

Board Subject No. 150

Re.No.1696/87-A3

Sub:- Estt – VUDA – Regularisation of services of certain NMRs working in  
VUDA – reg

---

AGENDA NOTE

The VUDA in its resolution No.137 dt. 28-9-2003 has resolved to regularize the services of 66 NMRs, and to send to the Government for ratification.

It is brought to the notice of Board that the regularization of the services of 66 NMRs is contrary to the Act 2 of 1994. The Act No.2 of 1994 is in force, so no government agency shall regularize any services of any type of employee under Section (7) of the Act and under section 8 of the Act the accounts Department shall not pass any bill of such appointments.

Further it is submitted that the VUDA has appointed 3 NMRs i.e.,  
1.Smt. G.Appayamma, 2. Smt.G.Ganga Seetha and 3.Smt.S.Lakshmi on compassionate grounds after 25-11-1993 i.e., after enactment of Act(2) of 1994. The Government have observed that these appointments are in violation of provisions of Act(2) of 1994 and the Government have ordered to terminate the services of 3 NMRs immediately. Further it was also ordered to send the list of Officials responsible for making the above irregular appointments and payment of wages in violation of the provisions of the Act(2) 1994. Accordingly 3 NMRs were terminated from the services and the list of the concerned officials, i.e. the then Vice Chairman, Secretary, Chief Accounts Officer (who passed the bill) Administrative Officer and concerned Assistant was sent to the Government and also it came to know that action was initiated by the Government for prosecution of the concerned officials for which the VUDA Officials rounded the Secretariat many times.

It is further submitted that while disposing the contempt applications against VUDA in C.A.No.1134/2001 in A.No.3703/2000 filed by certain NMRs for regularization of their services, the A.P.A.T. made the following observations.

“ The learned G.P. submitted that against the judgement of this Tribuna, government filed writ petition on the file of the High Court. No-doubt, the High Court did say that as and when the applicants and similarly situated persons complete five years of continuous service by 18-8-98 i.e. the date on which Act 27/98 has come into force, their cases shall be considered for regularization provided they fulfil all other terms and conditions laid down in G.O.Ms.No.212 dt.22-4-1994 including the existence of clear vacancies. Again, aggrieved against the aforesaid judgement of the High Court, the Government filed S.L.P. on the file of the Apex Court. The Apex Court stayed the operation of such judgement of the High Court. In this view of the matter, the C.A. was ordered to be closed. The applicants are at liberty to file CA after the SLP filed by the Government on the file of the Apex Court is disposed of.”

In view of the above circumstances the matter is placed once again before the VUDA Board for re-decision of the earlier decision.

**VUDA Resolution No.150 dt. 10-1-2004**

Resolved to regularize the services of 66 R.N.M.Rs subject to ratification by the Government.

  
CHAIRMAN.  
VUDA