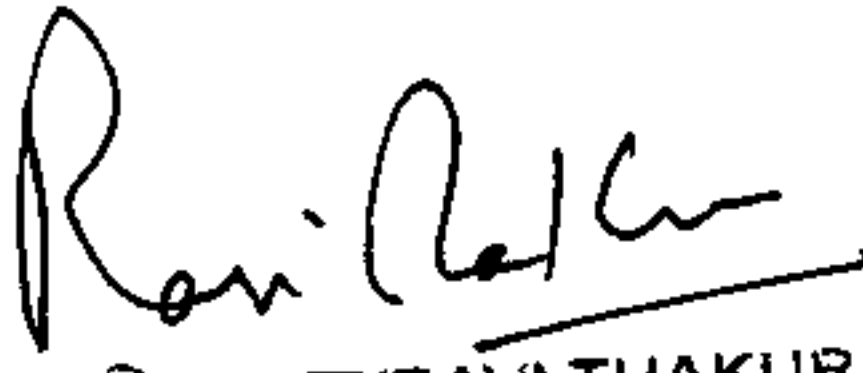
3. Shri D. Subha Rao was informed of representation on 24.10.2014. Shri D. Subha Rao filed rejoinder on 02.12.2014 and rejoinder was replied by APSPDCL on 26.03.2015.

4. Shri D. Subha Rao further submitted a representation dated 29.09.2015. Hon'ble Vice-Chairperson, NCST fixed up a Sitting on 12.10.2015. The CMD, APSPDCL asked for exemption vide letter dated 06.10.2015 and deputed Shri Yesunadhu, CGM and Shri K. Sahadeva Reddy, PO to attend the Sitting on 12.10.2015.

5. The petitioner was given opportunity to explain his case. Shri D. Subha Rao submitted that his promotion was not considered by APSPDCL for post of Superintending Engineer. Although punishment period of the petitioner was completed by 31.01.2007, as he was included in the panel year 2006-07 and he was considered promotion as DE on 25.05.2007 against Roster Point No. 33-ST. Petitioner mentioned about that he had filed a case before the Hon'ble High Court of AP in 2011 rectification of seniority and consideration of notional promotion from DE cadre to SE cadre and is pending.

6. The officers of the APSPDCL informed that both employees qualified and eligible for promotion in November 2005 and matter is sub-judice in the High Court of AP.

7. The Commission noted that the petitioner filed a case before the Hon'ble High Court of AP and is sub-judice. The Commission advised that Commission does not interfere/intervene the matters which are sub-judice before the Court of Law. The petitioner has to wait out come of the Court decision in this regard.


रवि ठाकुर/RAVI THAKUR
उपाध्यक्ष/Vice Chairperson
राष्ट्रीय अनुसूचित जनजाति आयोग
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नई दिल्ली/New Delhi

NATIONAL COMMISSION FOR SCHEDULED TRIBES

Annexure-1

List of participants

NCST

1. Shri Ravi Thakur, Hon'ble Vice Chairperson (In chair)
2. Mrs. K.D. Bhansor, Director
3. Shri N. Balasubramanian, Research Officer

Officers of APSPDCL

1. Shri Yesunadhu, Chief General Manager (HRD)
2. Shri Sahadeva Reddy, Personnel Officer

Petitioner

Shri Subba Rao.