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Minutes of the Committee on Compassionate Engagement held in the Office of the Chief Postmaster General, Maharashtra Circle, Mumbai – 400001 on 22.10.2019 & 23.10.2019 for the selection of eligible dependents of deceased Gramin Dak Sevaks.

A committee on Compassionate Engagement (CCE) for selection of eligible dependents of Gramin Dak Sevaks was formed vide memo No. RE/CCE/GDS/2018-19 dated 11.10.2019 with the following members.

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| 1. Dr. N Vinod Kumar | PMG, Goa Region | Chairman |
| 2. Smt. Suchita A. Joshi | DPS (HQ), Maharashtra Circle | Member-I |
| 3. Shri. K. Muniramaiah | Director, Mumbai GPO | Member-II |

2. The CCE met on 22.10.2019 and 23.10.2019 from 10.00 hrs at the Office of Chief Postmaster General, Maharashtra Circle, Mumbai to consider the requests placed before the Committee. The CCE was assisted by Shri. R.N. Chetule, AD (Recruitment), Circle Office, Mumbai with required records and supporting documents. 140 cases received by the office of Chief Postmaster General, Maharashtra Circle, Mumbai through proper channel during 01.01.2018 to 30.09.2019 were placed before CCE.
3. Last CCE meeting for considering the request of dependents of deceased GDS employees was held on 12.04.2018 covering all the cases received up to 31.12.2017. In the last CCE, 44 cases were referred for re-consideration in next CCE. Out of 44 cases referred by earlier CCE, it is reported that in following 2 cases the applicants expired.

Sr.No.	CO Case Mark	Details of the applicant
1	RE/4-7/72/2015	Shri.Kulbhushan Ramkrishna Jadhav
2	RE/4-7/47/2015	Shri. Bipin Anandrao Pudake

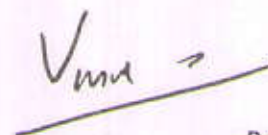
Hence remaining 42 cases were put up for re-consideration by CCE.

4. Five (5) cases which were considered by the earlier CCE were again put up for re-consideration as per the direction of Hon'ble High Court/CAT and approval of Competent Authority. Details of 5 cases taken up for reconsideration are as below:-

Sr. No.	Name of the Applicant	Reason for Reconsideration (CAT/High Court Order)
1	Ms. Shalu A. Chalkh (Smt. Shalutai C. Bhandekar)	Hon'ble High Court order in WP No.615/2004 dated 22.02.2018.
2	Shri.Abhay D. Pawaskar	Hon'ble High Court order in WP 5723/2013 dated 04.07.2018
3	Shri. Mahesh S. Kohake	Hon'ble CAT order in OA No.2291/2016 dated 13.11.2018
4	Shri. Amol I. Dhote	Hon'ble CAT order in OA No. 2237/2018 dated 22.08.2019
5	Smt Sarita M. Thakur	Hon'ble CAT order in OA No. 2119/2017 dated 25.09.2019



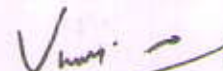




5. One case of Smt.Vaishali V Patil was also taken for re-consideration as her brother Shri.Rahul L Patil who was recommended by the CRC held on 20.12.2011, had expired in road accident before receipt of selection letter.
6. Accordingly, the following 188 cases were considered by the CCE. The details of cases considered are as follows:
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| i.Cases received from 01.01.2018 to 30.09.2019 | = 140 |
| ii.Cases referred by Last CCE | = 42 |
| iii.Cases reconsidered as per order of CAT/
High Court and approval of Competent Authority. | = 05 |
| iv. One Case of Smt. Vaishali Patil reconsidered as
her brother expired before receipt of selection letter | = 01 |
| Total | = 188 |
7. As per the guidelines issued by the Directorate, New Delhi vide Memo No.17-1/2017-GDS dated 30.05.2017, the point system has been dispensed with. There is also no relaxation in basic educational qualification prescribed for GDS post as per the Directorate Memo No.17-02/2018-GDS dated 08.03.2019. Secondary School Examination Pass certificate of 10th Std with passing marks in Mathematics and English (having been studied as compulsory or elective subjects) conducted by any recognised Board of School Education of the Government of India/State Governments/Union Territories in India shall be a mandatory educational qualification for all approved categories of Gramin Dak Sevaks (i.e. BPM, ABPM, and Dak Sevak) along with compulsory knowledge of local language.
8. The candidates for all approved categories of GDS will be required to furnish Basic Computer Training Certificate of at least 60 days duration, from any computer Training Institute run by Central Government/State Government/Universities/Boards/Private Institutions/organisations. This requirement of basic computer knowledge certificate shall be relaxable in cases where a candidate has studied computer as a subject in Matriculation or class XII or any other higher educational level and in such cases, a separate certificate will not be insisted upon.
9. The CCE considered all 188 cases detailed in para 6 above and after careful scrutiny of all applications along with supporting documents and application of mind, unanimously recommended the following.
- The CCE recommended 157 cases listed at Annexure-I for engagement as GDS as they satisfy all conditions and are found in need of immediate assistance of relief from financial destitution and are cases where their liabilities far outweigh the income as per the documents produced. However, their engagement should be subject to verification of all documents vis-a-vis original certificates.
 - Out of 157 recommended cases, recommendation of 9 belated cases of more than 5 years at Sl. No.2,8,42,83,101,106,116,128,145 of Annexure-I and 38 belated cases of more than 1 year at Sl. No. 1,3,23,26,28,32,35,39,40,41,43,46,





