

**PROCEEDINGS OF THE ORDINARY MEETING OF THE
VARIED BOARD OF DALHOUSIE CANTONMENT BOARD HELD
ON 31ST JANUARY, 2022 AT 1200 HOURS AT THE OFFICE
OF THE CANTONMENT BOARD, DALHOUSIE**

Members Present :

- | | | |
|----------------------------------|---|------------------------|
| 1. Brig. Jitendra Singh, Stn Cdr | - | President |
| 2. Shri Vinod Mahajan | - | Nominated Civil Member |
| 3. Mrs. Mabel Christian, CEO | - | Member Secretary |

Agenda No.45 :

45. MONTHLY ACCOUNTS OF CANTT FUND FOR DECEMBER, 2021.

To read, consider and approve the Statement of Income and Expenditure of Dalhousie Cantt Fund for the month of November, 2021. Summary of the accounts is given below :

DECEMBER, 2022


| | | |
|-----------------------------------|---|--------------------|
| Opening balance as on 01-12-2022 | - | Rs. 89,04,692.03 |
| Receipt during the month | - | Rs. 17,28,384.00 |
| Total | - | Rs. 1,06,33,076.03 |
| Expenditure during the month | - | Rs. 35,40,166.00 |
| Balance at the close of the month | - | Rs. 70,92,909.03 |

In this connection account details of Income and Expenditure along with cash book is placed on the table.

RESOLUTION No.45 :

Considered and approved the monthly accounts of Cantt Fund Dalhousie for the month of December, 2021.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.46 :

46. REVISION OF PAY SCALES OF CANTONMENT BOARD EMPLOYEES AT HIMACHAL PRADESH GOVT PATTERN.

To read and consider the Notification No.Fin(PR)B(7)-1/2021 dated 3rd January, 2022 received from Additional Chief Secretary (Finance) to the Govt of Himachal Pradesh, Shimla with regard to the pay scales plus Dearness Allowance having been revised by them in the case of their own employees w.e.f. 01-01-2016 and to implement the revised pay scales in the case of Cantt Fund Servants to give the parity with the employees of H.P. State Govt w.e.f. the same date i.e. 01st Jan 2016.

Office Note :


In accordance with the Memorandum of settlement as agreed to by the Representatives of the Employers (the Cantonment Board in India) and the workmen (Employees of Cantonment Boards) the revised pay scales as specified by the State Govt. of Himachal Pradesh is to be made applicable mutatis Mutandis to Cantonment Board Employees from the same date as in the case of State Govt. Employees.

Relevant Notification of Himachal Pradesh Govt is placed on table.

RESOLUTION NO.46 :

Considered and approved. A proposal be forwarded under Rule 32(b) of the Cantonments Account Code, 2020, for sanction.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.47 :**47. GRANT OF ADDITIONAL PENSION TO THE OLD AGE PENSIONERS /FAMILY PENSIONERS AFTER ATTAINING THE AGE OF 80 YEARS AND ABOVE.**

To consider the note of office Supdt-cum-Accountant that Govt. of India, Ministry of Personnel, Public Grievances & Pension Department of Pension & Pensioners' Welfare notification No.38/37/08—P&PW(A) dated 1st September, 2008 and DGDE, Delhi Cantt letter No.137/740/ADM/DE/17(Pension) dated 16.05.2017 a/w Govt. of India, Ministry of Personnel, Public Grievances & Pension Department of Pension & Pensioners' Welfare notification No.38/37/08—P&PW(A)(ii) dated 4th August, 2016 and No. 38/37/08—P&PW(A)(ii) dated 12th May, 2017 are also applicable to the Cantt Board pensioners for the grant of additional pension as per para 4.5 and para 15 of the above mentioned letters dated 04.08.2016 and 12.05.2017 in the quantum of pension/family pension available to the old pensioners/family pensioners shall be increased as follows :-

| Age of Pensioner/family pensioner | Additional quantum of pension |
|--|--|
| From 80 years to less than 85 years | 20% of revised basic pension/family pension |
| From 85 years to less than 90 years | 30% of revised basic pension/family pension |
| From 90 years to less than 95years | 40% of revised basic pension/family pension |
| From 95 years to less than 100 years | 50% of revised basic pension/family pension |
| 100 years or more | 100% of revised basic pension/family pension |

