



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-1032/TS/22/2023-SSW

Dated: - 09.4.2025

To,

The Principal Secretary,
Education Department,
Govt. of Telangana
Saifabad, Hyderabad (Telangana)- 500004


Sub:- Denial of promotion to the ST woman employee (namely Mrs. M. Vijaya Laxmi, Lecturer in Govt. Junior College for Boys at Nampally, Hyderabad) by the Education Department, Govt. of Telangana - a rep. dated 14.07.2023 of President, Telangana ST Employees Welfare Association, Hyderabad.

महोदय/महोदया,

I am directed to enclose herewith a copy of the minutes of the sitting held on 26.3.2025 under the Chairmanship of Shri J. Hussain, Hon'ble Member, National Commission for Scheduled Tribes (NCST) at NCST HQ, New Delhi on the above mentioned subject.

It is requested that the action taken/ to be taken in the matter may be submitted to NCST within stipulated time from receipt of the letter, for taking appropriate action.

Yours faithfully,


(Dr. P. Kalyan Reddy)
Director
Tel No. - 24641640

Copy for information to:-

1. Shri M Mallaiah,
President, Telangana Scheduled Tribes Employees Welfare Association,
74 Hig Phase, 3 Annamayya Enclave, BHEL, Ramachandrapuram,
Sangareddy (Telangana) - 502032
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-1032/TS/22/2023-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 of President, Telangana ST Employees Welfare Association, Hyderabad regarding delay in rightful promotion of Mrs. M. Vijaya Laxmi, Lecturer in Govt. Junior College at Nampally, Hyderabad.

Date of the Sitting: 26/03/2025, 10:20 AM
Participants in the Sitting: As per Annexure

President, Telangana ST Employees Welfare Association, Hyderabad vide his rep. dated 14.07.2023 has forwarded a copy of the petition dated 17.05.2023 of Smt. M. Vijaya Laxmi, Lecturer, Govt. Junior College for Boys at Nampally, Hyderabad. Mrs. M. Vijaya Laxmi has alleged that she was denied promotion to the post of Principal despite a clear vacancy under ST Reservation Roster Point No. 33. Instead, the post was diverted to a Backward Class (BC) candidate, Mr. D. Bhadrassen, in violation of the Supreme Court's settled law on reservation. The petitioner cites the judgment in R.K. Sabharwal vs. State of Punjab (1995) to assert that reserved roster points must be filled by candidates of the same category. She seeks justice through intervention from the National Commission for Scheduled Tribes, requesting her rightful promotion with retrospective effect from 30.09.2016 along with all consequential benefits, including seniority and arrears.

2. NCST vide notice dated 29.08.2023 has referred the matter to Secretary, Education Department, Govt of Telangana for facts and comments. The Secretary, Higher Education Department, Govt. of Telangana vide letter dated 23.09.2023 has informed that the Commissioner of Intermediate Education Hyderabad will take further necessary action in the matter. This information was communicated to petitioner on 13.10.2023.

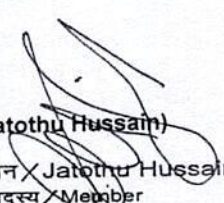
3. The Director of Intermediate Education, Govt. of Telangana vide letter dated 25-06-2024 stated that the Government, as per G.O.Ms.No.302 (dated 30.12.1993) and its amendments, prescribes special rules for Intermediate Education, wherein the post of Principal is filled by promotion from the Junior Lecturer category. During the panel year 2016-17, the total vacancies were 19, out of which two were reserved for Scheduled Tribes (STs) as per G.O.Ms.No.2 (dated 09.01.2004). The ST reservation quota of 6% was already met through the promotion of Smt. E. Suhasini, a senior candidate from the ST category. Consequently, the roster Point No. 33-ST was allocated based on seniority and was filled by Sri D. Bhadrassen, a Junior Lecturer in Hindi, who was higher in seniority than Mrs. Vijaya Laxmi. The reply further clarifies that, as per G.O.Ms.No.2, once the required ST representation of 6% in a category is achieved, further promotions are made based on merit-cum-seniority without applying the rule of reservation. Since the adequacy for ST representation was met with the promotion of Smt. E. Suhasini, the next vacancy was filled as per seniority, and not necessarily by another ST candidate. Therefore, the promotion of Sri D. Bhadrassen to the Principal post was in accordance with the rules, and Mrs. Vijaya Laxmi's claim for promotion under the ST category could not be entertained.

4. This was forwarded to the petitioner for information. The petitioner vide letter dated 10-12-2024 refuted the facts and comments which was referred to Secretary, Education Department, Govt. of Telangana for facts and comments vide letter dated 10.1.2025. The reply was not received, hence, NCST decided to discuss the issue with the authority and the petitioner on 26.03.2025. Accordingly, a Sitting Notice was sent on 12.03.2025.

5. The Director of Intermediate Education, Telangana vide letter dated 22.3.2025 has requested for exemption and deputed Dy. Director on his behalf. In the sitting, the petitioner alongwith victim (Smt. M. Vijaya Laxmi) were present. The petitioner reiterated its earlier submission and requested for justice.

6. After discussion with the petitioner alongwith victim (Smt. M. Vijaya Laxmi), the following recommendations were made and action taken thereon may be submitted within 30 days from receipt of the minutes.

a. The Commissioner of Intermediate Education may attend to the next scheduled date of hearing.


(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 26.3.2025 at 10:20 AM under the chairmanship of Shri Jatothu Hussain, Hon'ble Member, NCST in the case of M. Mallaiah, President, Telangana ST Employees Welfare Association, Hyderabad regarding denial of promotion to the ST woman employee (namely Mrs. M. Vijaya Laxmi, Lecturer in Govt. Junior College for Boys at Nampally, Hyderabad) by the Education Department, Govt. of Telangana - a rep. dated 14.07.2023 of

Sr. No.	Name and Designation	Address & Phone No.	Signature
I	<u>National Commission for Scheduled Tribes</u>		
1.	Dr. P.K Reddy Director		
2.	NCST Officials		
II	<u>Education Department, Govt. of Telangana</u>		
Sr. No.	Name and Designation	Address & Phone No.	Signature
III	<u>Petitioner</u>		
01	M. Mallaiah President, Telangana ST Employees Welfare Assn Hyderabad	Hyderabad	M. Mallaiah
02	M. Vijaya Laxmi Junior Lecturer. GJC. Nampally, Hyd.	Hyderabad.	M. Vijaya Laxmi