

## RTI REQUEST DETAILS

**Registration No. :** CPTRS/R/E/24/00015      **Date of Receipt :** 30/05/2024  
**Type of Receipt :** Online Receipt      **Language of Request :** English  
**Name :** Shajil M P      **Gender :** Male  
**Address :** Dy. Chief Accountant (Jr.), Finance Department, Cochin Port Authority, Willingdon Island, Cochin, Pin:682009  
**State :** Kerala      **Country :** India  
**Phone No. :** +91-9744907038      **Mobile No. :** +91-9744907038  
**Email :** shajilpurushothaman@gmail.com  
**Status(Rural/Urban) :** Urban      **Education Status :** Graduate  
**Is Requester Below Poverty Line ? :** No      **Citizenship Status :** Indian  
**Amount Paid :** 10)      **Mode of Payment :** Payment Gateway  
**Does it concern the life or Liberty of a Person ? :** No(Normal)      **Request Pertains to :**  
**Information Sought :** True copy of the DPC proceedings of the vacancies in 2024 for the CI.I&II Ministerial Staff of Cochin Port Authority

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CP 21/5/2024  
1732/2024  
CP 21/5/2024  
1732/2024  
Endt. No. RTI cell/SMP/1732/2024-S Dt. 03/06/2024

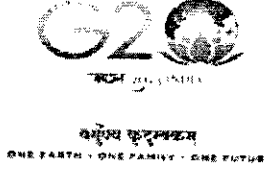
Copy of RTI request is forwarded to Asst. Secy, 'A' Section, GAD for furnishing the details sought for by the applicant subject to the provisions under RTI Act 2005 to the RTI cell on or before 11/06/2024, Please.

1/11/2024  
03/06/24

Aplo (GAD)

MSP  
03/24

add on 03/06/24



ADMINISTRATIVE OFFICE,  
COCHIN - 682009

संख्या /No.RTI Cell/SMP/1732/2024-S

दिनांक: 02.07.2024

सेवा में/To

Shri. Shajil M.P  
Dy. Chief Accountant (Jr.)  
Finance Department  
Cochin Port Authority  
W/Island, Cochin - 682009

Sir,

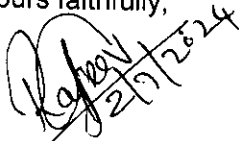
विषय /Sub : Information under the RTI Act, 2005- reg.  
संदर्भ /Ref : Your application dated 30.05.2024

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With reference to above, it is informed that the available DPC proceedings of the vacancies in 2024 after severing the personal information is attached herewith (7 pages).

If you are not satisfied with this reply, you may appeal to Sri. Vikas Narwal, IAS, Deputy Chairperson, Cochin Port Authority, Cochin - 682009 being Appellate Authority against the same. The period within which an appeal could be preferred is 30 days from the date of this communication.

Yours faithfully,

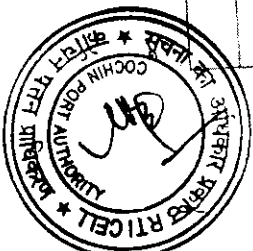
  
CPIO/Sr. Welfare Officer  
General Administration Department  
Cochin Port Authority

कोचिन पत्तन प्राधिकरण विलिंगडन आईलैण्ड कोचिन - 682 009 भारत  
Cochin Port Authority Willingdon Island Cochin - 682 009 India  
[www.cochinport.gov.in](http://www.cochinport.gov.in) | [trainingcell@cochinport.gov.in](mailto:trainingcell@cochinport.gov.in) | 04842585119 Fax: +91484 2668163

 cochin port | PortofCochin | portofcochin | company:portofcochin

**PROCEEDINGS OF THE DEPARTMENTAL PROMOTION COMMITTEE  
MEETING HELD ON 20.02.2024 FOR CONSIDERING PROMOTIONS TO THE  
POSTS OF DY. CHIEF ACCOUNTANT SR. II / ASST.SECRETARY(JR)**