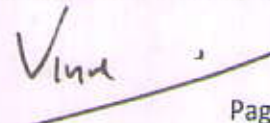


54,57,62,63,73,75,77,82,84,87,88,90,92,93,96,100,103,113,117,119,125,133,135, 138,141,152 of Annexure-I, are subject to condonation of delay by the Competent Authority.

- iii. Further, recommendation of 4 cases where relaxation in upper age limit is required at Sl. No.3,7,91,139 of Annexure-I, is subject to approval of competent Authority.
 - iv. As there is no relaxation in educational qualification prescribed, the CCE did not recommend 6 cases listed in Annexure-II as they do not possess the required Secondary School pass certificate.
 - v. The CCE carefully examined all supporting documents in order to identify cases with financial destitution. The CCE did not recommend the 14 Cases listed in Part A of Annexure-III as they were not found in need of immediate assistance of relief from financial destitution. Further, CCE did not recommend one case considered as per direction of Hon'ble CAT only detailed at Sl. No. 1 in Part B of Annexure-III as it was not found in need of immediate assistance of relief from financial destitution.
 - vi. There are 10 cases where the applicants have either not produced valid Computer Training Certificate or where duration of the course attended is not clear. The CCE recommends that these cases may be placed before the next CCE after obtaining clarification (Annexure-IV).
10. As for the five cases being reconsidered on the order of Hon'ble High Court/ CAT, the CCE observed the following:-
- a. Case of Smt. Shalutai C. Bhandekar daughter of late Shri. Abaji Adkuji Chalkh, Ex-ED packer, Vyahad Khurd SO. The applicant had applied for compassionate engagement vide her application dated 13.03.2002. Her application was considered and processed by the Department as per rules. In the meantime, she got married on 19.04.2003 and her service as GDS packer was terminated by the Department on completion of the period of appointment on provisional basis. Applicant agitated the issue before Hon'ble CAT camp at Nagpur for reinstatement in service as well as consideration of her case on compassionate ground. The OA was allowed vide order dated 12.11.2003. The department had challenged the said CAT order before Hon'ble Bombay High Court bench at Nagpur in WP No.615/2004. Hon'ble High Court in its judgement dated 22.02.2018 quashed the direction given by the CAT to reinstate the applicant back in service and ordered to the petitioner's employer to examine the eligibility and entitlement of respondent to grant of employment on compassionate basis, as per law. In this case, CCE found that the applicant fulfils the basic requirement of educational qualification, basic computer training certificate and also found in need of immediate assistance of relief from financial destitution. Hence, her case

 3 Part



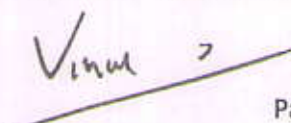


was recommended for engagement on compassionate ground vide Sl.No.153 of Annexure-I.


