

(iii) House Allotment and retention of quarter by the re-employed teachers.

AGENDA NOTE TO THE GOVT. OF INDIA, MINISTRY OF TOURISM AND CIVIL AVIATION, NEW DELHI, INDIA. DATED 15.12.96

- I. Representation submitted by the Gen. Secretary, NEHUTA (Annex-I) with an enclosure Annex-II (Govt. of India Order).
- The General Secy., NEHUTA conveys the resolution of the NEHUTA Executive Council to follow the existing house allotment rules (Annex III) which have been framed and accepted by both NEHUTA & NEHUNSA and approved by NEHU Executive Council.
- In this context Rule at Page 2 Clause (h) of the Residence Allotment Rules approved by the EC clearly says that "Allotment Seniority" of an employee in relation to the type of residence to which he/she is eligible means the seniority in a particular place of posting of the employee employed on a regular basis in the slab of salary relevant to a particular type of residence in the University. Similarly, as per Govt. of India, Ministry of Tourism and Civil Aviation Notification S.R.317, XXVI, AD-2 states (h) 'Priority Date' for any type of residence is, for the purpose of initial allotment, the date from which an officer has been continuously posted at a station. Temporary absence from the station either on leave may not affect the priority date.
- II. Representation No. Chem/SNB/EC/96 received from Prof. S.N. Bhat, Prof., Department of Chemistry for retention of L-Type quarter in the light of his representation placed at Annex-IV. Prof. S.N. Bhat was allotted P-Type quarter No. E as per his entitlement vide letter No. F.4-1/EMS/96-1094 dt. 7.9.96 Annex-V. Subsequently, Prof. S.N. Bhat vide his letter No. Chem/SNB/Genl/96(iv) dt. 13.8.96 Annex-VI has requested to allow him to retain quarter No. 28 (L-Type). His request was placed to the Residence Allotment Committee for consideration in its meeting held on 28.8.96. In pursuance of the decision taken by the Residence Allotment Committee in its meeting held on 28.8.96 vide its Resolution Item No. 2 (Abstract) stated that he should occupy the allotted quarter within a stipulated time Annex-VII. The decision was communicated to Prof. S.N. Bhat vide letter No. F.4-1/EMS/96/Vol-II/3422 dt. 12.11.96 (Annex VIII) and in response to this Prof. S.N. Bhat has again represented for placing before the next EC meeting for its consideration (Annex IV).
- Similarly, Prof. R.L. Walli has also represented with a request to allow him to retain the present L-Type Qtr. No. 2. The Residence Allotment Committee resolved by Resolution No. 3 held on 28.8.96 that Prof. R.L. Walli should occupy the P-Type Qtr. No. D within the stipulated period which is in line with Rule 5 Clause (ii) as

Contdd.....P/2,.....

"No residence of high type shall be allotted to an employee of the University than one is entitled to. However, if one request for a type lower than one's entitlement one will be considered for allotment for that type by considering one's seniority in the University. Provided that if one is allotted a higher quarter may apply for a quarter of a type lower than one's entitlement it may be considered if it does not affect the interest of the employees in the lower cadre who are entitled to that quarter".

The decision of the Residence Allotment Committee has been communicated to Prof. R.L. Walli vide Annex-IX yet he has intimated his refusal vide Annex-X.

III. Instances has cropped up in respect of Prof. H. Junjappa and Prof. T.S.B. Narasaraju who had since retired from services but re-employed in the University, continues to live in the quarters allotted to them since there is no term of reference in the Allotment Rules in this respect.

Wherein under Resolution No. 7 (Annex-XI) the Residence Allotment Committee resolved that there should be a term of reference for a provision of retention of quarter by Teachers who are re-employed in the University services till the expiry of their tenure of re-employment, as the case may be.

The EC may like to approve it.

The Agenda note is thus placed to the Council along with the Annexures for favour of decision after deliberation on the points stated above.

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ANNEXURE - I

September 24, 1996.

To,

The Chairman,
Executive Council,
NEHU, Shillong -793 022.

Subject : House Allotment Rules.