1	Departmental Promotion Committee	Dy.Chairperson - Chairman of the Committee FA&CAO - Member Secretary - Member Sri Pradeepkumar N, - Member repre. SC/ST Accounts officer Gr.1 Sri.R Satish - Member repre. OBC Sr.Dy.Secretary
2	Designation & Scale of pay of vacant post	Dy.Chief Accountant Sr.II/Asst.Secretary Junior (Class II) Rs.40000-140000 (Pre-revised Rs.16400-40500)
3	Sanctioned strength	25 (Twenty Five)
4	Total anticipated vacancies	2 (two) [SC-1 & UR-1]
5	Nature of vacancy Permanent/ Temporary	Permanent
6	How vacancies arise	Consequent to retirement of the following officers:- 1. Shri Pushpan PV (Staff.No.7943), Dy Chief Accountant Sr.II on 31.05.2024 AN.(SC) 2. Shri Jude T J(Staff No.5872), Dy Chief Accountant Sr.II on 31.05.2024 AN
7	Recruitment Rule	Promotion from Dy. Chief Accountant (Jr)/Manager in the scale of pay of Rs.36500-88700 (Pre-revised Rs.23600-56300) with 2 years regular service in the grade Educational qualification of degree prescribed for direct recruitment is not applicable for promotion. (Recruitment Rules attached as Annexure-I)
8	Whether selection / non - selection	Selection
9	Appointing Authority as per schedule under sub Regulation 2(b) of CPE(CCA) Regulations	Deputy Chairperson
10	Feeder Category	Manager/Dy.Chief Accountant (Jr)
11	Zone of consideration	The employees to be considered under zone of consideration in order of their seniority list :- 1. Smt. Rathi N R (Staff No.12046), Manager/Dy.CA(Jr) (SC) 2. Smt. Sobha KA (Staff No.15052), Manager/Dy.CA(Jr) (SC) 3. Smt Suma K, (Staff No.12013), Manager/Dy.CA(Jr) 4. Smt.Sheena Johnson (Staff No.7649), Manager/Dy.CA(Jr) 5. Smt. Saritha K T (Staff No.12050) Manager/Dy.CA(Jr) (ST) 6. Smt Jeny Alice Thomas (Staff No.7941) Manager/Dy.CA(Jr) 7. Smt. Ransom George (Staff No.2498), Manager/Dy.CA(Jr) 8. Smt. Jyothi S (Staff No.287), Manager/Dy.CA(Jr) (Service particulars attached as Annexure-II)



*Asst. Secy. (Jr) Summ*

12 CR Abstract

13 Reservation

As per Reservation Roster, the present vacancies are earmarked for SC & UR candidates. There is no shortfall/backlog for SC/ST  
The vacancy on superannuation of Shri Pushpan. PV (Staff.No.7943), Dy.Chief Accountant Sr.II on 31.05.2024 AN is reserved for SC candidate.  
In view of the judgment dated 28.01.2022 of the Hon'ble Supreme Court of India in Jarnail Singh & Ors. V Lachmi Narain Gupta & ors(Civil Appeal No.629 of 2022 arising out of SLP(C) No.30621 of 2011) and other connected matters, DoPT had issued OM dated 12.04.2022 regarding Reservation in promotions- procedure to be followed prior to effecting reservations in the matter of promotions(Annexure IV).  
On the basis of DoPT's OM dated 12.04.2022 and opinion of Dy.Solicitor General, Kerala High Court dated 4.02.2023, Dy.Chairperson, CoPA, vide note dated 01.03.2023(Annexure V), has issued the guidelines to be followed in the matter of reservation in promotions.

14 Vigilance Clearance

Vigilance clearances in respect of above officers, have been obtained from CVO,CoPA

15 Any Disciplinary action pending

No

• All the candidates under zone of consideration have requisite experience of 2 years regular service in the post of Dy. Chief Accountant (Jr)/ Manager in the scale of pay of Rs 36500-88700 (Pre-revised Rs.23600-56300) and hence eligible for promotion to the class II post as per the RR.

