

PROCEEDING OF THE ORDINARY BOARD MEETING HELD ON 15-11-2021 AT 1100 HOURS IN THE OFFICE OF THE BRIGADE HEADQUARTERS, KASauli

ADM SECTION (A)

30. OATH

To administer the oath of affirmation to Ms. Divya R, as member secretary of the Board of her allegiance to the Constitution of India as required under Section 17 of the Cantonments Act, 2006.

OATH

To administer the oath of affirmation to Sh. Charan Prashad as nominated member of the Board of his allegiance to the Constitution of India as required under Section 17 of the Cantonments Act, 2006.

RESOLUTION NO. 30

Before taking the seat Ms. Divya R, Chief Executive Officer as Member Secretary of the Board took the oath of her allegiance to the constitution of India by law established in compliance with the provision of Section 17 of the Cantonments Act, 2006.

Before taking the seat Sh. Charan Parshad as Nominated Member of the Board took the oath of his allegiance to the constitution of India by law established in compliance with the provision of Section 17 of the Cantonments Act, 2006.

31. ACCOUNTS

To consider and approve the account for the months of August, Sept & Oct 2021.

| | | August, 2021 | Sept, 2021 | Oct, 2021 |
|------------------------------|----------|---------------------|---------------------|---------------------|
| Opening Balance | : | 93,55,163.53 | 76,92,129.53 | 39,27,081.53 |
| Receipts | : | 2,97,695.00 | 13,04,382.00 | 7,05,735.00 |
| Total | : | 96,52,858.53 | 89,96,511.53 | 46,32,816.53 |
| Expenditure during the month | : | 19,60,729.00 | 50,69,430.00 | 3,55,449.00 |
| Closing Balance | : | 76,92,129.53 | 39,27,081.53 | 42,77,367.53 |
| Total | : | 96,52,858.53 | 89,96,511.53 | 46,32,816.53 |

RESOLUTION NO. 31

The Board considered and approved the accounts for the month of Aug, Sept & Oct, 2021.

32. CONFIRMATION OF CIRCULAR AGENDA

To note and confirm the circular agenda No. CBD/7/1/- 782 dated 27-09-2021 regarding proposal to amend the property tax bye laws submitted to the competent authority through proper channel for Gazette Notification for grant of 2 % incentive to the people of Dagshai Cantonment to promote the use of E-Chhawani portal who make payment themselves online in respect of water tax.

The relevant file is placed on the table.

RESOLUTION NO.32

The Board noted and confirmed.

33. CONFIRMATION OF CIRCULAR AGENDA

To note and confirm the circular agenda No. CBD/7/1/- 783 dated 25-09-2021 regarding grant of 2% incentive to the people of Dagshai Cantonment to promote the use of E-Chhawani portal who make payment themselves online in respect of conservancy charges, door to door garbage collection charges & Sewerage Charges (for house).

The relevant file is placed on the table.

RESOLUTION NO.33

The Board noted and confirmed.

34. CONFIRMATION OF CIRCULAR AGENDA

To note and confirm the circular agenda No. CBD/7/1/- 846 dated 13-10-2021 regarding levying of administrative /processing charges on GIS based water supply network module and sewerage module by BISAG in Cantt Board Dagshai in the manner as advised by the higher authorities.

The relevant file is placed on the table.

RESOLUTION NO.34

The Board noted and confirmed.

35. PROVISION OF FUNDS FOR CANTT. BOARD EMPLOYEES AS A WELFARE MEASURE-GROUP INSURANCE SCHEME

Reference PDDE, WC letter No 4/Covid-19/Insurance/Cantt. /DE/WC dated 30-09-2021.

To note and the action taken by the CEO regarding payment of Rs. 95197/- (Rupees ninety-five thousand one hundred ninety-seven only) credited into CEO, Delhi Cantt. Bank A/c No. 352701110050001 IFSC Code UBIN0535273 Union Bank of India, Sadar Bazar Delhi Cantt. towards provision of funds for 35 Cantt. Board, Dagshai employees as a welfare measure Group Insurance Scheme. Who are involved in Covid prevention related activities.

The relevant papers are placed on the table

RESOLUTION NO.35

The Board noted.

36. SPECIAL CAMPAIGN FOR DISPOSAL OF PENDING MATTERS DURING THE PERIOD OF 02ND OCTOBER TO 31ST OCTOBER, 2021.

Reference DGDE letter No. 56/15/DGDE/Coord /Vol. I dated 21-09-2021 & PDDE, WC letter No. 15/1171/ADM/WC/DE dated 22 September, 2021.

