

- (xii) Effective date of appointment in respect of Sri Devesh Walia Lecturer, Geology, PUC, Aizawl.

Sri Devesh Walia was appointed against a leave vacancy through a regular selection board in accordance with the advt. no.F-51/Estt-II/88-6065 dt. 22.10.88 and approved in the 65th B.C. resolution No.65:89:6.01(1). An extract copy of the B.C.'s minute is at Annexure 'A'. His initial appointment was w.e.f. 15.7.89 which was extended from time to time as follows :

- 1) w.e.f. 15.7.89 to 17.12.89 order no.F.15-86/Estt-II/89-4960 dt. 7.9.89 - P17c.
- 2) w.e.f. 18.12.89 to 17.12.90 order no.F.15-86/Estt-II/89-7673 dt. 7.12.89 - P71c.
- 3) w.e.f. 19/12/90 to 18/12/91 order no.F.15-86/Estt-II/89-8665 dt. 22.2.91 - P76c.
- 4) w.e.f. 19.12.91 to 18.12.92 order no.F.15-86/Estt-II/86-7775 dt. 23.1.92 - P80c.

or untill further orders.

The orders quoted above are at annexure B,C,D,E.

Subsequently, the 80th B.C. resolution No.BC:80:93:6:02 (vii) held on 6.12.93 regularised his appointment as a very special case and he joined the post w.e.f. 7.3.94. This is at annexure F. Mr Walia has now appealed (at Annexure G) to consider his appointment with retrospective effect i.e. 15.7.89 and and service benefits be given to him. But prior to his regular appointment there was one day break on 18.12.90. The extension order no. 8665 dt.22.2.91 at Annexure 'D' approved by V.C. w.e.f. 19.12.90 or untill further order is with a condition that Sri Walia will have no claim for regular appointment, seniority etc. In view of the above the council may like to consider regularisation of his past service w.e.f. 19.12.90 and not from 15.7.89 as claimed by Mr. Walia.

In view of the above, the matter is placed before the B.C. for consideration.

No.F.15-86/Estt.II/89-  
Dt.26.6.97.

Annexure A

(i) Recommendations of Selection Committees -

no. EC:65:89:6:01:(i) : The Council considered the recommendations of the various Selection Committees for appointment to faculty positions and RESOLVED to approve the recommendations as indicated below :-

Department of Geology :

Lecturer (PUC) : 2. Shri D. Walia against a leave vacancy.

Annexure B

No.F.15-86/Estt-II/89-4960

Dtd. the 7th Sept.'89

Appointment Order

On the recommendation of the Selection Committee the Executive Council, vide resolution no.EC.65:89:6:01:(i) taken in its meeting held on 1-2-89 is pleased to appoint Shri Devesh Walia as Lecturer in the Department of Geology, NEHU, P.U.C., Aizawl, on a purely temporary basis against leave vacancy in the scale of pay of Rs.2200-75-2800 -100-4000/- plus usual allowances admissible under rules to the Central Govt. employees of the same grade posted at Aizawl w.e.f. 15th July 1989 to 17th Dec 1989 or untill further order whichever is earlier.

Shri Devesh Walia be governed by the Act, Statute, Ordinances, etc. of the University as amended from time to time.

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-2-

The initial pay of Shri Devesh Walia is fixed at Rs.2200/-

Sd/-

Assistant Registrar  
(Estt)

Copy to :-

- 1) The F.O., NEHU, Shillong.
- 2) The Accounts Section, NEHU, Shillong.
- 3) The Principal, P.U.C., Aizawl, Mizoram.
- 4) Shri Devesh Walia, Lecturer, Geology Deptt. P.U.C., Aizawl,
- 5) The P.S. to V.C., NEHU, Shillong.
- 6) The Planning Officer, NEHU, Shillong.
- 7) The Guard File/Personal File.