Details of 08 Cantt Board Pensioners/family Pensioners who have crossed the age of 80 years and above as on date are given below:-

| Sl. No. | Name & Desgn. of the Pensioner | Date of Birth | Age of pensioner/ family pensioner | Additional quantum of pension | Benefit availed/ due from |
|---------|--|---------------|------------------------------------|-------------------------------|--|
| 1 | Shri Madho Ram, Ex-Mzdr. | 15-08-1926 | 95 years | 50% of basic pension | 80 yrs wef 15.08.2006 85 yrs wef 15.08.2011 90 yrs wef 15.08.2016 95 yrs wef 15.08.2021 |
| 2 | Shri Chattro Ram, Ex-Bhisty | 15-06-1934 | 85 years | 30% of basic pension | 80 yrs wef 15.06.2014 85 yrs wef 15.06.2019 |
| 3 | Smt. Santosh Kumari w/o Late Sh V.D.Gulsia, Ex-AE | 03.04.1936 | 85 years | 30% of basic pension | 80 yrs wef 03.06.2016 85 yrs wef 03.04.2021 |
| 4 | Smt. Sudesh Kumari, Ex-Teacher | 10.08.1940 | 80 years | 20% of basic pension | 80 yrs wef 10.08.2020 |
| 5 | Shri Paras Ram Sharma, Ex-OS | 30.08.1938 | 80 years | 20% of basic pension | 80 yrs wef 30.09.2018 |
| 6 | Shri Diwan Chand, Ex-S.Supvr. | 10.12.1940 | 80 years | 20% of basic pension | 80 yrs wef 10.12.2020 |
| 7 | Smt. Nimmo w/o Late Shri Jassa Ram, Ex. Mzdr. | 01.01.1938 | 80 years | 20% of basic pension | 80 yrs wef 01.01.1918 |

Office Note :


As per Rule 30 & 31 of the Cantonment Fund Servant Rules, 1937, Cantonment Board pensioners are also eligible for the above benefit under the provisions of the Central Civil Services (Pension) Rules, 1972 as amended from time to time, shall mutatis-mutandis, govern the grant of Pension, Family Pension and Death-cum-Retirement Gratuity etc.

Relevant note of the Office Supdt is placed on the table.

RESOLUTION No.47 :

Considered and approved.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.48 :

48. TOLL TAX BARRIER BANIKHET

Consider the letter dated 09.10.2021(email) of existing contractor (Balaji Enterprises) of toll tax stating that they are facing huge loss in the collection of toll tax and unable to meet the daily bid value. Contractor has requested to reduce the present tender value. Further the Contractor has requested in his email dated 19.12.2021 that due to huge loss in the collection of toll tax they are interested to discontinue the contract. Contractor is also reminded that if the reducing the bid value is not possible then they have provided 1 month prior notice to the Cantonment Board to discontinue the Contract as per the terms and conditions of Agreement clause No.33

Office Note

Toll Tax Barrier Banikhet was auctioned and highest bid amounting to Rs.68,53,605/- was offered by the Balaji Enterprises, , Ahmednagar, Maharashtra and same was accepted by the Board vide their CBR No.10 dated 08.07.2021 and work order issued vide this office letter No.5/9/ dated 08.07.2021.

Thereafter an agreement was executed between both the parties on 16-07-2021 w.e.f. 17-07-2021 to 16-07-2022 and firm has deposited the security amount in the shape of FDR i.e. Rs.17,13,402/- being the 25% amount of the bid i.e. 68,53,605/-

Condition No.33 of the Agreement dated 16-07-2021 relief the contractor that *"In case where the contractor desired to terminate this Agreement, the contractor so desiring shall serve upon the Cantonment Board, Dalhousie a prior notice of not less than thirty(30) days stating its intention to do so. The Cantonment Board, Dalhousie shall, in such case, endeavor to appoint another person to take over the duties and obligations of the Contractor under the Agreement, or otherwise. However, till such time that a new person in place the Contractor is appointed, the contractor shall remain liable to discharge its duties and obligations herein, and this Agreement shall stand terminated immediately upon the appointment of the new person as aforesaid. Upon such determination, the security deposit shall be refunded to the Contractor after adjusting any dues/charges on termination of contract and claims that Board is entitled to recover in terms of this contract"*

Relevant requested letters of the contractor are placed on the table.

Moreover, in this regard the Board may also consider the letter No.76/67/Misc/C/DE/2021/Vol.III dated 07.01.2022 which is also placed on table.


