



दिल्ली विकास प्राधिकरण/ DELHI DEVELOPMENT AUTHORITY
कार्मिक शाखा-1/ PERSONNEL BRANCH-1
बी ब्लॉक, कमरा नं. 311, विकास सदन, आई. एन. ए., नई दिल्ली- 110023
B-Block, Room No. 311, Vikas Sadan, INA New Delhi-110023

Order No. F.7(14)2024/PB-I
Comp. No. 91934

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Dated:- 2/4/25

ORDER

WHEREAS the OA No. 1487 of 2017 titled MC Vats & Ors. (total 111 Applicants) Vs DDA was filed by the retired and working officers of Stenographic cadre for grant of the pay scale of Rs. 2000-3200/- to the Applicants w.e.f. 01.01.1986 with arrears. DDA had also filed the reply affidavit dated 04.09.2017 opposing the said claim.

AND WHEREAS the Principal Bench, Hon'ble Central Administrative Tribunal disposed of the said OA No. 1487 of 2017 on 29.04.2024 without going into the merits of the case with direction to the competent authority of DDA to consider the Applicant's pending representations and to dispose of the same by passing a reasoned and speaking order preferably within six weeks.

AND WHEREAS the representation dated 22.09.2016 of some of the Applicants in the above OA and the representation dated 10.02.2024 of Sh. MC Vats, PS(Retd.)/the Applicant vide which they have claimed pay scale of Rs.2000-3200/- (Rs.650-1200/- pre-revised) on the analogy of merger of pre 1979 Stenographers/PAs w.e.f. 01.01.1986 as per DoPT's OM dated 15.05.1991 along with all benefits. The petitioners have also served the Notice dated 17.12.2024 through their advocate.

AND WHEREAS the above representations have been carefully examined/considered by DDA w.r.t. decisions taken from time to time. The delay in compliance of the Orders of the Hon'ble Tribunal is regretted and the same had occurred due to tracing of old records and also in sequencing the facts on record to take a cogent decision on the representations.

AND WHEREAS DDA was having following stenographers cadre before 01.01.1979:

- (i) Junior Stenographers in the scale of pay Rs. 330-560
- (ii) Senior stenographers in the scale of Pay Rs. 425-700
- (iii) Personal Asstt. in the scale of pay of Rs. 550-900
- (iv) Pvt. Secy. in the scale of pay Rs. 650-1200

The above said pay scales (i) and (ii) of Junior stenographers and Sr. Stenographers were clubbed vide EO No. 574 dated 14.02.1979 read with EO No. 3271 dated 10.10.79 and a unified scale of Rs. 330-700 was formulated designating them as Stenographers. After that, DDA was having following stenographic cadre from 01.01.79:-

- (i) Stenographer in the scale of Pay of Rs. 330-700
- (ii) Personal Asstt. in the scale of Pay of Rs. 550-900
- (iii) Pvt. Secy. in the scale of Pay of Rs. 650-1200

AND WHEREAS the 4th Central Pay Commission recommended a scale of Rs.1400-2300/- to those Stenographers who were drawing pre-revised scale of pay of Rs.425-700/-

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and scale of Rs.1200-2040/- to those drawing pre-revised scale of Rs.330-560/-. The DDA was, however, having a scale of Rs.330-700/- which was not there in the recommendations of 4th CPC. Hence a Committee was constituted to address this anomaly.

AND WHEREAS, the said Committee report dated 04.03.1987 recommended that:

- i. The stenographers recruited upto 1982 should be considered for placement in the senior scale of Stenographers viz. Rs.1400-2300/- and the stenographers recruited in 1983 and onwards be initially placed in the scale of Rs.1200-2040/- and to place them in the scale of Rs.1400-2300/- after having completed 3 years of service giving the benefit of FR 22(C).
- ii. This way all stenographers recruited till 1986 shall be placed in the senior scale of Rs.1400-2300/- by November, 1989. However, the proposed scale of Rs.1400-2300/- will be considered as Personal to the officials and will not tantamount to creation of these posts in the senior scale.
- iii. That in future all recruitments to the post of stenographers should only be in the junior revised scale of Rs.1200-2040/- and promotion to the post of senior stenographer will be only from amongst the Junior Stenographers and no direct recruitment in senior scale should be permissible. The initial recruitment should be at the speed as prescribed by the GoI from time to time.
- iv. DDA to consider the number of posts to be allocated in the senior scale and the junior scale in view the need and requirement of the department.

AND WHEREAS the recommendations of the Committee were accepted by Authority vide Resolution No. 33 date 13.03.1987 and consequently, the revised scale of pay of Rs.1400-2300/- was sanctioned to such of the stenographers who were recruited upto 31.12.1986 on their completion of 3 years of service with the benefit under FR-22 (c). Out of total strength of 427 of Stenographers in both the scales of Rs.1400-2300 and Rs.1200-2040/, 274 posts of stenographers were sanctioned in revised senior scale of Rs.1400-2300/- and remaining 153 posts in the scale of pay of Rs.1200-2040/-. The post of Senior Stenographer was to be filled by promotion from stenographers who have put in at least 5 years of service and have acquired a minimum speed of 100 wpm in shorthand and 40 wpm in typing and those who would not acquire the requisite speed would not be eligible for promotion to the post of Sr. Stenographers. However, the stenographers in the scale of Rs.1200-2040/- demanded their placement in the higher scale of pay 1400-2300 after completion of three year's service. But, this was denied by the Authority vide E.O. No. 5024 dated 19.12.1991. The Authority also placed on embargo and directed that the revised scale of Rs. 1400-2300 will not be sanctioned on completion of 3 years of service to such stenographers who are recruited on or after 01.01 1987.