- b. Case of Shri. Abhay D. Pawaskar S/o late Shri. Digambar B. Pawaskar, Ex-Gr D, Pingali SO under Sindhudurg Dn was considered by the CRC in its meeting held on 04.11.2006 and 08.11.2006 and was not recommended as he was not found in indigent condition in comparison with other deserving cases. The applicant had filed OA No.89/2008 before Hon'ble CAT, Mumbai Bench which was heard on 02.06.2009 with direction to reconsider the candidature of the applicant for the post of EDA now GDS under compassionate grounds. Accordingly, the case was reconsidered by the CRC in its meeting held on 11.12.2009 and was not recommended as Committee was clear in its conclusion that the Rules/Instructions on the subject do not permit offering compassionate appointment to the candidate in a GDS post and the committee also noted that even if it was accepted for argument sake that the applicant could be considered for the vacancy of a GDS, he would still have been in-eligible, as his father had retired only 22 months before retirement and the rules/instructions permit such case only when an employee retires three years before his due date of his retirement. Applicant again approached CAT, Mumbai Bench vide OA No.795/2010 which was heard on 16.08.2012 with direction to consider the representation of the applicant afresh in accordance with law and in compliance with order passed by the Tribunal in OA No.89/2008. The Department challenged the order of CAT vide WP No.5723/2013 before Hon'ble High Court, Bombay. The Hon'ble High Court, Bombay ordered on 04.07.2018 in WP 5723/2013 to reconsider the case of the applicant for GDS cadre as per the order of Hon'ble CAT in OA No.89/2008 dated 02.06.2009. CCE found that earlier CRC had considered and rejected the case as of no indigence. Pension amount is being paid to widow and family is not found in need of assistance of relief from financial destitution, hence not recommended by the CCE vide Sl.No.1 in Part B of Annexure-III.
- c. Case of Shri. Mahesh S. Kohake S/o late Shri.S. P. Kohake Ex-GDS BPM, Tambegadi BO under Chandrapur Dn for engagement on compassionate ground was considered and not recommended by the CRC in its meeting held on 05.08.2014 as married son is not considered as dependent of a GDS. Subsequently Directorate issued instruction in memo No.17-39/03/2012-GDS dated 14.01.2015 that married son shall also be considered as one of the dependent of the sevak for the purpose of compassionate appointment. The applicant filed OA before Hon'ble CAT camp at Nagpur in OA No.2291/2016 and the same was allowed on 13.11.2018 with a direction to the respondent to reconsider the case of the applicant for compassionate engagement in next CCE meeting. In this case, CCE found that the applicant fulfils the basic requirement of educational qualification, basic computer training certificate and also found in need of immediate assistance of relief from financial destitution and hence he is recommended for engagement on compassionate ground vide Sl.No.154 of Annexure- I.




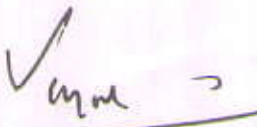




- d. Case of Shri. Amil I. Dhote S/o late Smt. Devki I. Dhote, Ex-GDS MD, Kodegaon BO under Nagpur Mfl. Dn was considered by CRC in its meeting held on 20.12.2011 and not recommended as the applicant did not possess the prescribed educational qualification i.e. VIII pass. The applicant had filed OA No.2017/2013, OA No.2237/2015 before Hon'ble CAT camp at Nagpur. In OA No.2237/2015 the Hon'ble CAT has ordered on 02.01.2018 to re-consider the case of the applicant. The CCE in its meeting held on 12.04.2018 did not recommend the case of the applicant as not having prescribed educational qualification of SSC pass and 60 days computer training certificate. Again applicant filed OA No. 2237/2018 before CAT camp at Nagpur which was heard on 22.08.2019 with direction to reconsider the case of the applicant. In this case, CCE found that the applicant fulfils the basic requirement of educational qualification and basic computer training certificate as on date and also found in need of immediate assistance of relief from financial destitution hence he is recommended for engagement on compassionate ground vide Sl.No.155 of Annexure-I.
- e. Case of Smt. Sarita Mondli Thakur W/o late Shri. Mondli Thakur Ex-GDS BPM Rangayyapalli BO under Chandrapur Dn was considered and not recommended by the CRC in its meeting held on 15.12.2014 due to not fulfilling the prescribed educational qualification of VIII pass. Applicant filed OA No. 2119/2017 before CAT camp at Nagpur, which was heard on 25.09.2019 and Hon'ble CAT has given direction to review the case of the applicant as per the provision of rules. In this case, CCE found that the applicant fulfils the basic requirement of educational qualification and basic computer training certificate as on date and also found in need of immediate assistance of relief from financial destitution hence she is recommended for engagement on compassionate ground vide Sl.156 of Annexure-I.
11. Case of Shri. Rahul Laxman Patil S/o late Shri. Laxman B. Patil, Ex-GDS MD, Talvel BO under Bhusawal Dn. He had applied for engagement on Compassionate ground on 31.08.2009. His case was recommended by the CRC in its meeting held on 20.12.2011. But Shri. Rahul L. Patil had expired in road accident on 10.02.2012 before receipt of the selection letter. Now, the daughter of late GDS has applied for engagement on compassionate ground. In this case, CCE found that the applicant fulfils the basic requirement of educational qualification, basic computer training certificate and also found in need of immediate assistance of relief from financial destitution hence she is recommended for engagement on compassionate ground vide Sl.157 of Annexure-I.


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