



डेडीकेटेड फ्रेट कोरीडोर

डेडीकेटेड फ्रेट कोरीडोर कॉर्पोरेशन ऑफ इंडिया लि.

भारत सरकार (रेल मंत्रालय) का उपक्रम

Dedicated Freight Corridor Corporation of India Limited

A Govt. of India (Ministry of Railways) Enterprise

No.2020/HQ/Admin/RTI-564

New Delhi, Dated: 18.11.2020

Sh. Devendra Kumar Yadav
Ajmer, Rajasthan.
E-mail:dky.dfc@gmail.com

Sub: Appeal disposal.

Ref: Your online Appeal (Reg. No. DFCCCL/A/E/20/00034) dated 06.08.2020.

This is in reference to your Appeal application preferred by you against reply provided to you in RTI application (Reg. No. DFCCCL/R/E/20/00496) dated 20.07.2020.

Information sought vide RTI application dated 20.07.2020 has been furnished by the CPIO on 30.07.2020 with the available information in this office. In appeal application, you have sought information on the point, which was not provided earlier on the ground that the same is exempted under Section 8(1)(h,i & J) of RTI Act. 2005.

In this regard, your appeal application has been considered. As per information received from the concerned record holding official, it is now decided to provide you a copy of the DPC noting pertaining to the panel of promotion from Manager (S&T) to DGM(S&T) as on 01.01.2020, by concealing certain portions as per the provisions of Section 10 of the RTI Act 2005. Copy of the said noting is enclosed (02 pages).

Your appeal application is thus disposed of.

DA: 02 pages.

(R.P. Chhibber)

**Group General Manager(Admin.)
(Appellate Authority)**

PP-04

Sub: Promotion in S&T Dept. to Dy.GM/PM Grade.

Earlier, the Committee was required to assess the suitability of the eligible employee (**S.No.-08**) as per his eligibility, in terms of Promotion Policy of the company issued on 24.04.2012 (in HR Manual) and Circulars, copy of which is placed at **S.No. (01-02)**.

2. As per revised method for promotion issued vide circular no. 324/2020 dated 02.06.2020 (**SN-25**), only APARs are now required to be assessed for promotion to next higher grade i.e to DGM/PM level. For the purpose of assessing the suitability of the employees for promotion in that grade, the APARs for the four (04) preceding years are to be considered and qualifying marks of 60% has to be obtained. For this purpose, the marks allotted to the various grading's in the APARs (i.e. OS, VG, G & Avg.) have been scaled up-to 100% weightage.

3. There are three (03) eligible officers in S&T department and their suitability was assessed for promotion to the next higher grade as listed below:

| S.No. | Name(S/Sh) | Emp. Id | Place of Posting | % Obtained in APARs out of 100 |
|--------------------------------|----------------------|---------|-------------------|--------------------------------|
| MANAGER/Dy.PM to DGM/PM | | | | |
| 1. | Mazhar Ullah Khan | 100393 | Dy.PM/S&T/TDL | |
| 2. | Devendra Kr. Yadav* | 100394 | Dy.PM/S&T/Jaipur | |
| 3. | Jainendra Kr. Vaidya | 100397 | Dy.PM/S&T/MUM (S) | |

Concealed under Section 10 of RTI Act.
श्री यदव

अभिषेक यादव
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 डेप्युटी फ्रंट कारोबार कोर्पोरेशन ऑफ इंडिया लि.
 (भारत सरकार (रेल मंत्रालय) का उपक्रम)
 5वां तल, प्रगति मैदान गैरी स्टेशन रोड,
 नई दिल्ली-110 001

3.1 The APARs grading of last 4 years in respect of the officers mentioned at para 3 is placed at **S. No.32**.

The position in respect of the officers against whom (*) marks are indicated at para 3(2) is detailed as under:

a) **Shri Devendra Kumar Yadav:** DGM/Vigilance/CO has advised at **SN-30** that "A CBI case is registered against him." As per Note at para (i) under Rule 25 (Penalties) Chapter VI (Conduct, D&A Rules) of HR Manual of DFCCIL "Cases of promotion of an employee during the pendency of disciplinary proceedings.....would be regulated in terms of instructions issued by DOP&T from time to time" a copy of DOP&T OM No. 11012/11/2007-Estt dated 14.09.1992 on the subject of Promotion of Government servants against whom disciplinary/court proceedings are pending or whose conduct is under investigation-Procedures and guidelines to be followed" is placed at SN-31. Para 2 and sub para (iii) of the OM are reproduced below:

"2. At the time of consideration of the cases of government servant for promotion, details of government servant in the consideration zone for promotion falling under the following categories should be specifically brought to the notice of the departmental promotion committee:

(iii) Government servants in respect of whom prosecution for criminal charge is pending. "

Cont...

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In such cases, the suitability of such an employee shall be assessed without taking into consideration the disciplinary case/criminal prosecution pending. The assessment will be kept in a sealed cover which will not be opened till the termination of the disciplinary case/criminal prosecution against him.

3.2 After assessing the suitability on the basis of parameters laid down in the revised Promotion Policy (SN-25), the above officers may be considered for promotion to the next higher grade as indicated above, except for Shri Devendra Kumar Yadav whose recommendation may kept in a sealed cover, in terms of above instruction of DOP&T dated 14.09.92, till conclusion of the CBI case registered against him or next DPC whichever is earlier. In the present case, the recommendation in respect of Shri. Yadav of the Nominated Authority (vide circular no. 324/2020 dated 02.06.2020) will be kept in a sealed cover.

4. There is no D&AR/ Vigilance case pending against officers mentioned at para 3 (SN-01 & 03). D&AR and Vigilance clearance of the above officers are placed at **S. No. 28, 24 & 30** respectively.

5. The Appointing Authority as per SOP, i.e. Director may kindly see for acceptance of the recommendations at para 3.2 above.

Concealed Under
Section 10 of RTI Act.

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