



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)

F.No. NCST/SER-924/MCST/3/2023-SSW

Dated: 05.05.2025

To,

1. The Secretary,  
Department of Science & Technology,  
Technology Bhavan,  
New Mehrauli Road,  
New Delhi - 110016  
(Email: [mos-stes@gov.in](mailto:mos-stes@gov.in))  
(Tel. No: 011-26590215)

2. The Joint Secretary (Additional Charge)  
Survey General of India,  
Post Box No. 37,  
Survey of India, Hathibarkala Estate,  
Dehradun, (Uttarakhand) - 248001  
(Email: [sgl.soi@gov.in](mailto:sgl.soi@gov.in))  
(Tel. No: 0135-2744268)

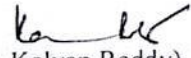
Sub:- Harassment of ST employee by the D/o Survey General of India, Dehradun - a rep.  
16.12.2022 of Shri Bihari Lal (Officer Surveyor), Dehradun (Uttarakhand)

महोदय/महोदया,

I am directed to enclose herewith a copy of the minutes of the sittings held on 09.04.2025 at 8:45 PM under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes, Lok Nayak Bhawan, Khan Market, New Delhi 110003 on the above mentioned subject.

It is requested that the action taken/ to be taken in the matter may be intimated to NCST within stipulated time from receipt of the letter for placing it before the Commission.

Yours faithfully,

  
(डॉ.पी.कल्याण रेड्डी/Dr. P. Kalyan Reddy)  
निदेशक/Director  
Telephone No. : 011-20819841

Copy for information:-

1. Shri Behari Lal, Officer Surveyor, O/o Surveyor General of India, Svamitra Cell SGO(on attachment), Hathibarkala Estate, Post Box No. 37, Dehradun-248002 (Uttarakhand)
2. PS to Hon'ble Member (JH), NCST
3. NIC, NCST for uploading on the website of the Commission.



**NATIONAL COMMISSION FOR SCHEDULED TRIBES**  
**NCST/SER-924/MCST/3/2023-SSW**

Minutes of the Sitting held under the Chairmanship of Shri Jatothu Hussain, Hon'ble Member, National Commission for Scheduled Tribes at Lok Nayak Bhawan, New Delhi in the case Shri Bihari Lal (Officer Surveyor), Dehradun (Uttarakhand) regarding Harassment of ST employee by the D/o Survey General of India, Dehradun.

Date of the Sitting: 09/04/2025, 8:45 PM  
Participants in the Sitting: As per Annexure

Shri Behari Lal, Officer Surveyor, Geodetic & Research Branch, Dehradun, vide his petition dated 16-12-2022 has alleged that the Department of Survey of India has wrongly interpreted and implemented DoP&T's OM dated 30-09-2016, resulting in the supersession of senior SC/ST officers, including himself, in the DPCs held for the years 2016, 2017, and 2018. He contends that as per the Supreme Court's interim order dated 03-02-2015 in SLP No. 30621/2011, the status quo on reservation in promotion was to be maintained, and any deviation should have been subject to its outcome. Despite this, senior SC/ST candidates were excluded, and junior general category candidates were promoted. He refers to subsequent clarifications in DoP&T's OM dated 15-06-2018, which permitted promotions "on merit" and from "reserved to reserved" and "unreserved to unreserved" categories. He also cites instances where DoP&T itself promoted SC/ST candidates "on merit" in other departments, asserting this supports his claim. He was eventually promoted in 2020 against 2019 vacancies but asserts that he was eligible for promotion in 2016 or 2017, and his repeated requests for a review DPC have not been considered. He has requested that the Commission direct the Surveyor General's Office to convene review DPCs for the years 2016 to 2018, in accordance with the prevailing rules and the Supreme Court's directions.

2. NCST vide Notice dated 12.06.2023 had referred the matter to Secretary, D/o Science & Technology, New Delhi and Joint Secretary, Additional Charge, SGI, Dehradun for facts and comments within 15 days. The Deputy Surveyor General, Specialized Zone, Dehradun vide his letter dated 22.06.2023 has informed that representation dated 16.12.2022 of Shri Bihari Lal, Officer Surveyor, Geodetic & Research Branch, Survey of India, Dehradun, regarding alleged harassment due to delay in promotion has already been addressed from time to time. A Self Contained Note detailing the chronology of events was enclosed, highlighting that the Departmental Promotion Committees (DPCs) for the years 2016, 2017 and 2018 were held in accordance with the instructions issued by DoP&T and DST amidst ongoing court cases related to reservation in promotions. It was clarified that Shri Bihari Lal had no claim in 2016 due to zero ST vacancies, was not within the top three ST candidates in 2017, and was included in the extended panel of 2018, eventually being promoted against a 2019 vacancy. The matter of reservation in promotions is currently sub-judice in the Supreme Court in the case of Jarnail Singh vs Lachmi Narain Gupta and the Department has been advised to maintain status quo as per court directions. It was also noted that Shri Bihari Lal has already been repeatedly informed of these developments through various letters issued between 2019 and 2023.

3. This was forwarded by NCST to the petitioner on 10.08.2023. The petitioner vide his letter dated 30.8.2023 has conveyed that he was not satisfied with the reply. Accordingly, the authority was again reminded on 6.3.2024. SGI again replied vide their letter dated 12.04.2024 and stated that the matter raised by the petitioner have already been clarified. They also informed that the details given by the petitioner is incorrect and that the case is still sub judice.

4. NCST decided to discuss the issue with the authorities and the petitioner on 09.04.2025. Accordingly, a Sitting Notice was sent on 26.03.2025 to all concerned.

5. In the sitting, the Joint Secretary, D/o Science & Technology, New Delhi, Addl. Surveyor General, SGI, Dehradun and petitioner were present. The petitioner reiterated his earlier submission and requested for promotion from 2016. The officer of DST has reiterated the facts submitted by the SGI to NCST and assured that the promotion of the petitioner could be considered from the year 2018, as that time he was eligible.

6. After discussion with the Joint Secretary, D/o Science & Technology, New Delhi, Addl. Surveyor General, SGI, Dehradun and petitioner, the following recommendations were made and action taken there on may be submitted to NCST within 30 days from receipt of the minutes.

- The SGI may consider the promotion to the next post in favour of the petitioner, as assured by the officers of DST & SGI in the sitting.
- Travel Allowance and Special Leave may be reimbursed / granted in favour of the petitioner as per his entitlement by the SGI.

(Jatothu Hussain)

जाटोतु हुसैन / 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 09.04.2025 at ~~S.N.T.S.~~ under the Chairmanship of Shri Jatothu, Hussain, Hon'ble Member, NCST

Sl. No.	Name and Designation	Address & Phone No.	Signature
<b>I</b> <u>National Commission for Scheduled Tribes</u>			
1.	Dr. P.K. Reddy Director		
2.	NCST Officials		
<b>II</b> <u>Secretary, Department of Science and Technology</u>			
Sl. No.	Name and Designation	Address & Phone No.	Signature
1.	SANJAY KUMAR	Room No-152 Technology Bhawan	AL
<b>III</b> <u>Surveyor General of India</u>			
1	S.V. SINGH Addl Surveyor Genl	SOI, HBK Estate, Dehradun	Shy
2.	Behari Lal Officer Surveyor	#A-83, Nahi Bordeada CS	Boi
<b>IV</b> <u>Petitioner</u>			