AND WHEREAS the stenographers approached the Hon'ble High Court and the operation of EO No. 5024 dated 19.12.1991 was stayed. In the meantime, the GoI, Ministry of Finance, Department of Expenditure vide OM dated 04.05.1990 revised the scale of Rs.1400-2300/- to Rs.1400-2600/- from 01.01.1986. The Authority considered the issue vide Resolution No.61/1992 dated 11.06.1992 and the pay scale of Senior Stenographer was accordingly revised Vide EO No.2752 from Rs.1400-2300/- to Rs.1400-2600/- w.e.f. 01.01.1986 in respect of those stenographers who were recruited upto December, 1986 from the date of their placement in the pay scale of Rs.1400-2300/- vide EO No. 5024 dated 19.12.1991. Such stenographers were also designated as Senior Stenographers and rest of the

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Stenographers recruited after 31.12.1986 were being called as Stenographers in the pay scale of Rs.1200-2040/-. The Authority also approved the Recruitment Regulations for the post of Senior Stenographers.

AND WHEREAS vide E.O. 3619 dated 03.11.1992, the implementation of the aforesaid E.O. No. 2752 dated 28.08.1992 was deferred till the disposal of writ petition in view of the status quo order dated 15.06.1992 of the Hon'ble Court in CWP No. 2217/92 titled Ghanshyam Dass and Ors. Vs DDA.

AND WHEREAS, the DDA vide resolution No. 75/94 dated 09.08.1994 decided to issue EO No. 2679 dated 02.09.1994 (subject to final decision in CWP No. 2518/1991 titled Gulzari Lal Verma & Ors. Vs DDA and CWP No. 2217/1992 titled Ghanshyam Dass and Ors. Vs DDA) and ordered that the senior scale of Rs. 1400-2600 be granted to all the Stenographers recruited from 01.01.87 to 31.12.1989 after completion of 03 years' service subject to the condition that they have qualified the test at the speed of 100 wpm in short hand and 40 w.p.m. in typing. It was further mentioned in the order that those candidates who had not passed the test at the speed of 100/40 wpm would have to clear it first and only after that they would be entitled for this scale. Further mentioned that all the stenographers recruited upto 31.12.1986 had already been placed in the senior scale of R.1400-2300/- revised to Rs.1400-2600/-. Junior Stenographers who have been recruited after December, 1989 will be considered for promotion to the post of Sr. Stenographers in the pay scale of Rs.1400-2600 only on the availability of posts of Sr. Stenographers as per RRs approved by the Authority vide its Resolution No. 62 of 1992. The Resolution No. 33 dated 13.03.1987 will not be applicable in their cases.

AND WHEREAS the Ministry of Personnel, Public Grievance and Personnel, Department of Personnel & Training vide its OM No. 02.01.90/ES-IV dated 31.07.90 further revised the pay scale of Rs. 1400-2600 of stenographers in the Central Govt. to Rs.1640-2900 w.e.f. 01.01.1986. DDA vide Resolution No.135/96 dated 06.09.1996 issued the E.O. No. 1263 dated 07.10.1996 revising the pay scale of Assistants and Sr. Stenographers in DDA from Rs. 1400-2300 & Rs. 1400-2600 respectively to Rs.1640-2900 w.e.f. 01.01 1996.

AND WHEREAS the High Court of Delhi in the writ petition No. 3342 of 1995 titled Shri M.C. Vats V/S DDA vide its order dated 27.05.98 directed DDA to grant pay scale of Rs. 1640-2900/- w.e.f. 01.01.1986 with all monetary benefits. The L.P.A. No. 309 of 1998 filed by DDA against the said order was dismissed by Hon'ble High Court vide order dated 10.12.2001. **However, in compliance of the said judgment, the DDA vide E.O. No. 288 dated 01.03.2002 granted revised pay scale of Rs.1640-2900 to Sr. Stenographers w.e.f. 01.01.1986 by modifying E.O. No. 1263 dated 07.10.1996.**

AND WHEREAS the Authority vide Resolution No. 135/96 dated 06.09.1996 also approved revision of pay scale of PA & Superintendents from Rs.1640-2900 to Rs.2000-3200 w.e.f. 01.01.1996. This was further made effective from 01.01.1986 vide E.O. No. 1408 dated 18.10.2005.

