



By Speed Post/Email

Government of India
National Commission for Scheduled Castes
(A constitutional body set up under Article 338 of the constitution of India)

File No. SSW/OL/UP/2023/192053

5th Floor, Loknayak Bhawan,
Khan Market, New Delhi-110003
Dated:-01.07.2024

To

The Director
Motilal Nehru National Institute of Technology
(MNNIT), Allahabad
Teliyargunj, Prayagraj
Uttar Pradesh-211004
Email: director@mnnit.ac.in

Sub: Representation of Shri Nekram Rawal R/o Teliyargunj Prayagraj, Allahabad, Prayagraj, Uttar Pradesh-211004 regarding denial of appointment by discrimination on the basis of caste.

Sir,

I am directed to refer to the subject mentioned above and to forward a copy of minutes of the hearing held on 19.06.2024 in the Chamber of Hon'ble Chairman, National Commission for Scheduled Castes, Headquarter, New Delhi.

2. You are requested to send an action taken report (ATR) on recommendations of the Commission within the stipulated time.

Encl: As above

Yours faithfully,


(Jashi Minz)
Section Officer

Copy for information to: -

Shri Nekram Rawal R/o Teliyargunj Prayagraj, Allahabad, Prayagraj, Uttar Pradesh-211004 Email: nrrawal@mnnit.ac.in



सत्यमेव जयते

GOVERNMENT OF INDIA
NATIONAL COMMISSION FOR SCHEDULED CASTES
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Minutes of Hearing held on dated 19.06.2024 before the National Commission for Scheduled Castes

The hearing of the case of Shri Nekram Rawal R/o Teliyargunj Prayagraj, Allahabad, Prayagraj, Uttar Pradesh-211004 regarding denial of appointment by discrimination on the basis of caste.

2. Prof. R.S. Verma, Director, Dr. Suantak Kamsonlian, Associate Professor & Liaison Officer, Shri Manas Agarwal, Assistant Registrar (Admn.) and Shri Parmod Kumar Diwvedi were present. The petitioner was also present.

3. The case was discussed in detailed. The petitioner stated that he has applied for the post of Professor Cadre (Grade A, Level-14A) at MNNIT, Allahabad as per advertisement published on 16.12.2022. Being a Scheduled Caste candidate, he is aggrieved by the malicious action of the Director of MNNIT under the reserved category for which he had applied for reasons best known only to the said Director of the Institute. The final selection list was declared on 11.008.2023, the petitioner was surprised that in the selection process, 10 candidates from General category, 01 candidate from OBC category were successful, out of which only 01 candidate from Scheduled Caste category was selected. No reservation policy was adopted for the said post and no roster was made for the SC category as per the Central Educational Institutions (Reservation in Teachers' Cadre) Act, 2019 in Advertisement No. 05/22 dated 16.12.2022. The department has made a combined roster for the post of Professor and Associate Professor which is violation of the reservation policy.

4. The Director, MNNIT intimated that the MNNIT has implemented the Central Education Institution (Reservation in Teachers' Cadre) Act, 2019 and stated that the allegations levelled by the candidate are baseless and without facts. The Institute strictly follows the rules regarding reservation made for the appointment of Teaching Staff in the Higher Educational Institutions of the Government of India and in the selection process of Assistant Professor [Academic Level: 10/11/12], The Central Educational Institutions (Reservation in Teachers' Cadre) Act, 2019 and G.O.F.No. 33-3/2018-TS.III dated 05/11/2019 rule is already in force. In compliance with this rule, the recruitment process for the vacancies has been completed by Advertisement No. 05/2022 dated 16.12.2022. The petitioner participated in the entire selection process as a candidate and after the result of the examination was not as per his wish, the candidate questioned the selection process of the Institute, which in itself seems contradictory. The petitioner was at Sr. No. 11 of the selected candidates, therefore, he was not selected against reserved category as well as in general category.

5. After hearing, both the parties the Commission observed that department has constituted two separate Selection Board for selection of general candidate and as well as for

reserved posts which is against the guidelines of the DoPT on reservation. It is also observed that the department has not maintained the reservation roster for Professor and Associate Professor separately. Therefore, Commission recommends that MNNIT prepare a revised roster separately for the post of Professor and Associate Professor and accordingly calculate all backlog reserved vacancies and fill up under Special Recruitment Drive. It is also observed that petitioner was not selected for the post of Professor therefore, he may apply whenever post of Professor are advertised. The action taken report be submitted within one month.


(Kishor Makwana)
Chairman, NCSC