RESOLUTION No.48 :

The matter was discussed at length. The PCB stated that the number of tourists are increasing day by day and hence it is not possible that the contractor would be running on loss. PCB suggested that the Toll Barrier should be run by the Cantonment Board itself by deploying their own staff or through outsourcing some staff for the same. The CEO appraised the Board that there has been constant pressure from the SDM Dalhousie to close the toll tax barrier. CEO read out the contents of the DGDE letter No.76/67/Misc/C/DE/2021/Vol.III dated 07.01.2022 addressed to the PDDEs of all Commands wherein the PDDEs have been instructed to direct the CEOs under their command to stop collection of Vehicle Entry Fee.

CEO informed that Vehicle Entry Tax is still being collected in Dalhousie, since no specific orders have been received to stop the collection of VET. Toll Tax was initially levied by the Cantt Board Dalhousie by publication of SRO-CBD-5/1/308 dated 24th February 1990 in the official gazette. The Board is empowered under Section 66 & 67 of the Cantonments Act 2006 to levy tax and fees. Further, as per Section 66(2) of the said Act, the Board shall not abolish any tax imposed under this Section or vary it to the Board's financial disadvantage without the previous sanction of the Central Government. The same has been informed to the SDM Dalhousie. Clarification on collection of VET has also been sought from the PDDE WC and pending receipt of the clarification, collection of Toll tax is being continued.

With regard to the concession sought by Toll Tax Contractor, the Board resolved that keeping in view the current situation and also overhead charges that would have to be borne by the Cantonment Board, 10% of bid amount may be granted as concession to the Toll Tax contractor.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.49 :

49. TO EXTEND THE PERIOD OF GARBAGE COLLECTION & DISPOSAL SERVICES:

Ref: CBR No.92 dated 30.03.2021, CBR No.7 dated 29.06.2021 and CBR No.29 dated 16.10.2021.

To consider and approve the note of Male Health Supervisor wherein he has mentioned that the period of contract for the subject work expired on 31.03.2021. This office had attempted to procure the services through GeM but the same was not available on Gem at that time. Since the work of SWM should not be hampered, the Board had granted three spells of extension of 3 months each from 01.04.2021 to 30.06.2021, 01.7.2021 to 30.09.2021 and 01.10.2021 to 31.12.2021, to the present contractor, M/s.Ayushi Hygiene and Care Pvt Ltd vide the CBRs quoted under reference.

Subsequently, this office had initiated the process of fresh e-tendering through e-tendering through Govt e-procurement portal as the services were not available on Gem. During the process of e-tendering, M/S People Association for Total Help and Youth Applause, New Delhi had emerged as L1. However since the L1 firm M/S People Association for Total Help and Youth Applause, New Delhi had not responded to this office letter No.CBD 13/1/SB/2021-22/ dated 13.08.2021 requesting them to deposit security deposit of Rs.1,02,000/- and also submit stamp paper for execution of contract agreement. Therefore, vide CBR No 28 dated 16th October, this Board has cancelled the bid and issued directions for fresh tender with extension of three months to the existing contractor upto 31-12-2021.

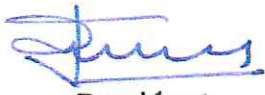
The Board, has initiated the process of fresh tender through GeM portal vide Bid No.[GEM/2021/B/1786416](#), dated 27-12-2021. Since, no bid is received yet. Thus, it is recommended to extend the period of contract of M/s Ayushi Hygiene and Care Pvt Ltd for a further period of three months i.e upto 31-03-2022 or till fresh process of tendering is completed, whichever is earlier.

Relevant note of the Male Health Supervisor is placed on the table.

RESOLUTION No.49:

Considered and approved extension of the period of the present contract till the end of the financial year or till the process of fresh tendering is completed, whichever is earlier.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.50 :

50. REQUEST OF DR MOHIT SHARMA, RMO, TO RELIEVE HIM FROM THE POST OF RESIDENT MEDICAL OFFICER, DALHOUSIE CANTT BOARD HOSPITAL:

To consider the request letter of Dr. Mohit Sharma, Resident Medical Officer, Cantt Board General Hospital, Dalhousie Cantt wherein he has intimated that he had signed a bond of three years after availing study leave from the department w.e.f. 01.06.2017 to 31.05.2019 and that the 3 year bond period would be to ending on 31.05.2022. Further he has stated that due to some unavoidable circumstances, he would be unable to continue his services and therefore has requested to relieve him from the services of Cantonment Board, Dalhousie.

