

ALL INDIA NAVODAYA VIDYALAYA STAFF ASSOCIATION

CENTRAL EXECUTIVE COMMITTEE GIRIJA BHAVAN,
VADAVATHOOR PO, KOTTAYAM, KERALA, 686010.

Reg.No.K 492/94

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Patron

Hon.DevuSinh
Chauhan,
M.P,LokSabha,
Kheda,Gujarat

Ref.No: AINVSA/CEC/2018/6thCPCRefixation/02

Date 02.02.2018

The Commissioner
Navodaya Vidyalaya Samiti
B-15 Institutional Area, Sector 62
Gautam Budh Nagar Dist.
NOIDA-201307
Uttar Pradesh

Total: 02 Pages

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Sub: Forwarding a request, as **Representation** on behalf of almost all 6th CPC Pay Scale Anomaly affected employees, to grant them a) **Upgraded Scale** as envisaged in 6CPC OR B) **EntryPayScale** as Fixation on 01/01/2006, and next DNI on 01/07/2006, to remove the 6th CpcPayAnomaly forever .

Ref: W.P©.8922/2017 and CM No 36502/2017, HighCourt of Delhi, decision date: 17 Jan2018

Deputy Gen. Secretaries

Gajendra Yadav
S.S. Nair, Gujarat
A Balakrishna, A.P
KM Shaji, Kerala

Hon'ble Sir,

This is to draw your kind attention and put forth a Representation on behalf of the employees : PGTs, TGTs, as well as equivalent category of staff, joined NVS in between the years1998 to 2005, and PRAYER by them..to get justice, without knocking the doors of CAT ,High Court or the Apex Court.(Enclosed herewith is a prima facie list of aggrieved 6CPCPayAnomaly affected JNV Staff, of all Regions)

1st PRAYER:

The enclosed list of employees ,as a sample,of a few 6th CPC Pay Scale Anomaly affected JNV employees, on behalf of all in their joining batch, would like to pray NVS to grant them the Upgraded scale as envisaged in 6CPC Report, Para No. 3.8.22 :

- Grade 5500-9000 of pre-revised to 7450-11500 Revised scale*
- Grade 6500-10500 of pre-revised to 7500-12000 Revised scale*
- Grade 7500-12000 of pre-revised to 8000-13500 Revised scale*

*The Principle submission is that the enclosed TGT list, inter alia, though not exhaustive, **are entitled to Rs7450/-**(existing basis as per Rule XVII(II),TGT,Section II, Part B, **multiplying by 1.86** which comes to **Rs 13857/-** and then **adding Rs 4600/-**(GP), and the **total arrives to be at Rs 18457, w.e.f 2006**,as the case may be. This is even supported by Rule 7 (A),(i),(ii) of CCS (RP) Rules,2008 and Notification dated 29/8/2008. The above tabular form ,similarly, is applicable to the PGTs, as well, as the case may be.*

*That similar situated employees working as **Selection Officers/Assisstants** in **Ministry of Agriculture, Deptt of Animal Husbandry,Dairy,Fisheries,Krishi Bhavan,** who **are equivalent to that of TGT teachers** are getting the revised pay scale of Rs 7450-*

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Representation for Upgraded scale ,Entry Pay contd...

11500, w.e.f 01/01/2006 as per Illustration 4[A] annexed to 6th Central Pay Commission(CPC) 2008 Rules vide order No A-1104.

ALTERNATIVE PRAYER/PLEA:

*The Principle that a senior employee cannot be paid less than his junior. In connection, your attention is invited to the NVS headquarter letter dated 05/01/2018, mentioned therein of stepping up with first TGT/PGT of 2006 . Mere stepping up, would once again create an anomaly of one increment or so. **Consequent upon the list of seniors, appended herewith, were already on rolls on 01/01/06, their next DNI ought to be on 01/07/2006, after re-fixation** . Presently, their basic pay on 01/01/2006 after revised pay is less than minimum pay scale of Rs 12540/- +Rs4600(GP)= **Rs 17140/-** w.e.f 01/01/2006 for the post of new recruited TGT Teacher.*

*Whereas, the enclosed list of employees are of the plea that they ought to get **Entry Pay Scale** , ie ., **fixation** with the minimum pay scale as prescribed to the new entrants on or after 01/01/2006., and not simply step up., in compliance to the judgements given by most CAT benches, even upheld by the Hyderabad High Court, Jodhpur Court(KV Case), Delhi High Court (NCT Teachers Union Case),Supreme Court of India ,and even endorsed by MHRD in similar cases.*

That JNV employees have been deprived of the Upgraded Scale bestowed to the Teachers in the 6CPC Report , even after a passage of a decade or so, albeit incorporated in the CCS(RP) Rules,2008 , and mentioned categorically therein.

That AINVSA has received messages from JNVs of every nook and corner of India, verbally, in written , as well as through social media that they want their pay to be refixed for Entry scale, as per the decision of Principal Bench Delhi, High Court Delhi, and as per the direction of Supreme Court of India and the directions of MHRD in similar cases, in other departments, and that AINVSA to convey their message to NVS on their behalf.

That AINVSA in order to check more such CAT cases by the employees individually, or numerous Representations being forwarded by employees through proper channel to NVS Headquarters, have ventured to represent their say herein.

Hope the above prayers are listened, in the true spirit, and necessary directions issued thereon; to make correction and proper fixation of the pay of enclosed staff of different JNVs and Regions ;to provide Upgraded scale or minimum entry pay as per Rule 7 of CCS(RP) Rules,2008, and the arrears thereof accordingly.

Thanking you in anticipation

Yours faithfully



(T P Mani)

National President, AINVSA CEC

Encls: A tentative staff list as stated above

Copy to:

1. Shri. Anil Swaroop, secretary, Dept of School Education & Literacy,Ministry of HRD,124-C,Shastri Bhawan, New delhi-110 001 (By e-mail at secy.sel@nic.in)
2. Shri. Sanjay Kumar, Joint Secretary,SE(II), Dept of School Education & Literacy,Ministry of HRD,107 A-D,Shastri Bhawan,New Delhi-110001 for kind information with a request to expedite the matter.(By e-mail at sanjay.garg@nic.in)