To consider the question of destruction of old records of temporary nature of Cantt. Board, Dagshai which is no longer required as per list placed on the table under Rule 46(4) of the Cantonment Board Account Rules, 2020.

The list of files alongwith office report is placed on the table.

RESOLUTION NO.36

The Board considered. After deliberation the Board resolved that old record of temporary nature of Cantt Board Dagshai as mentioned in the list placed on the table be destroyed by burning in the presence of Chief Executive Officer.

37. **SPECIAL CAMPAIGN FOR CLEANLINESS DRIVE AND DISPOSE SCRAP ON MISSION MODE.**

As per the instructions received vide DGDE letter No. 76/68/Swachh Bharat/C/DE/2021 dated 18-10-2021 a special campaign is to be undertaken for cleanliness drive and dispose scrap on a mission mode. Accordingly, a committee was constituted vide office order No. 19 dated 21-10-2021 to declare the items of store surplus or obsolete or unserviceable which are to be scraped. The members of the committee was required to submit its report by 27-10-2021.

The committee thoroughly went through the lists of General Branch pertaining to Office, Guest House, PWD, Sanitation, MT, Fire Fighting equipments and examined physically all the items to be declared surplus/obsolete or unserviceable. The committee found that the articles shown in the lists are unserviceable and are of no further use.

In view of the above to consider the report/recommendation of the committee dated 25-10-2021 alongwith lists of scrap articles to be disposed off through public auction.

The relevant papers are placed on the table.

RESOLUTION NO.37

The Board considered the report/recommendation of the committee dated 25-10-2021 alongwith lists of scrap articles to be disposed off. After deliberation the Board resolved that scrap articles be disposed off through e-auction.

38. **OUTSTANDING AMOUNT FOR WATER CHARGES AGAINST CANTT BOARD DAGSHAI DUE TO REVISION OF ALL-IN-COST RATE FOR WATER SUPPLY W.E.F. 2013-14 TO 2019-20**

Reference CBR No. 26 dated 03-09-2021.

To consider the matter in light of section 207 of the Cantonments Act, 2006 regarding payment of outstanding amount Rs. 1,00,29,638/- to the GE, MES Kasauli on account of revision of All-in-cost rate for water supply w.e.f 2013-2014 to 2019-2020. As per decision of the Board the information from Municipal Corporation, Solan has been obtained is as under:-

1. Domestic consumers @ Rs. 24.20 per 1000 Litres
2. Commercial consumers @ Rs. 38.65 per 1000 Litres
3. Water supplied to Municipal Corporation, Solan by Jal Shakti Department @ 27.71 and 10 % surcharge per 1000 litres.
4. Rates being paid by Municipal Corporation, Solan to Jal Shakti Department as per in S. No. 03 above.
5. Presently no rebate is being given to any consumer by Municipal Corporation, Solan.

Besides above, the year wise due drawn statement of water consumption in Cantt Board Dagshai (Bulk Supply) has also been obtained from GE, MES Kasauli vide their letter No. 2050-A/92/E/E2BS dated 15-09-2021.

The relevant file is placed on the table to decide further action in the matter.

RESOLUTION NO.38

The Board considered the matter in light of section 207 of the Cantonments Act, 2006 regarding payment of outstanding amount Rs.1,00,29,638/- to the GE, MES, Kasauli on account of revision of All-in-cost rate for water supply w.e.f. 2013-2014 to 2019-2020.

In this connection the Board went through the rates of the adjoining municipality i.e. Municipal Corporation Solan and also noted the rates being charged by the MES authorities from the Cantt Board Dagshai. The Board observed that the rates being charged by the MES are too

high and matter needs to be referred to the Central Govt. as required under section 207 (2) & 207 (3) of the Cantonments Act, 2006 for taking final decision at par with the rates of Municipal Corporation Solan. After deliberation the Board resolved that the matter be referred to the Central Govt. through prescribed channel for further decision.

The Board further resolved that the GE, MES Kasauli be also informed regarding section 207 of the Cantonments Act, 2006 for further appraisal of the Principal of Director of Audit, Defence Service Chandigarh regarding test observation on the subject.

