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No. 2(42)/10-DPE(WC)
Government of India
Ministry of Heavy Industries & Public Enterprises
Department of Public Enterprises

Public Enterprises Bhawan,
Block No. 14, CGO Complex,
Lodhi Road, New Delhi-110 003
Dated 24 May, 2012

OFFICE MEMORANDUM

Subject:- Transport Allowance at the double rate to disabled executives of BHEL; (Shri Laxmikant Vijayvargiya Vs. Ministry of Heavy Industries & Public Enterprises & Others).

The undersigned is directed to refer to Case No. 183/1028/11-12 dated 22.01.2012 (copy enclosed for reference) of the Chief Commissioner for Persons with Disabilities on the subject mentioned above.

2. In his regard it may be mentioned that DPE O.Ms. dated 26.11.2008 and 02.04.2009 or 2007 pay revision of executives and non-unionised supervisors following IDA pattern of pay scales of CPSEs w.e.f. 01.01.2007, inter alia provide for only the following 4 allowances to be kept outside the limit of 50% ceiling on perks & allowances:

- (i) North-East Allowance limited to 12.5% of Basic Pay.
- (ii) Allowance for Underground Mines limited to 15% of Basic pay.
- (iii) Special Allowance upto 10% of Basic Pay for serving in the difficult and far flung areas as approved by concerned Ministries in consultation with the Department of Public Enterprises from time to time.
- (iv) Non-Practicing Allowance limited to 25% of Basic Pay for Medical Officers.

These O.Ms. have been issued with the approval of the Cabinet.

3. It may also be intimated that DPE O.M. dated 26.11.2008 also provide for an 'Anomalies Committee' comprising of Secretaries of Department of Public Enterprises, Department of Expenditure and Department of Personnel & Training to look into further issues/problems that may arise in implementation of Government decision on the recommendations of the 2nd Pay Revision Committee.

4. The issue as ordered by Chief Commissioner in his Order dated 2.01.2012 has, therefore, been decided to be referred to the Anomalies Committee for their consideration. The

Committee's meeting was required to take place on 17.05.2012, however, it could not be held because of unforeseen sudden pre-occupation of some of the members. The Anomalies Committee is now scheduled to meet on 30.5.2012. Since Anomalies Committee may take some time to give its recommendations, and thereafter Government would also need some time to take a decision on the recommendations of the Committee, it would be necessary if stipulated time limit of 90 days is extended by at least 60 days more, to consider the implementation of the order dated 22.01.2012 of the Chief Commissioner. This would need modification of DPE O.M. dated 26.11.2008 issued with the approval of Cabinet and therefore it might have to be sent to the Cabinet for its approval.

5. DHI being the administrative Department in respect of BHEL is requested to seek at least 60 days more time to consider implementation of the order of the Chief Commissioner for Persons with Disabilities.

Encl: As above.


(F.J. Michael)
Under Secretary
Tele: 24360834

Department of Heavy Industries
(Shri S.K. Mishra, Under Secretary)
Udyog Bhawan,
New Delhi

Copy to: 1. Office of the Chief Commissioner for Persons with Disabilities, Sarojini House, 6, Bhagwan Dass Road, New Delhi - 110 001 w.r.t. their case No.183/1028/11-12 dated 22.01.2012 with request to kindly grant 60 days more time for implementation of order dated 22.01.2012.

2. CMD, BHEL for information & necessary action.

3. Director (RB), DPE.

O/C
Issued with Encl.
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