

Filed on : 10.10.2014
Order reserved on : 27.10.2020
Order Pronounced/ Issued on : 07.11.2020
Duration : 06Y27D



RASHTRASANT TUKADOJI MAHARAJ NAGPUR UNIVERSITY, NAGPUR

BEFORE THE GRIEVANCES COMMITTEE

(Presided over by Shri Arvind J. Rohee, Former District Judge)

Grievance Petition No. 07/2014

Shri Anil Gangaram Dodewar
38, Mitra Nagar, Manewada Cement
Road, Nr. Katarmal's 'Shalini
Palace', Nagpur-27
Mobile No. 9049800714

- Grievance
Petitioner/Applicant

Versus

1. Stree Shikshan Prasarak
Mandal's Through its
President/Secretary

- Non-applicants

2. The Principal, SSPM's Mahila
Mahavidyalaya, 152,
Nandanvari, Nagpur-09

ORDER

(Delivered on 07.11.2020)

1. The Applicant approached this Committee under
Section 79 (1) of the Maharashtra Public Universities Act,
2016 with the grievance that the past service rendered by him

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in the previous college before joining the present College run by the Non-applicant No. 1 has not been counted and taken into consideration for the purposes of giving all the monetary benefits to him.

2. The Applicant was initially appointed as Lecturer by the Local Management Committee of Vilasrao Deshmukh College of Engineering and Technology, Mouda, District Nagpur in English subject on ad-hoc basis with effect from 06.09.2008. On 24.07.2009 the University Selection Committee approved the appointment and he was posted on regular basis from the said date. Subsequently on the advertisement issued the Applicant was again selected for the post of Lecturer by the University Teachers Selection Committee and was appointed on 07.12.2010 in Mahila Mahavidyalaya, Nandanvan, Nagpur run by the Non-applicant No. 1. It is stated that there was no break in service. Both the appointments being on regular basis the Applicant claimed continuity without break in service and counting of the past service for placement and other benefits from 06.09.2008. Since the same was not approved by the Non-applicants, the present Grievance Petition is filed on 10.10.2014.

3. On notice the Non-applicants vide reply dated 03.02.2015 conceded that in accordance with rules the

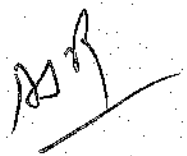
Applicant is entitled to the benefit of counting of past service with effect from 16.09.2009. However, actual relief is not granted to the Applicant so far.

4. The record shows that the previous Grievances Committee considered the grievance. However, final order could not be passed. Hence the present Grievances Committee summoned both the parties and on 27.10.2020 heard the Applicant and Dr. Vandana Bhagdikar, Principal of the College on behalf of the Non-applicants. The Committee carefully perused the case record and members present discussed the issue involved.

5. The only point arises for consideration is whether the Applicant is entitled to the benefit of past service to be counted for placement and all other monetary benefit from the date of his initial appointment on 06.09.2008?

REASONS

6. It is not disputed that the Applicant was initially appointed on an ad-hoc basis in previous college and subsequently on a regular basis in the same college. Thereafter he was appointed in the college run by the Non-applicant No. 1 without break in service, on the same post. In view of the provisions of UGC Regulations on



minimum qualification dated 30.06.2010 and particularly Clause 10 and 10.1 thereof, the Applicant fulfills all the criteria mentioned therein. However, the previous service rendered on ad-hoc basis cannot be counted or taken into consideration for placement and other purposes and it is only the regular service which is liable to be counted. As stated earlier the Applicant is already appointed on regular basis in previous college with effect from 24.07.2009 and as such the Applicant is entitled to the benefit of counting of his previous service with effect from 24.07.2009 and not from 16.06.2009 as stated by the Non-applicants or from 06.09.2008 as stated by the Applicant.

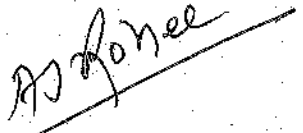
6. In view of the above discussion the present Grievance Petition is allowed.

7. The Non-applicants are directed to extend benefit of previous service rendered by the Applicant with effect from 24.07.2009 and it be counted there from for all purposes such as placement, promotion etc.

8. The above placement be extended to the Applicant by taking necessary steps by the Non-applicants by passing the office order in accordance with rules, within a period of two months from the date of receipt of copy of this order and the arrears of monetary benefits be settled and paid to the Applicant, within further period of two months.

9. Office is directed to forward copy of this order to both the Parties at the earliest for taking appropriate steps in the matter as directed above.

Nagpur:
7th November 2020


(Arvind J. Rohee)
Chairman,
Grievances Committee
Rashtrasant Tukadoji Maharaj
Nagpur University, Nagpur