The Board also resolved that in the mean time the water rate bill be paid to GE MES, Kasauli, on old rate i.e Rs. 11.10 per thousand liter until final decision of Central Government in the matter.

39. APPOINTMENT OF RESIDENT MEDICAL OFFICER IN CANTONMENT BOARD DAGSHAI

Reference Principal Director, Defence Estates, Western Command Chandigarh letter No. 9607/B/Cantt/DE/RMS- 614 dated 27-01-2021 & CBR No. 11 dated 31-05-2021.

The Cantonment Board Dagshai has invited the online applications from the eligible Indian citizen for the post of Resident Medical Officer vide this office Notice No. CBD/10/4/- 96 dated 10-02-2021. The date of online applications submission was w.e.f. 23-02-2021 to 17-03-2021. The interview is to be conducted in the light of instructions issued by the DGDE, New Delhi letter No. 25/Misc/C/DE/2004 dated 17-09-2013 and No. 70/CC/Lucknow/C/DE/14 dated 07-03-2014.

It is further mentioned that the Directorate Western Command, Chandigarh is repeatedly insisting to provide Medical Facilities in the Cantonment and to fill up the vacant post. It is necessary to fill up the vacant post of RMO in the dispensary of Cantt Board Dagshai due to spread of the pandemic (COVID-19) for providing medical services to the residents.

The detail as asked vide HQ 95 Inf Bde letter dated 01-10-2021 is also furnished as under

- (a) There is a dire necessity of appointing a full time Resident Medical Officer as providing of medical facilities within the Cantonment area is essential and responsibility to appoint a RMO lies with the Cantonment Board, despite number of daily patients. The post of RMO is already sanctioned in the Cantt Board Dispensary & regular RMO had been working there from time to time.
- (b) The financial affect on state exchequer for employing full time RMO is Rs. 75000/- pm and Rs. 900000/- per annum.
- (c) There is one Ayurvedic Dispensary of HP Govt. in Dagshai Cantt. No private medical facility available.
- (d) The payment of salary will be made from the sanctioned budget for health and veterinary services under code 820.
- (e) Regular RMO salary = Rs. 75000/-, on contract basis = Rs. 30000/-
Difference p.m. = Rs. 75000- 30000 = 45000/-
- (f) The subject agenda item was deferred without any reason vide CBR No. 11 dated 31-05-2021.

In view of above to consider the matter to constitute the committee for the interview of Resident Medical Officer, Cantonment Board, Dagshai.

The relevant file is placed on the table.

RESOLUTION NO.39

The Board considered. After deliberation the Board resolved that MBBS doctor be engaged through outsourced agency at the fixed remuneration of Rs. 30,000/- p.m in the Dispensary of Cantonment Board Dagshai. In view of supersession of Cantt Fund Servant Rules, 1937 by the Cantt Board Employees Service Rules, 2021, the process be re-initiated.

40. GRANT OF ADDITIONAL DEARNESS ALLOWANCE TO CANTONMENT BOARD EMPLOYEES W.E.F 01-07-2021

To consider the matter regarding grant of additional dearness allowance to Cantonment Board employees at the enhanced rate from the existing rate of 153% to 159% of pay w.e.f. 01-07-2021 as sanctioned by the HP State Govt. to their employees vide letter No. Fin(C)-B (7)-2/2006 dated 15-09-2021. As per para 14 of the Memorandum of settlement the Cantonment Board employees are also entitled for the payment of additional Dearness allowance at par with the HP State Govt. employees. The additional rate of Dearness allowance of 6% shall be paid in cash with salary of Sept, 2021 payable in Oct, 2021 and the arrears accrued from 01-07-2021 to 31-08-2021 shall be credited into GPF account of the employees with the salary of Sept, 2021. In case of Government employees, who have retired or who have closed GPF accounts and employees who are governed under Contributory Pension Scheme, the arrears on account of release of additional installment of DA w.e.f. 01-07-2021 will be paid in cash with salary of Sept 2021 payable in Oct, 2021.

There will be an expenditure of Rs. 40,000/- P.M. w.e.f. 01-07-2021. The Budget provision has already been made in the relevant heads of the Budget estimates for 2021-22 (R).

The HP Govt. notification alongwith relevant file is placed on the table.

RESOLUTION NO.40

The Board considered and resolved that the enhanced rate of Dearness allowance from 153% to 159% of pay be made applicable to Cantonment Board employees w.e.f. 01-07-2021. The Board further resolved that the proposal be submitted to the General officer Commanding in Chief, Western Command for obtaining necessary sanction.