Dear Sir,

We have come to know about a representation made to you regarding the criteria for house allotment. In this context, we wish to inform you that the matter was discussed in NEHUTA executive committee held on 12.9.1996. The committee resolved to follow the existing house allotment rules which have been framed and accepted by both NEHUTA and NEHUNSA, and approved by NEHU Executive Council.

Therefore, NEHUTA strongly feels that the present house allotment rules should be strictly followed. We would like to mention that for central Government employees also the date from which an officer is continuously posted at a station is considered for any type of house allotment (Please see the enclosure).

Thanking you,

With kind regards.

Yours sincerely,

sd/-

(B. B. P. Gupta)
General Secretary, NEHUTA, Shillong.

Extracted from Govt. of India, Ministry of Tourism and Civil Aviation, Notification.

S.R.317-XKVI-AD-2

Definitions

- (h) 'Priority Date' for any type of residence is, for the purpose of initial allotment, the date from which an officer has been continuously posted at a station. Temporary absence from the station either on leave or temporary transfer will not in any way affect the priority date, provided that :
- (1) in the case of an officer already in occupation of accommodation and who subsequently qualifies for higher type, the 'priority date' for higher type will be the date on which he becomes eligible for such type of accommodation.
 - (2) if two or more officers have the same priority date, the priority among them shall be determined by the amount of emoluments, and if emoluments are equal, by the length of period from which such emoluments are drawn.
 - (3) all conditions as stipulated in (1) and (2) being equal, the seniority in age will reckon the 'Priority date'.

Extracts/Rules for Allotment of Residences Item No. 12. DEFINATION :

(h) "Allotment Seniority" of an employee in relation to the type of residence to which he/she is eligible means the seniority in a particular place of posting of the employee employed on a regular basis in the slab of salary relevant to a particular type of residence in the University.

Provided that where the date of seniority of two or more employees is the same, seniority amongst them shall be determined by the amount of basic pay the employee is drawing, i.e. employee in receipt of higher pay will take precedence over the employee drawing lower pay and where the pay are equal, seniority amongst them for the purpose of allotment of residence shall be determined by seniority in age.

5. ALLOTMENT OF RESIDENCE :

(ii) No residence of high type shall be allotted to an employee of the University than one is entitled to. However, if one request for a type lower than one's entitlement, one will be considered for allotment for that type of considering one's seniority in the University. Provided that if one is allotted a higher quarter may apply for a quarter of a type lower than one's entitlement it may be considered if it does not affect the interest of the employees in the lower cadre who are entitled to that quarter.

(iv) If any employees fails to accept the allotment of residence within fifteen days or fails to take possession of the residence after acceptance within one month from the date of receipt of the letter of allotment, the allotment shall stand automatically cancelled and shall be deemed to have been surrendered by the allottee.

(v) An employee after surrender of an allotted accommodation if entitlement may apply again for another accommodation. However, the allotment seniority of such an employee will be counted from the date of surrender or deemed surrender of the allotment.

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ANNEXURE - IV

Cham/SMB/E. C/96-45

Professor S.N. Bhat,
Qtr. No.28
NEHU P.Campus

14 November, 1996.

To,

The Chairman,
Executive Council
North Eastern Hill University
Shillong.

Sub: Retention of L-type quarter :# Q.No.28

Ref : D.R.(Estate) letter No.F.4-1/EMS/96/Vol-II/3422 of
12.11.96. Under provision 32 right to appeal of NEHU Act,
1973.

Sir,

I come to stay in L-type quarter, quarter No.28, NEHU P.Campus
in October, 1987 and since then I have been here.

In August 1996 I was allotted P-type quarter, No.'E', with a
request to move in within a month. As I do not have many more
years to go and only two of us that is my wife and I stay here
we do not need a bigger house. I wrote to the Chairman,
Residence Allotment Committee requesting him to allow me to
forgo my claim for a P-type house in favour of my present
L-type accommodation.

Now D.R.(Estate), in his letter of 12.11.96 (copy enclosed)
writes to say that the RAC has turned down my request and
decided that I should move out of the present house into
P-type house allotted to me.

