



सत्यमेव जयते

## राष्ट्रीय अनुसूचित जनजाति आयोग

### National Commission for Scheduled Tribes

(भारत के संविधान के अनुच्छेद 338क के अंतर्गत एक संवैधानिक निकाय)

(A constitutional body under Article 338A of the Constitution of India)

File No. NCST/SER-786/MATE/5/2023-SSW

Dated: 19/07/2024

To,

1. Dr. Komal Kapoor,  
Chairman and Chief Executive  
D/o Atomic Energy, Nuclear Fuel Complex  
ECIL Post Office  
Hyderabad -500062 (Telangana)  
Email: cenfc@nfc.gov.in

2. Shri M Periaswamy  
General Manager  
Zirconium Complex  
Pazhayakayal, Tuticorin  
Thoothukudi -628152 (Tamil Nadu)

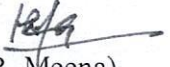
Sub: Harassment of ST employee by the management of nuclear fuel complex - a rep. dated 22.02.2023 of Shri Vinod Kumar Meena, Technician F-Zirconium Complex, Pazhayakayal, Tuticorin (TN).

महोदय / महोदया,

I am directed to enclosed herewith copy of the minutes of Sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes (NCST) on 08.07.2024 at 02:40 PM in NCST, New Delhi on the above mentioned subject for information.

It is requested that action taken/ to be taken in the matter may be submitted with stipulated time for placing it before the Hon'ble Member, NCST.

Yours faithfully,

  
(H.R. Meena)

Research Officer

Ph No. 011-24641640

Copy to:-

Shri Vinod Kumar Meena,  
C-1-301, ZC Township,  
Pazhayakayal, Tuticorin – 628152 (TN)  
(Mob No. 6300714654)  
(Email: [vk4702969@gmail.com](mailto:vk4702969@gmail.com))

Copy for information to:-

1. PS to Hon'ble Member (Shri J.H), NCST
2. NIC, NCST for uploading on the website of the Commission.



National Commission for Scheduled Tribes

Minutes of the Sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, NCST at Lok Nayak Bhawan, New Delhi regarding Harassment of ST employee by the management of Nuclear Fuel Complex – a representation dated 22.02.2023 of Shri Vinod Kumar Meena, Technician F-Zirconium Complex, unit of Nuclear Fuel Complex, Pazhayakayal, Tuticorin.

File: NCST/SER-786/MATE/5/2023-SSW  
Date of the Sitting: 08.07.2024, 02:40PM  
Participants in the Sitting: As per Annexure

Shri Vinod Kumar Meena, Technician (f) F-Zirconium Complex, Pazhayakayal, Tuticorin vide rep. dated 22.02.2023 has forwarded the copies of correspondence in his case with the NCST, D/o Atomic Energy, Hyderabad and himself. It was alleged that on 1/06/2018, Dr RP Acharya, Dy Chief Executive (NFC) allegedly kicked a scheduled tribe employee Shri B Pochaiah. There were lot of protests and inquiry committee was formed. The petitioner gave testimony in front of the Committee. On the basis of the report, the D/o Atomic Energy refused to give sanction to the police for prosecution. Further the petitioner states that his APAR was downgraded. He was also transferred from Hyderabad to Pazhayakayal, Tuticorin, Tamil Nadu.

The NCST vide notice dated 28.02.2024 had referred the matter to Chairman and Chief Executive, D/o Atomic Energy, Nuclear Fuel Complex, Hyderabad and General Manager, Zirconium Complex, Tuticorin (Tamil Nadu) for furnishing the facts and comments within 30 days from the receipt of the notice. The NFC vide letter dated 21.03.2023 has provided the copy of its earlier communication addressed to NCST wherein it has been informed that:

1. The Committee found that Dr. Acharya did not know the caste of the employee at the time of the incident and hence sanction was not granted to police to prosecute him.
2. The APAR of the petitioner was rated in a routine manner without any targeting and he petitioner did not raise objection at the appropriate time.
3. The transfer was an administrative matter and it was not done with any bad intention.

It was also informed that the report of Facts Finding Committee constituted by NFC, Hyderabad, is a confidential document and same was submitted to department of Atomic Energy. The NFC is requesting the Department of Atomic Energy to take a decision on the request made by the NCST. This was forwarded to petitioner vide NCST letter dated 06.04.2023. The petitioner vide letter dated 10.05.2023 refuted the facts and comments and informed that he was not satisfied with the reply. He further communicated his dissatisfaction several times and requested for a Sitting.

The Commission decided to discuss the issue with the Chairman and Chief Executive D/o Atomic Energy, Nuclear Fuel Complex, Hyderabad and General Manager, Zirconium Complex Pazhayakayal, Tuticorin (Tamil Nadu) and the petitioner on 08.07.2024 at 02:40 PM. Accordingly, a Sitting Notice was issued on 28.06.2024 to all concerned authorities and petitioner. Thereafter, Chief Executive, NFC, Hyderabad vide letter dated 01.07.2024 has informed that he has prior commitment, hence he is deputing two officers from NFC, Hyderabad on behalf of NFC and General Manager, Zirconium Complex Pazhayakayal, Tuticorin (Tamil Nadu)

In the sitting, Deputy Chief Executive, NFC (Admn. And Accounts) and Dy. Chief Executive, F-Zirconium Complex (Z melting EFC and SR) were present along with the petitioner. The petitioner informed that his APAR was downgraded and he was transferred from Hyderabad to Tuticorin within a short notice and the very notice was also pasted on his house, the very next morning. He also stated that his APAR is being marked A1 by the reviewing authority but gets downgraded at later stages.

Officials of Nuclear Fuel Complex F-Zirconium Complex has reiterated the facts and comments submitted by department in the previous communication to NCST. He has not submitted the fact-finding committee report constituted by NFC and reasons for transferring the petitioner within short notice period. It was observed that officials of NFC were not able to give satisfactory replies.

After the discussion with Officials of NFC and petitioner, the following points were recommended for taking up action by NFC and suggested to submit ATR within 30 days from receipt of the minutes:

1. Nuclear Fuel Complex may supply a copy of the Fact Finding Committee report to NCST.



2. The reason for the denial of sanction to investigate the police officials the accused, Dr. R P. Acharya, (who has been superannuated, as reported by NFC).
3. The reason for not allowing the petitioner in NFC complex without prior permission in writing
4. Rule/procedure for submitting, reporting and reviewing of APAR of employees who are on same level of petitioner in NFC, may be supplied.
5. An Internal Grievance Redressal Committee to look after the problems of ST employees of the NFC may be constituted, as suggested by NCST in August, 2021 to all Ministries / Departments, copy enclosed

जाटोतु हुसेन / Jatothu Hussain  
सदस्य / Member  
भारत सरकार / Government of India  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
नई दिल्ली / New Delhi

List of participants of the sitting held on 08.07.2024 at 02:40 PM under the Chairmanship of Shri J. Hussain, Hon'ble Member, NCST in the case of Shri Vinod Kumar Meena regarding harassment of ST employee by the management of Nuclear Fuel Complex.

<b>I.</b>	<b><u>D/o Atomic Energy, Nuclear Fuel Complex</u></b>
1.	N. Vijayaragavan, Dy. Chief Execuitve
2.	M.R.S. Prasad
<b>II.</b>	<b><u>Petitioner</u></b>
	Vinod Kumar Meena