

GOVERNMENT OF MANIPUR
SECRETARIAT: RURAL DEVELOPMENT & PANCHAYATI RAJ DEPARTMENT
(MONITORING CELL)

ORDERS BY THE GOVERNOR: MANIPUR

Imphal, the 10th January, 2023.

No.7/15/2016-RD(MC)/Pt-C: Whereas, the Department of Rural Development & Panchayati Raj, Government of Manipur absorbed the services of 55 staffs of various categories of different Departments in Rural Engineering Department (RED) vide order No.7/15/2012-RD(MC)/B dated 16.12.2016 and also regularized the services of 196 contractual staffs of various categories in RED vide order No.7/15/2012-RD(MC)/C dated 16.12.2016.

2. Whereas, to finalize the seniority of Assistant Engineer (Civil) in RED amongst them, the Chief Engineer, RED/MSRRDA issued tentative list vide Circular No.9/2/2018/RED-SLAERED/145 dated 10.06.2019 calling for claims and objections. The same was submitted to the Administrative Department but, was returned back to RED to re-examine and re-submit as per the Seniority and Promotion Rules.

3. Whereas, the Chief Engineer, RED/MSRRDA re-issued the tentative seniority of AE (Civil) vide Circular No.9/2/2018/RED-SLAERED/202 dated 04.08.2020 based on Date of Birth and other parameters and the same was submitted to the Administrative Department for finalizing of the same.

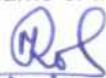
4. Whereas, as per the DoPT OM No.22011/7/86-Estt. (D) dated 3-7-1986 issued as regards Seniority guidelines clearly mentions that,
".....in the case of a person who is initially taken on deputation and absorbed later (i.e. where the relevant recruitment rules provide for " Transfer on deputation/Transfer"),his seniority in the grade in which he is absorbed will normally be counted from the date of absorption. If he has, however, been holding already (on the date of absorption)the same or equivalent grade on regular basis in his parent Department, such regular service in the Grade shall also be taken into account in fixing his seniority, subject to the condition that he will be given seniority from-
- the date he has been holding the post on deputation, (or)
-the date from which he has been appointed on a regular basis to the same or equivalent grade in his parent department., whichever is later."

5. Whereas, the fixation of seniority amongst employees is to be taken on basis of Date of Birth only as a last resort as per D.P Das case when there is no other ways and means to decide seniority on basis of entry into service, merit, etc.

6. And Whereas, this Government upon examination of the proposal of RED has observed that both the tentative seniority lists issued vide Circulars dated 10.06.2019 and 04.08.2020 have not taken into account the above DoPT OM and no inter-se seniority was done between absorbed staffs (one rank higher) and the regularized staffs who were appointed on the same day, as absorbed staffs are to be treated as/against Promotion Quota and the regularized staffs are to be treated as/against Direct Recruit Quota.

7. Now, therefore, the above mentioned tentative seniority lists of Assistant Engineer (Civil) issued by Chief Engineer, RED/MSRRDA vide Circular No.9/2/2018/RED-SLAERED/145 dated 10.06.2019 and Circular No.9/2/2018/RED-SLAERED/202 dated 04.08.2020 **stands cancelled ab-initio**. A fresh tentative seniority list based on rules/Procedures as stated in Para 4,5 and 6 above will be issued separately by the Administrative Department shortly.

By Order & in the name of the Governor,


10/01/2023
(Ng. Roben Singh)
Joint Secretary (RD&PR)
Government of Manipur
