

Most Urgent

**HIMACHAL PRADESH  
PUBLIC WORKS DEPARTMENT**

No. PWE-133-11/ES-III-2017- 13387-13537 Dated:- 3 .01.2017

Engineer-in-Chief

To

All the Chief Engineers  
All the Superintending Engineers  
All the Executive Engineers

**Subject: - Regularization of Daily waged workers of Nepali origin  
in relaxation of R & P Rules.**

I am to refer to Addl. Chief Secretary (PW) to the Government of HP letter No. **PBW-A(B)6-17/2016 dated 24.09.2016**, and further circulated vide this office letter No. **PWE-133-11/ES-III-2016 10122-10272 dated 01.10.2016** whereby decision/sanction of Government w.r.t. regularization of those Workmen who are citizen of Nepal and not citizen of India has been conveyed which is reproduced as under:-

**"The matter regarding regularization of 530 daily waged Nepali citizens who have been engaged in Public Works Department w.e.f. the year, 1997 to 02.07.2004 was under consideration of the Government. After careful consideration and keeping in view the order / judgments of Hon'ble High Court passed in various CWPs filed by the daily waged workers / beldars of Neplai Origin who have completed 8 years of regular service with 240 days in each calendar year upto 31.03.2004 in relaxation of provisions contained in Rule 14 of the R & P Rules of Class-IV categories notified on 03.07.2007. The regularization shall be with prospective effect i.e. w.e.f. 01.10.2016. The CMM has relaxed Rules in accordance with Rule-17 of Beldars R & P Rules."**

In view of above decision of Govt. you are requested to intimate/supply the date of each incumbent (Nepali Workmen) in Class-IV who are in engagement w.e.f. **01.01.1997 till 02.07.2004** in your respective Divisions/Circles.



Besides this please also enclose certificate of eligibility as per resolution of Government of India Ministry of Home Affairs 43/58/49-Ests dated 09.04.1950 enclosed herewith which also needs to be filled and signed by the Executive Engineers /Superintending Engineers/Chief Engineers for each Division/Circle qua all those Nepali origin worker who are in continuous service w.e.f. 1.1.1997 to 2.7.2004 in Class-IV category i.e. Beldar. While sending this, the working days details needs to be annexed with eligibility certificate of each workmen only. Upon its receipt in this, the same shall be considered only wherafter appointment order in favour of said workmen can be issued by the appointing authority of the respective workers. Therefore, this eligibility certificate may reach this office through the Dealing hand by **15.01.2017** positively so that by **15.01.2017**, all the eligible Nepali origin workmen are granted certificate of eligibility with counter signature of this office which earlier in respect of **1994-1996** similar situated workmen (Nepali Citizen) has also been granted by this office.


Previously, the Nepali origin workers have also been granted work charge status with a specific condition in the appointment order as under:-

"This work charge status shall be subject to final outcome of receipt of eligibility certificate in political angle from Government of India."

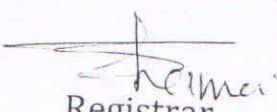
Since, this eligibility certificate has to be issued first in their favour to meet out offer of regular appointment as such all these cases be dealt on priority basis and send to this office for issuing eligibility certificate in their favour. Any left out case pertaining to engagement prior to 31.12.1993 with 240 days of service be also sent to this office if any so that all such pending cases are decided at the earliest to minimize litigation in this regard.

This may be extended top priority being a time bound matter.

**Encl. As above**

  
Engineer-in-Chief,  
Himachal Pradesh, PWD,  
Shimla-2.

Copy to Ld. Joint Director (P) in this office for information.

  
Registrar,  
Himachal Pradesh, PWD,  
Shimla-2.

RECOMMENDATION FOR CERTIFICATE OF ELIGIBILITY

In pursuance of para 3 of the Ministry of Home Affairs Resolution No . 43/58/49-Ests ., dated 6<sup>th</sup> April, 1950 the Governor, H. P. is pleased to direct that Sh./Smt.-----  
-----S/o Sh.----- R/o Village-----  
-----P.O.-----Tehsil.-----District-----  
-----presently serving as **Beldar** on daily wages basis in H. P. Public Works Department at -----  
-Division being a subject/native of Nepal shall be eligible to hold civil post of ( -----) in connection with the affairs of the state.

Dated:- .2017

Place:- Shimla-2

Executive Engineer,  
----Division, HPPWD ----,  
(Member)

Chief Engineer (----)  
HPPWD,-----  
(Member)

Superintending Engineer  
----- Circle, HPPWD-----,  
(Member)