Sir, I am baffled and shocked by the decision of the RAC,
when even Govt. of India Rule with regard to allotment of
residence house says- 'If an officer occupying a lower type
residence is allotted or offered a residence of the type
for which he is eligible, he may, on refusal of the said
allotment or offer of allotment, be permitted to continue
in the previously allotted residence on the following
condition:-

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" Such an officer shall not be eligible for another allotment of eligible type of residence for the remaining period of the allotment year in which he has declined the allotment offer".

Sir, I am therefore making this appeal to the Executive Council through you so that the council could kindly allow me to continue to stay in quarters No. 28 - that is my present accommodation.

I shall assure you Sir, I will never ask for a larger accommodation (P-type house) during my stay at NEHU.

Thanking you,

Yours faithfully,

sd/

S.N. Bhat

Copy to: - Deputy Registrar (Estate) NEHU, Shillong.

NORTH-EASTERN HILL UNIVERSITY
SHILLONG

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No.F.4-1EMS/95-96/1094

August 07, 1996.

NOTIFICATION

In pursuance of the decision taken by the Residence Allotment Committee meeting held on 23.7.96 the following teachers of the University have been allotted official quarters at Permanent Campus as per details shown below.

Sl. No.	Category	Name	Qtr.No.
<u>P-Type (General)</u>			
1.		Prof.A.L.Verma	A (Near Sub-Station II)
2.		Prof.R.S.Tripathi	B n
3.		Prof.R.K.Rai	C e
4.		Prof.R.L.Walli	D w
5.		Prof. S.N.Bhat	E Qtrs.
6.		Prof.(Mrs)S.Miri	F
<u>P-Type (SC/ST)</u>			
1.		Prof.(Mrs) H.Giri	G (new qtr)
<u>L+Type(General)</u>			
1.		Dr.N.Kumar	08
2.		Dr.B.K.Sharma	13
3.		Prof.E.N.Lal	20
4.		Dr.E.D.Thomas	26
5.		Dr.R.C.Laloo	28
6.		Dr.(Mrs) N.Syiem	31
7.		Dr.B.L.Swer	37
8.		Dr.H.W.Sten	43
9.		Dr.(Mrs)B.War	60
<u>L-Type (SC/ST)</u>			
1.		Dr.B.Myrboh	09
2.		Dr.B.MJyrwa	10

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The above allottees are hereby requested to intimate their acceptance within 15(fifteen) days from the date of issue of this offer failing which the allotment will be deemed cancelled.

Further, they are also to note that in the event of their acceptance, they are required to make necessary arrangement to occupy the quarter within 30(thirty) days from the date of this offer failing which the allotment will also stand cancelled.

Kindly communicated the letter of acceptance/refusal in the enclosed format.

Yours faithfully,

Sd/-

(L.H.Sailo)

Convener,
Residence Allotment Committee,
and
Dy.Registrar(Estate)

Copy to:

1. Above allottee.
2. PS TO VC for VC's kind information.
3. SPA to OSD, NEHU, Shillong.
4. Proctor, Permanent Campus, NEHU, Shillong.
5. Finance Officer, NEHU, Shillong.
6. President/Gen.Secy., NEHUTA, NEHU, Shillong.
7. Asstt.Engineer(Civil)/(Elect), Maintenance Cell, NEHU, Shillong. In this connection, it is requested that any minor repairs for those allotted quarters mentioned above may kindly be attended on priority basis.
8. Security Officer, NEHU, Shillong.

Sd/-

(L.H.Sailo)

Convener,
Residence Allotment Committee
and
Dy.Registrar(Estate)

No. Chem/SNB/Gen/96(iv)

August 13, 1996.

Prof. S.N. Bhat,
Department of Chemistry.

To

The Chairman,
Residence Allotment Committee,
NEHU, Shillong.Sub: Allotment of quarters : request for permitting me to continue
in qtr.No.28 (L.Type) instead of moving to 'P' Type Qtr No.E.

Ref: Letter No.F.4-1/EMS/95-96/1094 dt.7.8.96.