AND WHEREAS Shri Jai Singh, Smt. Geeta Chandana and Shri Surinder Singh filed CWP No. 15699-15701/2004 in the Hon'ble High Court of Delhi to grant ACP in terms of recommendation of 5th CPC. The Hon'ble High Court (single Judge) in its judgment dated 02.08.2006 allowed the petition and directed respondents (DDA) to apply the ACP Scheme of

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1999 to the petitioners and take the necessary steps for providing them financial upgradation subject to the conditions provided in the Circular/OM of ACPS dated 09.08.1999 issued by DoPT. The DDA filed and LPA No. 2115 of 2006 in the Hon'ble High Court against the said judgment which was dismissed by the Hon'ble High Court vide order dated 15.04.2009.

AND WHEREAS as per recommendation of the 4th CPC the pay scale of Rs. 550-900 attached to the post of P.A. was revised to Rs. 1640-2900 and the pay scale of Rs. 650-1200 attached to the post of P.S. was revised to Rs. 2000-3500. Thereafter, Pay scale of Rs. 2000-3200 and Rs. 2000-3500 were placed in the single corresponding revised pay scale of Rs. 6500-10500 w.e.f. 01.01.1996. Further on the advice of the Ministry of Urban Development vide O.M. dated 03.11.1999, DDA vide E.O. No. 1235 dated 27.09.2000, merged the cadres of Superintendent with Assistant Director and Personal Assistant with Private Secretary respectively and were re-designated as Assistant Directors and Private Secretary in scale of Rs. 6500-10500/- (Rs.2000-3500/- pre-revised). Thereafter, the existing sanctioned posts of P.A were merged with P.S. because of the same pay scale granted to both the posts. However, the existing PS were re-designated as Sr. PS with entitled to special pay of Rs. 600 which was to be co-terminus with their incumbency in the post.

AND WHEREAS in pursuance of OM dated 25.09.2006 issued by DoPT, the Authority, vide Resolution No. 71/2007 dated 09.08.2007, approved the upgradation of pay scales of Assistants and Steno Gr. C (PA) from 5500-9000 to 6500-10500 w.e.f. 15.09.2006 vide E.O. No. 1344 dated 01.10.2007.

AND WHEREAS the claim of the DDA Secretariat Cadre's Association for merger of PA with PS by granting pay scale of Rs.2000-3200 revised to Rs.6500-10500 w.e.f. 01.01.1996 as per Order dated 03.11.1999 was examined after taking into consideration the view of the then Pr. Commr.(P) and was not acceded to and was conveyed vide letter dated 09.01.2014 as the category of PS and Steno Gr. C/PA were different ever since 01.01.1986.

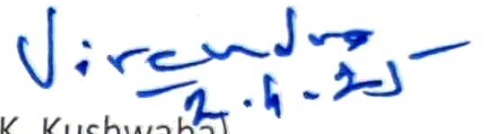
AND WHEREAS some of the Applicants in the above OA and the representation dated 10.02.2024 of Sh. MC Vats, PS(Retd.)/the Applicant have claimed pay scale of Rs.2000-3200/- (Rs.650-1200/- pre-revised) on the analogy of merger of pre 1979 Stenographers/PAs w.e.f. 01.01.1986 as per DoPT's OM dated 15.05.1991 along with all benefits.

AND WHEREAS it has been observed that the category of Stenographer was different from PA (Rs.550-900) & PS (Rs.650-1200) from 01.01.1979. In 4th Pay Commission, the category of Stenographer who were in the unified scale of Rs.330-700 was placed in two scales viz. Rs. 1200-2040 and Rs.1400-2300 as mentioned above. Further, the scale of Rs.1400-2300 was modified to Rs.1400-2600 and further modified to Rs.1640-2900 w.e.f. 01.01.1986. They were being called as Sr. Stenographer and Stenographer. At that time i.e. from 01.01.1986, the PA were in the scale of Rs.2000-3200 and was a separate cadre and the PS were in the scale of Rs.2000-3500. On implementation of 5th CPC, the pay scale of Rs.2000-3200 and Rs.2000-3500 were placed in the unified scale of Rs.6500-10500 w.e.f. 01.01.1996. On advise of Ministry, the pay scale of PA and PS were merged including their strength and placed in the scale of Rs.6500-10500. Though, the pay scale of Rs.1640-2900 remained common for both Sr. Stenographers and PA for some time but since the scale of PA was further modified from Rs.1640-2900 to Rs.2000-3200 w.e.f. 01.01.1986, therefore, effectively the scales of Sr. Stenographer and PA were different from 01.01.1986.

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NOW THEREFORE, the representation dated 22.09.2016 of some of the Applicants in the above OA No. 1487 of 2017 titled MC Vats & Ors.(total 111 Applicants) Vs DDA and the representation dated 10.02.2024 of Sh. MC Vats, PS (Retd.)/the Applicant vide which they have claimed pay scale of Rs.2000-3200/- (Rs.650-1200/- pre-revised) on the analogy of merger of pre 1979 Stenographers/PAs w.e.f. 01.01.1986 as per DoPT's OM dated 15.05.1991 along with all benefits are rejected being devoid of merits.

This is issued with the approval of the Competent Authority.


(V. K. Kushwaha)
Director P)-I

Copy to:

- i. All Applicants in OA (1484/2017)


Dy. Director (P)-I