41. DISPOSAL OF MUNICIPAL SOLID WASTE OF DAGSHAI CANTONMENT

The Board does not have its own incinerator system, Baling Machine etc. for disposal of Municipal Solid Waste. As per office report approximately 5 Quintal or above Municipal Solid Waste is generated daily. M/S JBR Technologies Pvt. Ltd. Baddi Distt. Solan (H.P.) hired by Kasauli Cantonment has been contacted vide this office letter No. CBD/8/10/-574 dated 27 July, 2021 for the said work. The terms and conditions of M/S JBR Technologies Pvt. Ltd. are as under: -

1. The rate on account of collection of solid waste from Dagshai to Baddi including Loading and vehicle charges shall be Rs. 4500/- per M. Ton.
2. That the contract in this regard need to be signed between JBR Environment Technologies (Baddi) Pvt. Ltd and Cantonment Board, Dagshai and the said contract shall be valid for five years with a clause of increment of 5% for next two years, 10% for another two years and 10.25% for last one year.
3. The payment shall be made by Cantonment Board on monthly basis and the said payment needs to be released by Cantonment Board on 10th day of each month.
4. That the vehicle will be deployed for collection as per mutual understandings.
5. The Cantonment Board needs to permit the vehicle for collection of waste without any entry fees/restriction etc.

6. One month security amount should be deposit in our account after signing the agreement.

The Solid Waste of Dagshai Cantonment was being disposed of by M/s Sunil Kumar Karrd, Patta Mehlog Distt. Solan (H.P.). The said work was given to him upto 30-09-2021 and no agreement was signed with him. He further gave his unwillingness to collect and dispose of Solid Waste of Dagshai Cantt after September, 2021.

The reason behind giving tender to the above particular agency is that M/S JBR Environment Technologies Pvt. Baddi is duly authorized by the H.P. State for disposing of the Solid Waste at their plant at Baddi. There is no other plant in the surrounding area which may dispose of Solid Waste. Moreover, the agency is also disposing of the Solid Waste of Cantt. Board, Kasauli and Municipal Committee Parwanoo and BBND.

The agency is charging Rs. 1500/- above the rates of C.B. Kasauli because the distance between Kasauli to Dagshai is 16 km and they will have to cover extra distance of 32 kms for both the sides.

It is now pertinent to employ JBR Environment Technologies (Baddi) Pvt. Ltd which is authorized by H.P. State Govt. for disposing off the Solid Waste at their plant at Baddi and also employed by Kasauli Cantt. for this matter. The approximate expenditure for disposal of Municipal Solid Waste of Dagshai Cantt. through said firm would be Rs. 45,000/- p.m. the matter need to be resolved at the earliest as presently the Solid Waste of Cantt. Board Dagshai is not being disposed of as per Municipal Solid Waste (Management and Handling) Rules, 2016 and is creating unhygienic conditions in the Cantonment area.

The relevant file is placed on the table.

RESOLUTION NO.41

The Board considered and approved the rates of M/S JBR Technologies Pvt. Ltd. Baddi Distt. Solan (H.P.) and further resolved that contract be awarded in favour of M/S JBR Technologies Pvt. Ltd. Baddi Distt. Solan (H.P.) for disposal of Municipal Solid Waste of Dagshai Cantt for 03 years. The necessary formalities be also completed before awarding the work.

LAND SECTION (B)

42. MUTATION

To consider Superintendent of Police, Solan, Distt Solan (H.P.) letter No. 3-59/21-14989 dated 06-08-2021 for the transfer of property known as Police Station Comprising GLR Sy No. 124/31 in the name of Himachal Pradesh Police Department. As per GLR record of this office Police Station, Comprising GLR Sy No. 124/31, Classified as B-2, measuring 0.41 Ac is held on proprietary by Police Department. The parcel of land still stands in the ownership of Punjab Govt. with occupancy rights of Police department and has not been transferred in favour of Himachal Pradesh Police Department. The subject site is situated at Sadar Bazar Dagshai Cantt within notified civil area.