Sir,

Thank you for your above mentioned letter informing me that I have been allotted 'P' type quarter E in NEHU, P.Campus. I am staying in Qtr.No.28 which is of L-Type for the last 9 years and as I have only a few more years of service left I would like to continue in the same house, as long as I am in the service of NEHU and I shall not claim 'P' type quarter in future.

I would like to mention that the rule 5(ii) for allotment of residence says, ".... provided that if one is allotted a higher quarter may apply for a quarter of a type lower than one's entitlement, it may be considered if it does not affect the interest of the employees in the lower cadre who are entitled to that type of quarter".

I would like to draw your kind attention to the fact that some of the teachers who are entitled for 'P' type quarters but at present are allotted and staying in 'L' type of quarters in NEHU, P.Campus they are :

Prof. S.S. Khare

Prof. Imdad Hussain

Prof. N. Malla

Prof. E. Lal

When I decline the 'P' type quarter the next person who is entitled for 'P' type quarter is Prof. S.S. Khare/Prof. Imdad Hussain/Prof. N. Malla/Prof. E. Lal who is staying in 'L' type quarter will be available for allotment.

Therefore, if I am permitted to continue in Qtr.No.28 (and thereby declining the allotment of 'P' type quarter) my continuation in Qtr.No. 28 will in no way affect the interest of any employee (in the lower

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cadre entitlement who is entitled to that (L-Type) quarter, as another 'L' type quarter will be available for allotment.

So, I request you to kindly permit me to continue in Qtr.No.28 (as long as I am in NEHU service) and I shall not ask for 'P' type quarter.

Pending the decision on my request, the implimentation of the present decision of residence allotment committee, pertaining to me, may please be kept in abeyance.

Looking forward for a favourable decision.

Thanking you,

Yours sincerely,

S.N.Bhat.

- Copy to: 1) President,NEHUTA.
2) President,NEHUNSA.
3) Dy.Registrar,Estate,NEHU.
4Z)PS to VC for Vice-Chancellor's kind information.

sd/-
S.N.Bhat.

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Extracted Minutes of the Residence Allotment Committee Meeting held on 28.8.96 in the Office Chamber of the Officer-On-Special Duty.

ITEM No.2.

The Committee in consideration of the Residence Allotment Rules 5(ii) did not accede to the request of Prof.S.N.Bhat in the matter of retention of L/Type quarter No.28.

It further resolved that Prof.S.N.Bhat should occupy P-Type Qtr.No.E as decided earlier (within the stipulated period).

ITEM No.3.

The Committee resolved that Prof.R.L.Walli should occupy the P/Type (General) Qtr.No.D within the stipulated period.

No.F.4-1/ EMS/96/Vol.II/3422

November 12, 1996.

To,

Prof. S. N. Bhat,
Department of Chemistry,
NEHU, Shillong.

Sub : Allotment of P-Type quarter No.'E' at Permanent Campus,
Umshing, Shillong in respect of Dr. S. N. Bhat.

Ref : No. Chem/SMB/gen/96(IV) dt. 13.8.96

Sir,

Your request for retention of L-type quarter No.28 at Permanent Campus was duly placed before the Residence Allotment Committee meeting held on 28.8.96 and the committee regretted its inability to accede to your request and have decided that you move to the P-type quarter No.'E' immediately. Accordingly, I am directed to request you to vacate the L-type quarter No. 28 in order to enable Dr. M. M. Singh to occupy the quarter and at the same time you are also requested to shift to P-type quarter No.'E' allotted to you within a fortnight reckoning from the date of issue of this letter otherwise RAC Rules 5(iv) & (v) shall have to invite in the matter as it affects the interest of the employee in the lower cadre who are entitled for that quarter.

Your kind cooperation in the matter will be highly appreciated.

