

**Government of Himachal Pradesh
Public Works Department**

No. PBW-A(B)6-6/2013

Dated Shimla-2, the

12-05-2016.

NOTIFICATION

The Governor, Himachal Pradesh is pleased to order the adjustment/transfer of the following Assistant Engineers(Mechanical) without TTA & Joining Time in public interest:-

Sr. No.	Name of Officer	From	To
1.	Sh. Madhukar Sood, Assistant Engineer(Mech.)	HPPWD Mech. Sub-Divn. Kumarsian, Distt. Shimla	HPPWD Mech. Sub-Divn.(Steel Bridge), Dhalli against vacancy.
2.	Sh. Rakesh Kumar Sharma, Assistant Engineer(Mech.)	On promotion under order of posting to Mech. Sub-Divn. Nerwa, Distt. Shimla	Adjusted in the O/O Engineer-in-Chief, HPPWD HQ Shimla against vacancy.

The above officer is directed to join their duties at new place of postings and submit their charge assumption report to this Department immediately.

By order

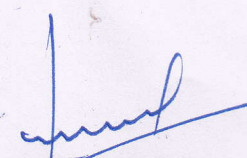
**Narinder Chauhan
Addl. Chief Secretary (PW)
Govt. of Himachal Pradesh.**

Endst. No. As above Dated Shimla-2, the

12-05-2016.

Copy forwarded for information and necessary action to:-

1. The Accountant General, H.P., Shimla-3.
2. The Engineer-in-Chief, HP PWD, Shimla-171002.
3. The Superintending Engineer (Mech.), HPPWD Mechanical Circle, Dhalli, Shimla and Daramshala, Distt. Kangra, H.P.
4. The Nodal Officer, IT, O/O ENC, PWD, Shimla-171002.
5. The officer concerned for compliance.
6. Personal file/Guard File.


(K. R. Saizal)
Deputy Secretary (PW) to the
Govt. of HP Ph. No. 2622498.

**Office of Addl. Chief Secretary (Public Works)
Government of Himachal Pradesh.**

File No. PBW-A(E)1-77/2015 dated Shimla-2 the

12-05-2016.


Order

WHEREAS, Sh. Jyoti Singh Negi, Assistant Engineer (Mechanical) has filed OA No. 304/2016 before the Hon'ble Administrative Tribunal and the Hon'ble Tribunal has disposed of the same on 10.3.2016 with the direction that "the applicant may file supplementary representation, furnishing all factual details before the 1st respondent/competent authority, within a period of three days from the receipt of copy of this order. 1st respondent shall decide the representation of the applicant, in accordance with law, after affording an opportunity of being heard to the applicant, if so desired".

AND WHEREAS the applicant has made a representation alongwith copy of order dated 10.3.2016 before the 1st respondent on 15.3.2016 vide which he has submitted that his date of birth in the matriculation certificate is 5.4.1958 whereas in the Panchayat record his date of birth is 5.5.1959 and the same may be corrected as per Panchayat record. As per the direction of the Hon'ble Administrative Tribunal a personal hearing has been given to the applicant on 5.5.2016. After going through the representation of Sh. Jyoti Singh Negi, it is found that the request for change the date of birth at the end of his career is not in consonance with the provisions contained in HPFR Rule 7.1 and also not of the nature of a clerical error. Such changes ought to have been requested within a period of 2 years from the date of entry into Government service as prescribed in the HPFR.

AND WHEREAS, after detailed consideration and thorough perusal of the case, the undersigned is of the view that law does not confer a right on a Government servant to get his date of birth amended at any stage. Moreover, the Hon'ble Administrative Tribunal has held in its judgment delivered in O.A. No. 341/95 that an application for change in date of birth of a Government employee must be filed within the period of limitation prescribed in the rules.

NOW, therefore the representation of Sh. Jyoti Singh Negi, Assistant Engineer(Mech.) dated 15.3.2016 is not in consonance with the provisions of HPFR and hence the same is considered and rejected.


(Narinder Chauhan)
Addl. Chief Secretary (PW)
Govt. of Himachal Pradesh.

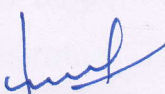
Registered

**Shri Jyoti Singh Negi,
Assistant Engineer(Mechanical),
HPPWD Mech. Sub-Divn. Nogli (Rampur),
Distt. Shimla, HP**

Endst. No. PBW-A(E)1-77/2015 Dated Shimla-2 the 12-05-2016.

Copy forwarded to the following for information:-

1. The Engineer-in-Chief H.P. PWD, Shimla-2 w.r.t. letter No. PWE-141-7(Mechanical)-ES-II/2014-4843-44, dated 26.12.2015.
2. The Superintending Engineer, Mechanical Circle, Dhalli, Dist. Shimla, HP.
3. Guard file.


(K. R. Saizal)
Deputy Secretary (PWD) to the
Govt. of Himachal Pradesh.