Annexure C

NO.F.15-86/Estt-II/89-7673

Dt. 7.12.89

ORDER

In continuation of this office order No.F.15-86/Estt-II/89-1960 dt. 7th Sept. 1989, the Vice-Chancellor is pleased to extend the term of appointment of Shri Devesh Walia as lecturer in the Department of Geology, NEHU, PUC for a further period of one year w.e.f. 18.12.89 to 17.12.90 or until further orders whichever is earlier on the same terms and conditions.

Sd/-

(J.N.S. Khongwir)  
Assistant Registrar,  
Establishment.

Copy to :-

1. The F.O.: NEHU, Shillong.
2. The Accounts Section, NEHU, Shillong.
3. The Principal, P.U.C., Aizawl, Mizoram.
4. Shri Devesh Walia, Lecturer, Geology Deptt., PUC, Aizawl.
5. The P.S. to V.C., NEHU, Shillong.
6. The Planning Officer, NEHU, Shillong.
7. Personal File.

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ANNEXURE DNORTH-EASTERN HILL UNIVERSITY  
LOWER LA CHAUMIERE, SHILLONG

No.F.15-86/Estt-II/89-8665

Dated 22.2.91ORDER

Subject to ratification by the Executive Council, the Vice-Chancellor is pleased to appoint Shri Devesh Walia as Lecturer in the Department of Geology NENU, PUC, Aizawl for a period of one year w.e.f. 19-12-90 or until further orders whichever is earlier.

The appointment will not confer on Shri Walia to claim for regular appointment, seniority etc.

sd/-

J.N.S. Khonwir,  
Assistant Registrar (Estt)

Copy to :-

- 1) Finance Officer, NENU, Shillong.
- 2) Accounts Section, NENU, Shillong.
- 3) Principal, PUC, Aizawl.
- 4) Shri Devesh Walia, Lecturer, PUC, Aizawl.
- 5) P.S. to V.C. NENU, Shillong.
- 6) Planning Officer, NENU, Shillong.

Annexure E

No.F.15-86/Estt-II/86-7775

Dt. 23.1.92ORDER

In continuation of this office order No. F.15-86/Estt-II/86-8665 dt. 22-2-91 the Vice-Chancellor is pleased to extend the terms of appointment of Shri Devesh Walia as Lecturer in the Department of Geology NENU, PUC, Aizawl, for a further period of one year w.e.f. 19th Dec. 1991, or until further order

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whichever is earlier on the same terms and conditions.

Sd/

Assistant Registrar  
(Estt)

Copy to :-

1. F.O., NEHU, Shillong.
2. Accounts Section, NEHU, Shillong.
3. Principal, PUC, Aizawl, Mizoram.
4. Shri Devesh Wallia, Lecturer, PUC, Aizawl, Mizoram
5. Planning Officer, NEHU, Shillong.

ANNEXURE F

An extract of the 80th meeting of the Executive Council held on the 6th December, 1993.

- (vii) Appeal of Shri Devesh Wallia for regularisation of his services as Lecturer in Geology PUC, Aizawl.

No:EC:80:93:6:02: (vii) : The Council considered the appeal made by Shri Devesh Wallia for regularisation of his services as Lecturer in Geology at P.U.C. and RESOLVED to authorise the Vice-Chancellor to approve the case after ascertain that he has gone through the process of appearing before regularity constituted selection Committee, as a very special case. The Council further RESOLVED that other similar cases may be regularised in the same manner subject to the condition that a clean vacancy exists.

ANNEXURE G

To  
 The Vice Chancellor  
 North Eastern Hill University  
 Shillong

(Through the Principal, P.U.C, Aizwal)

Sub : Effective date of appointment on regular basis  
 - fixation of pay (as per the last pay  
 certificate.

Reference : NEHU Letter no.F.15-86/Estt-II/89-2031,  
 dated 13-08-96.

