

LOKPAL OF INDIA
[Plot No. 6, Institutional Area, Phase-II, Vasant Kunj]
New Delhi

Complaint Nos. : 169/2023
Date : 27th September, 2023.
Coram : **Justice Pradip Kumar Mohanty**
Hon'ble Acting Chairperson

Justice Abhilasha Kumari
Judicial Member

Shri Dinesh Kumar Jain
Member

Smt. Archana Ramasundaram
Member

Shri Mahender Singh,
Member.

ORDER

Perused the complaint.

2. The complainant has filed complaints against eight different public servants who are all serving as Junior Engineers (JE) in the Municipal Corporation of Delhi (MCD). Although separate complaints have been filed for each public servant, however, as they all pertain to the same subject-matter, they have been clubbed together and treated as a single complaint.

3. The grievance of the complainant is that all eight public servants concerned, were promoted on ad-hoc basis to the post of JE, from the post of 'Beldar' in the MCD, under the 5% departmental quota. It is stated that the Hon'ble Lieutenant Governor (LG) had passed an order in the year 2012, regarding the reversion of the concerned public servants to their substantive posts. However, the public servants have not been reverted to the

post of 'Beldar' and are still being paid the salary of a JE. The complainant has prayed that the said public servants may be reverted to their substantive posts and the excess salary paid to them be recovered.

4. It appears from the material on record that the complainant had approached the Hon'ble High Court of Delhi and that the Hon'ble High Court has granted the complainant liberty to join as party in the applications filed before the Central Administrative Tribunal (CAT).

5. Taking into consideration the narrative of the complainant with regard to the eight public servants concerned, it is clear that this is a service-related matter, which is not covered by the mandate provided to the Lokpal of India under the Lokpal and Lokayuktas Act, 2013. The Full Bench is, therefore, not inclined to interfere. It is open to the complainant to pursue his remedy before the appropriate forum, if so desired.

6. In view of the above, the complaint stands disposed of.


COURT MASTER,
LOKPAL OF INDIA.