

Most Immediate

No.19/7/2017-EC-X
GOVERNMENT OF INDIA
DIRECTOR GENERAL
CENTRAL PUBLIC WORKS DEPARTMENT
NIRMAN BHAWAN, NEW DELHI

Dated : 08-08-2017

OFFICE MEMORANDUM

Subject : Calculation of financial implication w.r.t. the judgement dated 28-04-2017 in SLP(C)No. 14929/2016 and SLP (C) No. 14930/2016 regarding payment of double overtime wages to the Work Charged and Regular Classified employees of CPWD.

After going through the Judgement of Hon'ble Supreme Court dated 28-04-2017, it was decided to call for information regarding likely financial implication in case the Apex Court Orders are in favour of implementation of payment of Double OTA beyond 2003.

2. All Chief Engineers are requested to refer to Minutes of meeting dated 17/07/2017 and furnish the likely expenditure to be incurred by the Department in respect of all pending claims (alongwith a statement of worker wise pending claims) to this Directorate within a week.

3. This issues with the approval of DG, CPWD.

Encl:- As above



(B.K. Pati)
Director Admn.-II
Tel. No. 011-23061964


To (Through website)

1-Engineer-in-Chief(PWD), 12th floor, MSO Building, IP Estate, New Delhi.

2-All Chief Engineers of CPWD

All EEs to take action

Please find such person
calculation who were deceased
prior to regularisation


(10/08/2017)

MINUTES

Subject: Minutes of the meeting taken by ADG(S&P) on 17-07-2017 regarding regularization of deceased workmen and matters regarding the Judgement of Hon'ble Supreme Court dated 28-04-2017 in respect of Double OTA

After welcoming all the participants in the meeting the following issues were dicussed :-

- (i)Regularization matters of deceased workmen who were covered under this Directorate's letter no. 19/176/2004-EC-X dated 11-03-2011 for regularization w.e.f. 11-12-2006 but died before March, 2011 when their regularization orders were issued by this Directorate.
- (ii)Calculation of financial implication w.r.t. the judgement dated 28-04-2017 in SLP(C)No. 14929/2016 and SLP (C) No. 14930/2016 regarding payment of double overtime wages to the Work Charged and Regular Classified employees of CPWD.

Agenda (i) After deliberation with all the participants, in the light of various pending court cases and Judgement dated 24/01/2017 of the Hon'ble High Court of Delhi in W.P.(C) 4323/2016 & CM 18168/2016 in respect of Anita Devi Vs/ Union of India (copy enclosed), it was decided that the deceased Work Charged Employees who could not be regularized before their death, but otherwise covered under the DOPT scheme called Casual Labourers (Grant of Temporary Status and Regularisation) Scheme of Government of India, 1993 and in respect of the deceased persons who were covered under DOPT OM No. 49019/1/2006-Estt.C dated 11-12-2006 as per this Directorate Letter no. 19/176/2004-EC-X dated 11-03-2011 may be treated as deemed regularized subject to their eligibility and availability of vacancy. Post regularization benefits will be admissible as per DOPT O.M.No. 49014/2/2014-Estt.(C) dated 28-07-2016(copy enclosed). All similar cases pending in the Courts shall be settled accordingly so as to reduce unnecessary litigation.

(Action : All CEs/EC-X)

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Agenda (ii) After going through the Judgement of Hon'ble Supreme Court dated 28-04-2017, it was decided to call for information regarding likely financial implication in case the Apex Court Orders are in favour of implementation of payment of Double OTA beyond 2003. All participants were requested to furnish the likely expenditure to be incurred in respect of all pending claims to this Directorate within a week. (Action : All CEs/EC-X)

The meeting concluded with thanks to the chair and all the Participants.

The list of participants is at Annexure-I.

Annexure-I

List of participants in the meeting taken by ADG(S&P) on 17-07-2017 regarding regularization of deceased workmen and matters regarding the Judgement of Hon'ble Supreme Court dated 28-04-2017 in respect of Double OTA

S.No.	Name & Designation(S/Shri)	Phone No.
1	Harnam Singh, DDG(HQ)	9478663111
2	Rabindra Kumar, CE(NDZ-VIII)	9810257544
3	Bijendra Kumar, CE(NDZ-V/VII)	8800633200
4	Sugan Lal Meena, CE(NDZ-VI/II)	9874216611
5	Ramesh Chandra, CE(NDZ-IV)	9818857377
6	P.K.Singh, CE(NZ-II)	9899034680
7	S.P.Chaudhary, CE(NDZ-I)	9871512727
8	Sanjeev Rastogi, Dir(P&WA)PWD	9818930840
9	Rajeev Sharma, SE(DCEC-VII)	882679206
10	Gagendra Kumar, SE(DCC-VII)	9013925290
11	B.K.Pati, Dir(Admn-II)	971741085
12	Sanjeev Aggrawal, EE(EI.) Coord(NR)	9968670605
13	Gyani Ram, EE,Div'S'	9717671519
14	Sunil Parashar, EE(HQ)(NDZ-V)	9971808899
15	Ashok Kumar, EE(HQ)(NDZ-VII)	8800652228
16	P.K.Srivastava, EE(E)EMD(W, PWD	9910067630
17	M. Dabur, DD/HD-VI	9810876003
18	V.P.Singh, DD(Hort.)/Div-1	9818229269
19	Virinder Kumar, DD(E) PWD	9650559764
20	Shyam Gulani, LDC, Coord.NR	9899286669