

Regularisation of break in Service -
Ms. S.K. Bhatt, Chairperson, Other
Backward Classes Commission.

GOVERNMENT OF GUJARAT

Social Justice & Empowerment Department

Resolution No. SSP/1196/1054/A

Sachivalaya, Gandhinagar

Dated the 14th October, 2004.

- Read:
- (1) Social Justice & Empowerment Department GR No.SSP/1196/1054/A, dated 29th March 1997.
 - (2) Social Justice & Empowerment Department GR No.SSP/1196/1054/A, dated 23rd April 1997.
 - (3) Representation from Ms. S.K.Bhatt, Chairperson, Other Backward Classes Commission, dated 28th May 1998.

Preamble:

Miss. S.K. Bhatt had joined the judicial service on 15.3.1982. On 22.11.1990, she was promoted as Addl. Principal Judge. On 17.10.1994, she was elevated to the level of Addl. High Court Judge. On 20.10.1994, she was transferred as Additional Judge of the High Court of Kerala with direction to assume charge on or before 4.11.1994. However, she did not join as Additional Judge of the High Court of Kerala and His Excellency the President of India issued an order on 25.9.1995 revoking her appointment as Additional High Court judge retrospectively with effect from 2.1.1995.

Miss. Bhatt was appointed as Chair-person, of the Other Backward Classes Commission, Gandhinagar vide order dated 29.3.1997 and she took over the charge of that office on 31.3.1997 (A.N.) The request of Miss. S.K. Bhatt is to treat the period from 1.1.95 to 30.3.97 as duty and to regularise her services for the purpose of pay, leave, pension etc.

RESOLUTION

After careful consideration of all the aspects involved in the matter, the Government has resolved that -


- a) The services of Miss S.K.Bhatt from 15.3.1982 will be treated as continuous for the purpose of pension and leave account.
- b) The period from 2.1.'95 to 30.3.'97 will be treated as continuous for the purpose of Leave, Pension, etc. and the same will be regularised as leave admissible to her, for which leave salary will also be paid.
- c) As per the GR, Social Welfare Department dated 29.3.1997, the appointment of Miss S.K. Bhatt as Chair-person of Other Backward Classes Commission is for a period of 8 years from the date of assuming charge. Since Miss Bhatt joined the office of Chairperson, OBC Commission on 31.3.1997 (AN), the term of her

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- appointment will come to an end of 30.3.2005(AN). The period from 31.3.1997 (AN) to 30.3.2005 (AN) will be treated as a period of deputation to the OBC Commission. The terms and conditions governing such deputation have already been issued by the Social Welfare Department Vide G.R. dated 29.3.1997, as amended from time to time.
- d) ms and conditions governing such deputation have already been issued by the Social Welfare Department Vide G.R. dated 29.3.1997, as amended from time to time.
 - e) The term of deputation of Miss S.K. Bhatt as Chairperson of the OBC Commission will come to an end on 30.3.2005 (AN).
 - f) The calculation of her terminal benefits, pension, etc. shall be done with reference to the date 30.3.2005 (AN), as if she retired from the Government service on that date on completion of the deputation as Chairperson of the OBC Commission. The date of birth of Miss. S.K.Bhatt being 25.9.1941, the period beyond her age of superannuation and upto 30.3.2005 (AN) shall be treated as "extension of service".

This issues with the concurrence of the Finance Department dated the 4th October, 2004 on this department's file of even number.

By order and in the name of the Governor of Gujarat.


(D.P. Parmar)
Section Officer

Social Justice & Empowerment Department

- To
- *P.S. to the Governor of Gujarat, Raj Bhavan, Gandhinagar.
 - *P.S. to the Chief Minister, Sachivalaya, Gandhinagar.
 - *P.S. to Minister, Social Justice & Empowerment Department, Sachivalaya, Gandhinagar
 - Secretary, Social Justice & Empowerment Department, Sachivalaya, Gandhinagar.
 - Secretary, Legal department, Sachivalaya, Gandhinagar
 - Secretary, Finance Department, Sachivalaya, Gandhinagar
 - Miss. S.K. Bhatt, Chairperson, Commission for Other Backward Classes, Plot No.228/A/Kh, Sector No.19, Gandhinagar.
 - *Registrar, Gujarat High Court, Ahmedabad.
 - Director, S.E.B.C. Old Sachivalaya, Gandhinagar.
 - Pay & Account Officer, Ahmedabad/ Gandhinagar.
 - All Officers of Social Justice & Empowerment Department
 - Select file.