The Superintendent of Police Solan, Distt Solan (H.P.) vide above cited letter has requested to transfer the subject property in favour of Himachal Pradesh Police Department. The Superintendent of Police Solan further stated that as per the information received from the Secretary (GAD) to the Govt. of Himachal Pradesh after coming into operation of Punjab Re-organization Act- 1966, certain area of Punjab were included in the State of Himachal Pradesh and after this re-organization necessary action with regard to transfer of all assets and liabilities was taken up by the concerned departments itself. Further, as per notification number 23-1/72-Rev-B dated 16-01-1974, limits of Patwar Circles and the field Kanungo circles of District Solan amongst other districts have been re-organized/revised which includes area of Dagshai in Distt Solan.

6. One month security amount should be deposit in our account after signing the agreement.

The Solid Waste of Dagshai Cantonment was being disposed of by M/s Sunil Kumar Karnd, Patta Mehlog Distt. Solan (H.P.). The said work was given to him upto 30-09-2021 and no agreement was signed with him. He further gave his unwillingness to collect and dispose of Solid Waste of Dagshai Cantt after September, 2021.

The reason behind giving tender to the above particular agency is that M/S JBR Environment Technologies Pvt. Baddi is duly authorized by the H.P. State for disposing of the Solid Waste at their plant at Baddi. There is no other plant in the surrounding area which may dispose of Solid Waste. Moreover, the agency is also disposing of the Solid Waste of Cantt. Board, Kasauli and Municipal Committee Parwanoo and BBND.

The agency is charging Rs. 1500/- above the rates of C.B. Kasauli because the distance between Kasauli to Dagshai is 16 km and they will have to cover extra distance of 32 kms for both the sides.

It is now pertinent to employ JBR Environment Technologies (Baddi) Pvt. Ltd which is authorized by H.P. State Govt. for disposing off the Solid Waste at their plant at Baddi and also employed by Kasauli Cantt. for this matter. The approximate expenditure for disposal of Municipal Solid Waste of Dagshai Cantt. through said firm would be Rs. 45,000/- p.m. the matter need to be resolved at the earliest as presently the Solid Waste of Cantt. Board Dagshai is not being disposed of as per Municipal Solid Waste (Management and Handling) Rules, 2016 and is creating unhygienic conditions in the Cantonment area.

The relevant file is placed on the table.

RESOLUTION NO.41

The Board considered and approved the rates of M/S JBR Technologies Pvt. Ltd. Baddi Distt. Solan (H.P.) and further resolved that contract be awarded in favour of M/S JBR Technologies Pvt. Ltd. Baddi Distt. Solan (H.P.) for disposal of Municipal Solid Waste of Dagshai Cantt for 03 years. The necessary formalities be also completed before awarding the work.

LAND SECTION (B)

42. MUTATION

To consider Superintendent of Police, Solan, Distt Solan (H.P.) letter No. 3-59/21-14989 dated 06-08-2021 for the transfer of property known as Police Station Comprising GLR Sy No. 124/31 in the name of Himachal Pradesh Police Department. As per GLR record of this office Police Station, Comprising GLR Sy No. 124/31, Classified as B-2, measuring 0.41 Ac is held on proprietary by Police Department. The parcel of land still stands in the ownership of Punjab Govt. with occupancy rights of Police department and has not been transferred in favour of Himachal Pradesh Police Department. The subject site is situated at Sadar Bazar Dagshai Cantt within notified civil area.

The Superintendent of Police, Solan, Distt Solan (H.P.) vide above cited letter has requested to transfer the subject property in favour of Himachal Pradesh Police Department. The Superintendent of Police Solan further stated that as per the information received from the Secretary (GAD) to the Govt. of Himachal Pradesh after coming into operation of Punjab Re-organization Act- 1966, certain area of Punjab were included in the State of Himachal Pradesh and after this re-organization necessary action with regard to transfer of all assets and liabilities was taken up by the concerned departments itself. Further, as per notification number 23-1/72-Rev-B dated 16-01-1974, limits of Patwar Circles and the field Kanungo circles of District Solan amongst other districts have been re-organized/revised which includes area of Dagshai in Distt Solan.

The amendment/rectification of land pertaining to GLR No. 124/31 has not been rectified so far, which is an apparent error of record and needs to be rectified. The said error is just a clerical error/mistake because by virtue of law, the said land has already become a part of State of Himachal Pradesh Police Department. However, the old entries are still continuing which are legally wrong. In this connection public notice was displayed on the notice Boards in Cantonment area and on official website vide this office letter No. CBD/2/2/Police Station/-632 dated 16-08-2021 for inviting any objection to the proposed mutation entries in the record of the Board but no objection received within 30 days from the issue of public notice.