Office Note :

Dr. Mohit Sharma joined the services of Cantonment Board Dalhousie as on 02.03.2009 and Orders were issued to him for pursuing Higher Studies for i.e MD Degree vide CBR No.29 dated 06-07-2017 on the following terms and conditions:-


- (i) No extra financial benefit will be given after completion of course.
- (ii) RMO has to sign a bond for 3 years that after completion of course, He will join his duty back to the Cantonment Board Dalhousie. If RMO fails to join duty as per the bound he would have to pay 24 months' salary and other financial benefits to the department.
- (iii) RMO has to produce the certificate that he is not getting any stipend or remuneration from the training institution.


Relevant request letter of RMO is placed on table.

RESOLUTION No.50 :

Considered and accepted the request of Dr.Mohit Sharma to relieve him from the services of the Cantt Board Dalhousie. The Board thanked and appreciated the work done by Dr.Mohit Sharma during his tenure.

The Board also decided that till appointment of a permanent doctor, a Medical Officer should be appointed through outsourcing.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.51:

51. PURCHASE OF JCB FOR CANTONMENT BOARD DALHOUSIE :

To consider and approve the request made by the Male Health Supervisor for the purchase of a JCB for the use of removal of snow during the winter season and also for use in the garbage disposal plant and for other works by Engg Section etc. Amount will be expended from the 15th Finance commission as they have already released the funds for the use for Sanitation & Water Supply Development at 50% each.

Office Note

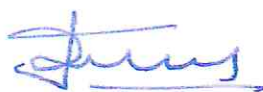
It is submitted that the Cantt Board Dalhousie is in the need of a JCB for various purposes such as levelling of grounds, removal of debris etc, demolition work, cleaning of undergrowth and bushes and especially for removal of snow during winter season. The Cantt Board Dalhousie gets requests from various departments and public for removal of snow etc. Hence, there is urgent need for procurement of JCB with requisite attachments.

Relevant note of the MHS is placed on the table.

RESOLUTION NO.51:

Considered and approved the purchase of JCB (Backhoe Loader with Snow Blower Attachments) for the Cantonment Board Dalhousie especially to be used at Garbage Disposal plant for solid waste management works, loading and unloading of Garbage, Construction and Demolition Waste, levelling of grounds, removal of debris, demolition work, cleaning of undergrowth, bushes and especially for removal of snow during winter season. During off season, the JCB Back hoe loader may be rented out to other Departments/public for augmentation of revenue. Since, the purchase of the machinery i.e. JCB Backhoe Loader is for public development and use, the amount may be expended from the 15th CFC Grant as proposed. Provision for the same should be made in the Revised Budget Estimates for 2022-2023.


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.52 :

52. UPGRADATION OF PRIMARY SCHOOL TO MIDDLE SCHOOL LEVEL & PURCHASE OF SCHOOL BUS FOR CANTT BOARD PRIMARY SCHOOL :

Reference CBR No.92 dated 23.02.2017 and Meeting of CEO with Parents of students on 03-01-2022.

To consider and approve the action taken by the CEO towards upgradation of the School to Middle School level as per the CBR No.92 dated 23.02.2017. The Higher Authorities have time and again instructed a report on the action taken to upgrade the Cantt Board Primary School to Middle School. Further to also consider the request of the parents of the students of the school for upgradation of the school and also for provision of School Transport and uniforms.

Office Note :


The Cantonment Board had vide the CBR under reference resolved to upgrade the Primary School to Middle School level. However, the parents had vide their application dated 03.1.2022 stated that though the Board had decided to upgrade the school in the year 2017 itself, till now the same had not been done. The parents had expressed their satisfaction on the quality and standard of education being provided in the Cantonment Board Primary School and requested the CEO to upgrade the school and also provide School transport. The parents had expressed their willingness to pay the charges for the school bus, as presently they were hiring private transport for commuting their wards to/from school.

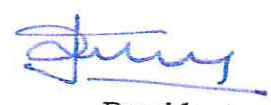
The CEO informed the Board that the parents had met the CEO on 03-01-2022 to express their satisfaction on the standard/quality of education being imparted in the Cantonment Board Primary School. Many parents informed the CEO that though the Board had decided to upgrade the school to Middle School level in the year 2017 itself, till date the same had not been done. The parents also requested that school bus should be provided to the children coming from villages as at present the parents were hiring private transport to commute their wards to and from school. The parents had agreed to pay the transport fees imposed by the Board for the School bus.