Respected Sir,

With respect to the above referred letter I beg to submit the following for your perusal and favourable action : The period of my service from 15-07-89 to 06-03-94 has not been considered on the ground that I rendered the service as an "Adhoc Lecturer". My submission is that the original offer of my appointment and the subsequent appointment order (F.No.2-40/Estt.II/89-441, dated June 6, 1989 and No.F.15-86/Estt-II/89-4960 dated 7, September, 1989), following my selection by a Regular Selection Committee and the approval by the Executive Council (vide resolution no.EC:65:89:6:01:(i) did not use the nomenclature "Adhoc Lecturer". All the subsequent Extensions of my service were continuous as a lecturer and hence I was given regular increments. Incidentally, the original advertisements which I responded to, was for the post of Lecturer in Geology (PUC) (NEHU Advt. No. 1-15-Estt-II/88/6005 dated 22-10-88).

I may be permitted to mention that an Adhoc Lecturer Visiting Fellow is appointed by Local Selection Committee (NEHU Statute 20:7:(i) and (iii) for a specific period with a break in service for a day at least before appointment for further specific period and as such, such a teacher continues to draw the basic pay without any increment not withstanding the number of years of service he/she puts in the same capacity.

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In this connection I may draw your kind attention to the Executive Council Resolution wherein my case for regularisation (not for appointment) as a Lecturer was approved as a 'very special case' (EC:80:93:6:02:(vii)

(Enclosure no.1). Further, I want to state that although, my representation to the Executive Council was for regularisation from 15.07.'89. I was offered for second time on 16-02-1994, the post of Lecturer, on the basis of interview held in New Delhi on 24th January, 1989. In fact, against which I had been already offered (vide EC resolution No.EC:65:89:6:01:(i) and F.No.2-40/Estt.II/89-441, dt. 06.06.1989 the post of lecturer, I have been working since 15.06.1989, and was drawing Rs.2500.00 per month as the basic salary on the date of second offer. (Enclosure No-2).

I shall be obliged if, in view of the special nature of my case, as approved by Executive Council, I am kindly be given the benefit of my services w.e.f. 15th July 1989 and an Executive Order is issued to fix my pay accordingly.

Sir, please do the needful at an early date without further delay to meet the natural justice.

Thanking you in anticipation.

Yours faithfully,

Sd/-

(DEVLISH WALLIA)  
Lecturer, Geology

- (viii) Distinction between Full time casual workers and part time casual workers under NEHU.

No:EC:93:97:6:6:(viii): The Council considered the proposal to declare the normal working hours of casual workers as  $6\frac{1}{2}$  hours per day and to classify them as full time casual workers and supercede its earlier decision of the 62nd meeting and RESOLVED to refer the matter to Finance and Internal Audit for thorough examinations.

- (ix) Reimbursement of Medical expenses in respect of Mrs S Chauhan, wife of Prof Y S Chauhan, Department of Botany.

No:EC:93:97:6:6:(ix): The Council considered the grant of 100% reimbursement in respect of medical expenses incurred by Mrs S Chauhan, wife of Prof Y S Chauhan and RESOLVED that since the case was of an emergency nature the same may be sanctioned.

- (x) Rationalisation of pay scale of Assistant Press Manager.

No:EC:93:97:6:6:(x) The Council considered the rationalisation of pay scale of the Assistant Press Manager and RESOLVED that the matter be referred to the Advisory Committee for Cadre Management and the Report of the same may be placed to the Council in its next meeting.

- (xi) Payment of Leave Salary and Pension Contribution in respect of Prof M N Karna and release of increment regarding.

No:EC:93:97:6:6:(xi): The Council considered the release of increment of Prof M N Karna and RESOLVED that he should pay the leave salary and pension contribution due from him before the same can be considered.

- (xii) Effective date of appointment in respect of Shri Devesh Walia, Lecturer, Geology, PUC, Aizawl.

No:EC:93:97:6:6:(xii) The Council considered the regularisation of the past services of Shri Devesh Walia, Lecturer in Geology, at PUC, Aizawl and RESOLVED that his services may be regularised with effect from 19.12.90 only.

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