The relevant file alongwith office report is placed on the table.

RESOLUTION NO.42

The Board considered the office report. After deliberation the Board resolved that Police Station, Comprising GLR Sy No. 124/31, Classified as B-2, measuring 0.41 Ac be mutated in favour of Himachal Pradesh Police Department. The Board further resolved that relevant records be also amended accordingly.

43. **EXTENSION OF FULL TERM EXPIRED LEASE SCHEDULE VIII CLA RULES 1937 IN RESPECT OF HOUSE NO. 23, 23-A & SHOP NO. 23-B COMPRISING GLR SY NO 124/172 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2021.**

Reference CBR No. 10 dated 25-04-2019.

The Board vide CBR No. 10 dated 25-04-2019 has approved the extension of lease in respect of House No. 23, 23-A & Shop No. 23-B Comprising GLR Sy No 124/172, measuring 1558 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2019.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-30566 dated 26-02-2021 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 15-02-2021 & Dte. General, DE letter No. 18/48/L/DE/57 dated 18-02-2021, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2019 for two years or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on lease Schedule VIII CLA Rules 1937 by one Smt. Suman Garg W/o Late Sh. Radha Krishan and lease was extended upto 31.12.2019.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 17956/- was issued to Smt. Suman Garg W/o Late Sh. Radha Krishan vide letter dated 05-03-2021 as per provisions of the extant policy dated 10-03-2017 and MoD letter dated 15-02-2021 w.e.f 01-01-2020 to 31-12-2021. In response to which she has deposited lease rent/occupation charges Rs. 17956/- vide Receipt No. 507 dated 26-08-2021 and requesting for extension of lease upto 31-12-2021 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Tax Clerk who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4th April, 2019 the Board may take necessary action to extend the lease in respect of House No. 23, 23-A & Shop No. 23-B Comprising GLR Sy No 124/172, Dagshai Cantt upto 31-12-2021 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018 and 15-02-2021.

The amendment/rectification of land pertaining to GLR No. 124/31 has not been rectified so far, which is an apparent error of record and needs to be rectified. The said error is just a clerical error/mistake because by virtue of law, the said land has already become a part of State of Himachal Pradesh Police Department. However, the old entries are still continuing which are legally wrong. In this connection public notice was displayed on the notice Boards in Cantonment area and on official website vide this office letter No. CBD/2/2/Police Station/-632 dated 16-08-2021 for inviting any objection to the proposed mutation entries in the record of the Board but no objection received within 30 days from the issue of public notice.

The relevant file alongwith office report is placed on the table.

RESOLUTION NO.42

The Board considered the office report. After deliberation the Board resolved that Police Station, Comprising GLR Sy No. 124/31, Classified as B-2, measuring 0.41 Ac be mutated in favour of Himachal Pradesh Police Department. The Board further resolved that relevant records be also amended accordingly.

43. EXTENSION OF FULL TERM EXPIRED LEASE SCHEDULE VIII CLA RULES 1937 IN RESPECT OF HOUSE NO. 23, 23-A & SHOP NO. 23-B COMPRISING GLR SY NO 124/172 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2021.

Reference CBR No. 10 dated 25-04-2019.

The Board vide CBR No. 10 dated 25-04-2019 has approved the extension of lease in respect of House No. 23, 23-A & Shop No. 23-B Comprising GLR Sy No 124/172, measuring 1558 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2019.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-30566 dated 26-02-2021 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 15-02-2021 & Dte. General, DE letter No. 18/48/L/DE/57 dated 18-02-2021, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2019 for two years or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on lease Schedule VIII CLA Rules 1937 by one Smt. Suman Garg W/o Late Sh. Radha Krishan and lease was extended upto 31.12.2019.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 17956/- was issued to Smt. Suman Garg W/o Late Sh. Radha Krishan vide letter dated 05-03-2021 as per provisions of the extant policy dated 10-03-2017 and MoD letter dated 15-02-2021 w.e.f 01-01-2020 to 31-12-2021. In response to which she has deposited lease rent/occupation charges Rs. 17956/- vide Receipt No. 507 dated 26-08-2021 and requesting for extension of lease upto 31-12-2021 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Tax Clerk who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4th April, 2019 the Board may take necessary action to extend the lease in respect of House No. 23, 23-A & Shop No. 23-B Comprising GLR Sy No 124/172, Dagshai Cantt upto 31-12-2021 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018 and 15-02-2021.

