



# **BHARATIYA PRATIRAKSHA MAZDOOR SANGH**

(AN ALL INDIA FEDERATION OF DEFENCE WORKERS)

(AN INDUSTRIAL UNIT OF B.M.S.)

(RECOGNISED BY MINISTRY OF DEFENCE, GOVT. OF INDIA)

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**REF: BPMS / MoD / 90<sup>th</sup> SCM (4/1/M)**

**Dated: 26.09.2016**

To,  
The Under Secretary D (Estt./NG)  
Govt of India, Min of Defence,  
'B' Wing, Sena Bhawan,  
New Delhi - 110011

**Subject: Promotion to the post of Supervisor (NT) from Leading Fireman: Norms Relaxation in OFB.**

Respected Sir,

With due regards, your attention is invited to the Agenda Point No. 63 raised by this federation BPMS in the Steering Committee meeting for the 90<sup>th</sup> Departmental Council (JCM) (MoD) held on 27.09.2013 {Refer MoD F.No. 5(2)/2013/D(JCM), Dated 24.09.2013}.

This federation submitted that Hon'ble CAT/Principal Bench, New Delhi in OA No. 1396 of 2008 – Shri M.R.Meena Vs Union of India has ordered that parity should be maintained between Leading Hand Fire with other feeder grades (viz. LDC, Photographer, Telephone Operator-II & Subedar Durwan) for the promotion to the post of Supervisor (Non-Technical).

According to existing SRO 30, dated 14.07.2010, Ministry of Defence, Ordnance Factories, Supervisor (Non-Technical) and Telephone Operator Grade-II Group 'C' Posts Recruitment Rules, 2010, 50% vacant posts of Supervisor (Non-Tech) will be filled up by promotion from Photographer, Telephone Operator Grade-II, Subedar Durwan and Leading Hand Fire. This fifty per cent post of Supervisor (NT) may be filled up by 64% from the Leading Hand Fires in the Pay Band – I Rs. (5200 – 20200) plus Grade Pay of Rs. 2000/- with five years of regular service in the grade and possessing any of the following qualification:-

- (a) having passed the Senior Fire Supervisory Course from Defence Institute of Fire Research, Ministry of Defence, New Delhi; or
- (b) having passed the Sub Officer's Course from National Fire Service College, Nagpur or any other recognized institute; or
- (c) having passed Station Officer's Course or Assistant Divisional Officer's or Divisional Officer's Course from National Fire Service College, Nagpur or any other recognized institute; or
- (d) Degree in Fire Engineering from Nagpur University or any other recognized institute; or
- (e) having passed Graduateship from Institute of Fire Engineers United Kingdom or Graduateship from Institute of Fire Engineers India

It is to be noted that this fifty per cent post will be filled up by 17% from amongst Telephone Operators in the Pay Band-I Rs. (5200 – 20200) plus GP Rs. 1900/- with 08 years regular service; 12% from Subedar Durwan in the Pay band of Rs. (4400 – 7440) plus GP Rs.

1600/- with 14 years regular service in the grade; 7% from Photographer in the Pay band – Rs. (5200 – 20200) plus GP Rs. 1900/- with 08 years regular service.

From above it is seen that Leading Hand Fire should have more qualification in comparison to the other feeder categories for Supervisor (NT) whereas all the incumbents have to perform the same responsibility with the same Grade Pay, i.e. Rs. 2400/- (Pre Revised Rs. 4000 – 6000).

It is to be kept in the mind that Vide Ministry of Finance (Department of Expenditure) Notification G.S.R. 622(E), dated 29.08.2008 CCS (RP) Rules, 2008 has been introduced and the First Schedule Part-B, Section-II states that Station Officer's pay scale Rs. (4000 – 6000) (Fire Fighting Staff) has been upgraded to Rs. (4500 – 7000) and revised to GP Rs. 2800/-, whereas Supervisor (NT) is being granted the GP Rs. 2400/- on promotion from the post of Leading Hand Fire. Thus, the provisions of SRO 30 have not been framed considering the CCS (RP) Rules, 2008 as the qualification of only one of the feeder posts Leading Hand Fire has been enhanced but the Grade Pay of promotional post Supervisor (NT) for Fire Fighting Staff has not been enhanced to Rs. 2800/-.

In this regards, comments offered by D(Estt./NG) is enclosed for your ready reference.

Therefore, your attention is invited to Rule 6 of SRO 30 which empowers the Central Government to relax the provisions of these rules to any class or category of persons and you are requested to take appropriate action so that existing Leading Hand Fire incumbents who are not fulfilling the requisite qualification may also be promoted to the post of Supervisor (NT) by granting relaxation in qualification as mentioned hereinabove.

Thanking you.

Sincerely yours



**(MUKESH SINGH)**

Secretary/BPMS &

Member, JCM-II Level Council (MOD)

JCM MATTER

F.NO.5(2)/2013/D(JCM)  
Government of India  
Ministry of Defence  
D(JCM) Section, Room No. 136, "B" Wing

Sena Bhawan, New Delhi  
Dated the 24<sup>th</sup> September, 2013.

To

General Secretaries,  
AIDEF, INDWF, BPMS & CDRA

Sub :-

Next Steering Committee Meeting for the 90<sup>th</sup>  
Departmental Council (JCM) of the Ministry of Defence  
scheduled to be held on 27.9.2013 in MoD under the  
Chairmanship of JS(E).