The CEO informed the Board that the matter of upgrading the school had been discussed with PCB during the last Board. The CEO informed that upgrading of school would require additional infrastructure viz., extra classrooms, furniture, lab and other equipments and also extra teachers. Purchase of furniture and lab equipments has been taken up as per requirements submitted by the HM-in-Charge. With regard to extra classrooms, the CEO informed that letter No. CBD-15/A dated 28.12.2021 had been sent to the Dist Programme Officer (ICDS), Chamba requesting them to vacate the Aanganwadi being run in the Primary School premises .

RESOLUTION NO.52:

Considered and approved the action taken by the CEO towards upgradation of the school by provision of classrooms, furniture, lab equipments and appointment of teachers . Also resolved to purchase of a school bus for the Cantonment Board Primary School. Budget Provision for the same may be made in the Revised Budget Estimates for 2022-2023 (Revised).


Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)


President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)

Agenda No.53:

53. APPEAL UNDER SECTION 340 OF THE CANTONMENTS ACTS 2006 DATED 28.01.2022 MADE BY SHRI ANIL KUMAR SUD AND SHRI RISHAV SUD TO THE PCB DALHOUSIE :

Reference Appeal dated 28.01.2022 under Section 430 of the Cantonments Act, 2006, by Shri Anil Kumar Sud and Shri Rishav Sud to the President, Cantonment Board, Dalhousie.

The matter pertains to Notice under Section 297 of the Cantonments Act, 2006 issued by CEO Dalhousie for removal of unauthorized and dangerous skywalk bridge above public footpath constructed by Shri Anil Kumar Sud/Rishav Sud in Sy.No.95, House No.7, Balun Bazar, Dalhousie Cantonment. Shri Anil Kumar Sud and Shri Rishav Sud have filed an appeal under Section 340 of the Cantonments Act, 2006 to the President, Cantonment Board, Dalhousie.

Relevant Notice along with file is placed on table.

RESOLUTION No.53 :

Read and Noted the Appeal. Though the Section under which the Appeal has been made does not exist in the Cantonments Act, 2006, the PCB considered the Appeal to be made against the Notice of CEO Dalhousie under Section 297 of the Cantonments Act, 2006 and permitted the appeal as Board is the authority to hear the appeal under the said Section of the Act.

The CEO explained that the petitioners had made an unauthorized skywalk bridge over public footpath from the balcony of House no.7 in Sy.No.95 of Balun Bazar of Dalhousie Cantonment to the open Govt land bearing Sy.No.92 on the opposite side and resting on the Government retaining wall, without obtaining sanction of the Cantonment Board or following safety norms and therefore the said bridge is not only unauthorized but also dangerous to lives of public walking on the footpath below and hence needs to be demolished immediately.

The Board considered the matter and after lengthy deliberations, the PCB stated that since no sanction was granted by the Cantonment Board for construction of the skywalk bridge, the same is unauthorized. PCB stated that Shri Anil Kumar Sud/Rishav Sud failed to produce any sanction granted by the local urban body, being the Cantonment Board, Dalhousie for constructing the skywalk bridge. Hence, the bridge is unauthorized and liable to be demolished. The CEO also voted for the demolition and the matter was passed 2:1 for demolition.

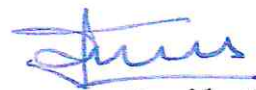
However, the Civil member Shri Vinod Mahajan at this point requested the PCB to grant a personal hearing to the applicants and then take a decision.

The PCB stated that since the matter pertained to Notice under Section 297 of the Cantonments Act, 2006 issued by CEO Dalhousie for removal of unauthorized and dangerous skywalk bridge above public footpath constructed by Shri Anil Kumar Sud/Rishav Sud in Sy.No.95, House No.7, Balun Bazar, Dalhousie Cantonment and would require lengthy deliberations and scrutiny of file and is time consuming, the hearing of the appeal will be done on 01.02.2022 at 1130 hours.

Hence as per request of the Civil Member, hearing of Appeal was posted to 01.02.2022 at 1130 hours by the President, Cantonment Board. Shri Anil Kumar Sud/Rishav Sud were informed of the decision of the Board.



Member Secretary & CEO
Cantonment Board Dalhousie
(Mabel Christian)



President
Cantonment Board, Dalhousie
(Brig. Jitendra Singh)