The relevant file alongwith Dte, DE, WC letter is placed on the table.

RESOLUTION NO.43

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House No. 23, 23-A & Shop No. 23-B, Comprising GLR Sy No 124/172, Sadar Bazar Dagshai Cantt upto 31-12-2021 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018 and 15-02-2021. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

44. EXTENSION OF FULL TERM EXPIRED CANTT LEASE 99 YEARS (FORM C) CANTONMENT CODE 1912 OF HOUSES NO. 276, 277, 278 & 279, SY NO 124/40 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2021.

Reference CBR No. 44 dated 30-08-2019.

The Board vide CBR No. 44 dated 30-08-2019 has approved the extension of lease in respect of Houses No. 276, 277, 278 & 279 Comprising GLR Sy No 124/40, Measuring 1163 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2019.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-30566 dated 26-02-2021 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 15-02-2021 & Dte. General, DE letter No. 18/48/L/DE/57 dated 18-02-2021, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2019 for two years or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on Cantt lease 99 years (Form C) Cantonment Code 1912 by Sh. Karta Ram S/o Sh. Sant Ram (since expired) and lease was extended upto 31.12.2019 because the property in question is under the occupation of Sh. Man Mohan Singh S/o Late Sh. Karta Ram. The said legal heirs of Late Sh. Karta Ram are paying House/Water Tax in respect of above said holding. The mutation case is under process in favour of legal heirs of late Sh. Karta Ram.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 26806/- was issued to Sh. Man Mohan Singh S/o Late Sh. Karta Ram vide letter dated 05-03-2021 as per provisions of the extant policy dated 10-03-2017 and MoD letter dated 15-02-2021 w.e.f 01-01-2020 to 31-12-2021. In response to which he has deposited lease rent/occupation charges Rs. 26806/- vide Receipt No. 574 dated 17-09-2021 and requesting for extension of lease upto 31-12-2021 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Tax Clerk who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4th April, 2019 the Board may take necessary action to extend the lease in respect of Houses No. 276, 277, 278 & 279 Comprising GLR Sy No 124/40, Dagshai Cantt upto 31-12-2021 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018 and 15-02-2021.

The relevant file alongwith Dte, DE, WC letter is placed on the table.

RESOLUTION NO.44

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House No. 276, 277, 278 & 279, Comprising GLR Sy No 124/40, Sadar Bazar Dagshai Cantt upto 31-12-2021 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018 and 15-02-2021. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

45. RE-CLASSIFICATION OF B-4 LAND INTO CLASS 'C' FOR THE CONSTRUCTION AND DEMOLITION WASTE HANDLING SITE DAGSHAI CANTT

In compliance to Hon'ble NGT order vide OA No. 603 of 2019 titled as Rajiv Verma vs State of Himachal Pradesh & Ors. Order dated 03-12-2019 it has been directed by the Chairman-cum ADM of District Level Committee that all the ULBs and Gram Panchayats shall ensure to have C&D waste handling sites and directed to complete the codal formalities i.e. approval of site, authorization under C&D Rules, 2016 and submit the annual return in compliance to C&D Rules, 2016.

As per GLR record of Board the site comprising GLR Sy No.125, measuring 1.15 Acre classified as B-4 known agricultural Plot No. 54 is placed under the management of DEO Ambala Circle, Ambala Cantt. The land measuring 1.15 Acre, classified as B-4 was given to Sh. Karam Singh (since expired) resident of House No. 339, Sadar Bazar Dagshai Cantt for agricultural purpose. The said lease was not extended/ renewed after 31-05-1974 by the Govt. Thereafter, PPE Act was initiated by the DEO against the unauthorized occupant of Govt. land and finally physical possession of vacant agricultural plot was taken over by the rep of DEO Ambala during May, 2017 and further handed over to the Cantt Board Dagshai for its further watch and ward.

It has been found from the aforesaid piece of land that area measuring 50m X 30m= 1500 sqm out of Sy No. 125 is suitable for the Construction and Demolition Waste Handling Site and easily approachable to the civil area, Sadar Bazar Dagshai Cantt.

In view of the above NGT order the Board may consider re-classification of 1500 sqm B-4 land out of GLR Sy No. 125 into Class 'C' for the Construction and Demolition Waste Handling Site.

The relevant file is placed on the table.