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Sir,

I am directed to refer to this Ministry's letter of even number dated 8.8.2013 relating to the next Steering Committee Meeting for the 90<sup>th</sup> Departmental Council (JCM) of the Ministry of Defence scheduled to be held at 11.00 A.M. on 27.9.2013 in 123, Conference Hall, 'B' Wing, Sena Bhawan, New Delhi.

2. A copy of the Agenda papers for the meeting prepared on the basis of the points raised by the Staff Side and the comments/status given thereon by the Official Side, is sent herewith. You are requested to make it convenient to attend the meeting along with other nominated member.

Yours faithfully,

*(Handwritten Signature)*

(R.K. Jaiswal)

Under Secretary (JCM)

Tel. No. 2301 1260

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granting relaxation in qualification as mentioned hereinafter.

**Action : D(Estt./NG)**

**Comments**

**D(Estt./NG)(Encl. 58-A)**

With reference to above, it is stated that as per existing SRO 30 dated 14.7.2010 as modified vide SRO 58 dated 19.7.2012 the following qualification is required for filling the 50% promotional posts of Supervisor (NT).

50% promotion from the following grades in the proportion mentioned against each :

(i) 64% percent from amongst the Leading Fireman in the Pay Band 1 – ₹5200-20100 (GP ₹2000) with five years of regular service (Grade Pay of ₹2000) with five years of regular service in the grade and possessing any of the following qualifications :-

- (a) having passed the Senior Fire Supervisor Course from Defence Institute of Fire Research, MoD, New Delhi; or
- (b) having passed the Sub-Officers' Course from National Fire Service College, Nagpur or any other recognized Institution; or
- (c) having passed Station Officer's Course or Assistant Divisional Officer's course from National Fire Service College, Nagpur or any other recognized Institution; or
- (d) degree in Fire Engineering from Nagpur University or any other recognized Institution; or
- (e) having passed Graduateship from Institute of Fire Engineers United Kingdom or Graduateship from Institute of Fire Engineers India.

(ii) 17% from amongst Telephone Operator Grade-II in the Pay Band-1 ₹5200-20200/- (GP of ₹1900/- with 8 years regular service.

(iii) 12% from Subedar Darwan in the Pay Band – 1 ₹5200-20200/- (GP of ₹1800/-) with 11 years regular service in the grade.

(iv) 7% from Photographer in the Pay Band – 1 ₹5200-20200/- (GP of ₹1900/-) with 8 years regular service in the grade.

2. A perusal of the above-said provision shows that the following qualifying service is required for promotion to Supervisor (NT) by the different feeder grades.

Sl.No.	Name of post	Pay Band & Grade Pay	No. of years of qualifying service
1.	Leading Fireman	PB-1 GP 2000	5 years
2.	Telephone Operator	PB-1 GP 1900	8 years
3.	Subedar Darwan	PB-1 GP 1800	11 years
4.	Photographer	PB-1 GP 1900	8 years

This shows that of all the feeder posts Leading Fireman require least years of service for promotion to Supervisor (NT).

3. Consequent upon the implementation of VI CPC, MoD had issued Civilian Defence Services (Revised Pay) Rules, 2008 vide Notification F.No.11(1)/2008/D(Civ-I) dated 9.9.2008 and the replacement pay scale for the post of Supervisor (NT) is Pay Band-1 and GP of ₹2400/- as per Section 1 of Part A of the first schedule of CDS (RP) Rules, 2008.

4. Regarding the grant of PB-1 & GP 2800/- to the Station Officers of the Fire Fighting Cadre as per MoD letter No. 2(1)/2009-D(Civ-I) dated 26.7.2010, it is informed that OFB has taken up the matter through the Cadre Review of Fire Fighting Cadre vide ID No. 340/MISC/A/NI(FFS/Pt.III) dated 3.11.2011 and it is still under consideration of MoD.

5. The provision of Rule 6 of SRO 30 for relaxation to the Leading Fireman who do not possess qualification of the Fire Supervisory Courses as stated above need to proper examination from Safety angle as the said qualifications are essential for a person to perform Fire Supervisory job. However, in this regard views of Safety Section may be taken to ensure that safety aspect is not compromised. In addition A/HRD has also taken action for imparting training to Leading Fireman so that they can pass in the Fire Supervisory Course.

6. Regarding the OA No. 1396 of 2008 the Hon'ble CAT, Principal Bench, New Delhi had directed the respondents to pass a speaking order with all the necessary details and in compliance speaking order dated 5.2.2009 was issued to the applicant Shri Meena regretting the request of the applicant for amendment of the earlier SRO No. 148 of 2004.

7. As a follow up to that, OFB has also forwarded a proposal to MoD vide ID No. 05/PROMOTION/MRM/A/NI dated 13.3.2009 "Whether the LHF having more than 10 years service may be considered for promotion to Supervisor (NT) irrespective of their qualification and training along with other feeder categories. If agreed with the above proposal, necessary proposal for amendment in the existing SRO 148 of 2004 may be submitted to MoD for approval". The said matter is still under consideration of MoD. Meanwhile, OFB had revised the SRO for Supervisor (NT) with the due approval of MoD etc.; which was published vide SRO No. 30 dated 14.7.2010 and subsequently amended vide SRO 58 dated 19.7.2012.

**Agenda Point No. 64 – Granting of credit facility to Govt. employees by Recognized Private Nursing Homes in emergencies.**