

ix) IN GRANTING TEMPORARY STATUS
TO 3 (THREE) MUSTER ROLL LABOURERS W.E.F. 17.1.1999 i.e.
RECKONING ELIGIBLE SERVICE FROM 17.1.1998.

BACK GROUND INFORMATION :

The 3 (three) Muster Roll Labourers viz. Shri.Ram Chandra Roy, Shri.Jitendra Singh and Shri.Devendra Singh were earlier employed by the Maintenance Cell for the water works/pump operations w.e.f. November, 1990. They remained in service until 9.9.1994 when they were terminated on account of their cease work termed illegal strike. The affected persons approached the Court of Law against the termination of service and vide its order dated 3.12.1997, the Hon'ble High Court, Shillong Bench granted re-instatement with, inter-alia, implied treating them as on duty all along the period when they were not actually on duty, and payment of back wages thereof. On principles of natural justice, the University re-inducted them w.e.f. 17.1.1998 but also appealed to the Appellate Court against the implications vis-a-vis the past services and slack period.

MATTER THAT CAME UP FOR CONSIDERATION :

As and when the 3 (three) labourers were re-inducted i.e. w.e.f. 17.1.1998, the University's Daily wage policy applicable, provided for payment of wages on fixed rate at Rs.50/- (Rupees fifty) only per working day. The labourers concerned were aggrieved at the regulation of wages and prayed for payment on pro-rata basis with reference to the Group 'D' scale plus D.A.. The stand maintained by them was on the basis of their earlier spell of service ante 1993 which they had qualified for grant of Temporary Status had it not been for the erstwhile terminations for service which implied a break in their services. The University having appealed to the Appellate Court with reference to the implications vis-a-vis their past services and break in service, did not entertain them for grant of Temporary Status effective from 1993. The labourers expressed their

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inability to contest the Writ Appeal filed by the University, on financial ground. They however, expressed their readiness to forfeit the earlier spell of services to facilitate the University to withdraw the Writ Appeal and to grant them Temporary Status from the date eligible after re-induction. One year service is the eligible criteria for grant of Temporary Status.

The compromissive approach was considered and approved by the Vice-Chancellor since vetted by the University's senior Counsel at Gauhati. Temporary Status was accordingly conferred on them effective from 17.1.1999.

The matter is placed before the Council in view of the fact that the grant of temporary status as approved by the Council vide resolution No.EC:98:98:6:6:(v) placed at Annexure 'A' was applicable only to the casual labourers who completed 1 (one) year services as on 1.9.1993 and who were all along in service as on the date when the Executive Council adopted the Scheme. Whereas the 3 (three) labourers did complete 1 (one) year service on 1.9.1993 but were not on continuous service as on the date when the Executive Council adopted the Scheme.

The matter is placed before the Council for ratification of the action taken by the Vice-Chancellor in granting Temporary Status w.e.f. 17.1.1999 reckoning eligible service with reference to their date of re-induction 17.1.1998.

EXTRACT TAKEN FROM THE 98TH MEETING OF THE EXECUTIVE COUNCIL HELD ON 15TH SEPTEMBER, 1998.

(v) GOI/UGC Scheme on "Grant of Temporary Status and regularisation in respect of Casual Labourers in Central Universities.

EC:98:98:6:6:(v): The Council considered the Casual Labourers (Grant of Temporary Status and Regularisation) Scheme of Government of India, 1993, and RESOLVED to accept the Scheme and that it be extended to the Daily wage workers with 6½ (six and half) and 6 (six) working hours per day that the total number of working hours per week be made not less than 40 (forty) hours.

EXTRACT OF CLAUSE 3 (THREE) OF THE DEPARTMENT OF PERSONNEL AND TRAINING'S SCHEME ON GRANT OF TEMPORARY STATUS TO CASUAL LABOURERS - NOTIFIED VIDE OM.No.51016/2/90-Estt(C). DATED 10.9.1993.

This Scheme is applicable to casual labourers in employment of the Ministries/Departments of Government of India and their attached and subordinate offices, on the date of issue of these orders.

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- (iv) Request for extension of study leave by Shri
PK Mitra, Assistant Librarian, NEHU, Shillong.

EC:108:2000:3:(iv): The Council ratified the action taken in granting extension of Study Leave to Shri PK Mitra, Asstt. Librarian for a period of two months and thirteen days w.e.f. 12.10.2000.

- (v) Request for extension of Extra-Ordinary Leave
in respect of Dr. Elizabeth Laitflang, Reader,
Department of Political Science.

EC:108:2000:3:(v): The Council ratified the action taken in granting extension of EOL to Dr. Elizabeth Laitflang, Reader in Political Science for a period of one year w.e.f. 1.7.2000.

- (vi) Appointment of Head, Department of Commerce,
NEHU, Shillong.

EC:108:2000:3:(vi) : The Council ratified the action taken in appointing Prof. VK Kumar as Head, Department of Commerce for a period of three years.

- (vii) Nomination of a member to the Finance Committee.

EC:108:2000:3:(vii): The Council ratified the action taken in nominating Prof. JB Bhattacharjee as a Member of the Finance Committee of the University.

- (viii) Grant of Extra-Ordinary Leave to Shri Thomas Job K.
Scientific Officer , RSIC, NEHU, Shillong.

EC:108:2000:3:(viii): The Council ratified the action taken in granting EOL to Shri Thomas Job K., Scientific Officer, RSIC for a period of one year w.e.f. 7.8.2000.

- (ix) In granting temporary status to 3 (Three) Muster Roll
Labourers w.e.f. 17.1.99 i.e., Reckoning eligible service
from 17.1.1998.

EC:108:2000:3:(ix): The Council ratified the action taken in granting temporary status to the following Muster Roll labourers w.e.f. 17.1.1999.

1. Shri Ram Chandra Roy.

2. Shri Jitendra Singh
3. Shri Devendra Singh.

The Council further RESOLVED that all adhoc / temporary appointments be reviewed.

(x) NEHU Representatives to the Governing Body of different Colleges.

EC:108:2000:3:(x): The Council ratified the action taken in nominating the following teachers as NEHU Representatives to the respective Colleges.

Name of the College	Name of the NEHU Representatives
1. Alpine College	1. Prof. JC Binwal 2. Prof. BL Swer
2. Nongstoin College	1. Prof. N. Hasan 2. (Ms) B. Lyndem Laso
3. Lalmingthanga College	1. Dr. Ramhmingthangi Ralte 2. Mr. Lalrintluanga
4. Tura Law College	1. Prof. S. Ganguly 2. Prof. CR Marak
5. Govt. Serchip College	1. Prof. LK Jha 2. Dr. LN Singh
6. Bungkawn College	1. Prof. Tlanglawma 2. Dr. RS Wangu
7. Lunglei Morning College	1. Dr. RS Wangu 2. Dr. Ramhmingthangi Ralte
8. Khad-Ar-Doloi Law College	1. Prof. M. Lalwani 2. Prof. N. Hasan