RESOLUTION NO.45

The Board considered. The PCB desired to inspect the site hence deferred.

46. PERMISSION TO TRANSFER THE OCCUPANCY RIGHTS BY WAY OF SALE OF SUPERSTRUCTURE SITUATED WITHIN NOTIFIED CIVIL AREA DAGSHAI CANTT.

To consider an application dated 29-06-2021 received from Smt. Urmil Chaudhary W/o Late Sh. Devinder Singh Chaudhary R/o House No. 411, Sadar Bazar Dagshai Cantt seeking permission to transfer the occupancy rights by way of sale of superstructure known as House No. 411 comprising GLR Sy No. 124/212. As per GLR record of this office above mentioned property classified as B-3 under the management of Cantonment Board is held on old grant terms by Smt. Urmil Chaudhary W/o Late Sh. Devinder Singh Chaudhary. The said property is situated at Sadar Bazar Dagshai Cantt within notified civil area.

In this connection office report is placed on the table.

RESOLUTION NO.46

The Board considered. After deliberation the Board resolved that permission to transfer the occupancy rights by way of sale of superstructure known as House No. 411, comprising GLR Sy No. 124/212be given to the original "HOR" Smt. Urmil Chaudhary W/o Late Sh. Devinder Singh Chaudhary. The Board further resolved that "HOR" be also advised to first get vetted the draft sale deed from the Cantt Board office before registration so that greater rights are not sold.

47. SUBSTITUTION OF CANTONMENT FUND SERVANT RULES, 1937 INTO THE CANTONMENT BOARD EMPLOYEES SERVICES RULES, 2021.

To note the substitution of Cantonment Fund Servant Rules, 1937 into "The Cantonment Board Employees Service Rules, 2021. As required under Section 346 of the Cantonment Act, 2006 (41 of 2006), the Central Govt. vide S.R.O. 16 (E), dated 13 October, 2021 notified the said "The Cantonment Board Employees Service Rules, 2021 in the Official Gazette. These rules shall come into force on the date of their publication. The copy of the notification of said "The Cantonment Board Employees Service Rules, 2021 is placed on the table.

RESOLUTION NO.47

The Board noted the substitution of Cantonment Fund Servant Rules, 1937 into "The Cantonment Board Employees Service Rules, 2021

48. REGARDING ENHANCEMENT OF THE EMPLOYER'S CONTRIBUTION FOR CENTRAL GOVT. NPS SUBSCRIBERS

To consider the matter regarding enhancement of the employer's share of contribution for Central Govt. NPS subscribers from 10% to 14%. The DGDE, Govt. of India, Ministry of Defence vide letter No.25/51/C/DE/2016 FMS No.65516, dated 12.10.2021 intimated that the Department of Expenditure, Ministry of Finance has decided that the notification dated 31.01.20219, inter-alia enhancing the employer's share of contribution of Central Govt. NPS subscribers from 10% to 14% w.e.f. 01.04.2019 may be extended to the employees of Central Autonomous Bodies. The date of effect will be same as applicable in case of Central Govt. employees i.e 01.04.2019. The Finance Ministry further directed to ensure that while implementing the enhanced share of contribution among the autonomous bodies, the financial implications shall be borne by the Govt. in the same manner as was decided to be borne while implementing the pay revision benefits to employees of autonomous bodies. The Cantonment Board employees covered under NPS scheme are entitled for the said concession for Govt. contribution of NPS subscription from 10% to 14% w.e.f. 01.4.2019.

There are a total 22 Nos of NPS subscribers in this office and there will be an extra financial implication of Rs. 6,00,000/- approx. on account of implementation of the above orders w.e.f. 01.04.2019. Budget provision has not been made in the Budget estimates for 2021-2022(R) for the purpose. Necessary sanction of GOC-in-C, WC as required under Rule 32 of Cantonment Board Account Rules, 2020 is also required to incur extra amount on account of payment of enhanced NPS subscription.

RESOLUTION NO.48

The Board considered. After deliberation the Board resolved that the enhancement of the employer's share of contribution for Cantt Board employees NPS subscribers be implemented from 10% to 14% w.e.f 01-04-2019 with the necessary sanction of GOC-in-C, Western Command.

Sd/-XXX

Member Secretary
Chief Executive Officer, Dagshai
(DIVYA R)

Sd/-XXX

President, Cantonment Board Dagshai
(Brig CS Pathania, VSM)