Thanking you,

Mons faithfully,

sd/-

(L. H. Sailo)
Deputy Registrar (Estate)

Copy to:

1. Dr. MM. Singh, Professor, Deptt. of Science Education & Maths, NEHU, Bijni Complex, Shillong.
2. Dr. B.B.P. Gupta, Genl. Secretary, NEHUTA, NEHU, Shillong for information with reference to his letter dt. 16.10.96.
3. Chairman, Residence Allotment Committee (Prof. R.R. Mishra) Deptt. of Botany, NEHU, Shillong for information with reference to the ~~xxxx~~ discussion had with him on 6.11.96.

sd-

(L. H. Sailo)
Deputy Registrar (Estate)

No.F.4-1/EMS/96/Vol-II/3424

Dt.12.11.96.

To

Prof.R.L.Walli,
Department of Pol.Science,
NEHU,
Mayurbhanj Complex,
Shillong.

Sub: Allotment of P-Type quarter No.D at Permanent Campus,
Umshing, Shillong.

Ref: Your letter No.PSC/620 dt.16.9.96.

Sir,

Your request for retention of quarter No.L/28 at Permanent Campus was duly placed before the Residence Allotment Committee meeting held on 28.8.96 and the committee regretted its inability to accede to your request. Accordingly, I am directed to request you to kindly arrange immediate vacation of the L-Type Qtr.No.8 in order to enable Dr. N.Kumar to occupy the same to whom the quarter had been allotted. Consequently, therefore, you are requested to kindly shift to P-Type quarter No.D allotted to you within a fortnight, otherwise, the relevant RAC Rule 5(v) may invite in the matter as it affects the interest of the employees in the lower cadre who are entitled to that quarter.

Your kind co-operation in the matter will be highly appreciated.

Thanking you,

Yours faithfully,

Sd/-

(L.H.Sailo)

Dy.Registrar(Estate)

Copy to:

1. Dr.Niklesh Kumar, Deptt. of Zoology, NEHU, Shillong for information with reference to his letter dt.5.10.96, 14.10.96 & 31.10.96.
2. Dr.B.B.P.Gupta, Gen.Secy., NEHUTA, NEHU, Shillong for information with reference to his letter dt.16.10.96.
3. The Chairman, Residence Allotment Committee (Prof.R.B.Mishra) Deptt. of Botany for information with reference to the decision had with him on 6.11.96.

Sd/- 12/11/96

(L.H.Sailo)

Dy.Registrar(Estate)

Prof. R.L.Walli,
Political Science,
NEHU, Shillong.

26.11.1996.
No.Psc.676-77

To,

The Vice-Chancellor,
NEHU, Shillong.

Sub : Allotment of P-Type Quarters.

Dear Sir,

This is with reference to University's recent letter No.F.4-1/EMS/95-96/3481 dated 15th November, 1996.

In view of the grounds communicated to the University in my letter No.PS 620 dated 16th September, 1996, I am unable to shift to the P-Type Quarter and will continue to stay in my present quarter No.8.

Yours Sincerely,

sd/-

(R.L. WALLI)

- (iii) House Allotment and retention of quarter by the re-employed teachers.

No. EC:91:96:6:7: (iii): The Council deliberated on the House-Allotment Rules and RESOLVED that the professors occupying the L Type quarters may be offered the P Type quarter in turn and be given 15 days' time to move into the quarter failing which the matter will be reported to the Executive Council.

- (iv) Hiring of building for Pro-Vice-Chancellor's residence.

No. EC:91:96:6:7: (iv): The Council considered the hiring of a building for the Pro-Vice-Chancellor's Residence, Tura Campus and approved the same.

- (v) Duties and Powers of the Dean, Students' Welfare.

No. EC:91:96:6:7: (v): The Council considered the draft Ordinance on the Duties and Powers of the Dean, Students' Welfare and RESOLVED to approve the same.

- (vi): Delegation of Administrative & Financial Powers.

No. EC:91:96:6:7: (vi): The Council considered the draft Delegation of Administrative and Financial Powers and RESOLVED to approve the same.

Item No.7

FINANCIAL MATTERS -

- (i) Minutes of the Finance Committee.

No. EC:91:96:7:(i) : The Council considered the Minutes of the Finance Committee and while noting the same RESOLVED that the matter relating to payment of arrears to the staff should be taken up afresh with the University Grants Commission, and the matter reported back to the Council.