16 Other relevant details

- Smt.Ransom George (Staff No.2498), Manager, who is one of the candidate coming under zone of consideration, will retire from Port service on 30.06.2024 and hence, she cannot be considered for the anticipated vacancy arise after her retirement.
- The Committee observed that Out of 2 anticipated vacancies w.e.f. 01.06.2024, one post is earmarked for SC candidate and as per Seniority list, next senior most two candidates to be considered for promotion in the feeder grades belong to SC category.



Asst. Secy, A' Secy

2022 and hence, she cannot be considered for promotion to the post. The Committee also noted that 2<sup>nd</sup> one Smt. Sobha KA, Manager also belongs to SC category. As the SC candidate holds the senior most position in the seniority list, normally, who is the candidate to be considered against the vacancy reserved for SC.

- In view of the judgment dated 28.01.2022 of the Hon'ble Supreme Court of India in Jarnail Singh & Ors. V(Civil Appeal No.629 of 2022 arising out of SLP(C) No.30261 of 2011) and other connected matters, DoPT had issued OM dated 12.04.2022(Annexure- IV ) on the procedure to be followed prior to effecting reservations in the matter of promotions.
- On the basis of DoPT OM dated 12.04.2022 and opinion of Dy.Solicitor General, Kerala High Court dated 04.02.2023, Dy.Chairperson CoPA, vide note dated 01.03.2023(Annexure V) has issued the guidelines to be followed in the matter of promotions. In this regard, a letter No.A2/Reservation in Promotion/2022-S dated 12.04.2023(Annexure VI) was sent to the Ministry of Ports, Shipping & Waterways seeking guidance on the implementation of subject OM, regarding the method of assessing the adequacy of representation of SC/ST in the cadre considered for promotion. Ministry's clarification in this regard is awaited.
- The Committee observed that total cadre strength for the post of Dy.Chief Accountant Sr.II/ Asst.Secretary(Jr) is 25. Percentage of Reservation prescribed is 15% for SC and 7.5% for ST ie 3 posts for SC and 1 post for ST. The Committee observed that at present in the cadre of 25 posts, 15 numbers of officers (ie SC-13 & ST-2) are belong to SC/ST category. As such, the Committee observed that adequacy of representation of SC/ST candidates in the cadre of Dy.Chief Accountant Sr.II/ Asst.Secretary(Jr) is already met.
- The Committee deliberated on various aspects on reservations in promotions and observed that in absence of clarification to CoPA's letter dated 12.04.2023 from the Ministry, it is not prudent to consider further promotion to the SC point until further clarification from the Ministry/DoP&T, since the total representations of SC/ST candidate as on date is 15 nos (ie SC-13 & ST-2), which is the 60% representation of SC/ST in the cadre.
- As per Dy.Chairperson's Note dt.01.03.2023 (Annexure IV) upon DoPT's OM dated 12.04.2022, the promotion order shall be issued subject to further orders that may be passed by the Hon'ble Supreme Court of India in Jarnail Singh's Case [Civil Appeal No. 629 of 2022] and



8/1  
Asst Secy, A' Secm

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		connected batch of cases. Further promotion shall be subject to the further orders of the Hon'ble High Court of Kerala in WP(C) No. 13300/2021.																								
17	Recommendations of DPC	<p>• The DPC considered all the relevant factors and recommends the following panel of employees for promotion to the post of Dy.Chief Accountant Sr.II/Asst.Secretary(Jr) in the scale of pay of Rs.40000-140000(Pre-revised Rs.16400-40500 in the order their merits against the anticipated/unforeseen vacancies in the year 2024 subject to further orders that may be passed by the Hon'ble Supreme Court of India in Jarnail Singh's Case [Civil Appeal No. 629 of 2022] and connected batch of cases. Further promotion shall be subject to the further orders of the Hon'ble High Court of Kerala in WP(C) No. 13300/2021.</p> <p>(a) Against the anticipated/unforeseen vacancies in the year 2024 earmarked for UR.</p> <table border="1" data-bbox="699 779 1367 1093"> <thead> <tr> <th>Sl.No</th> <th>Staff No</th> <th>Name of the employee</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>15052</td> <td>Smt. Sobha KA (SC)</td> </tr> <tr> <td>2</td> <td>12013</td> <td>Smt Suma K</td> </tr> <tr> <td>3</td> <td>7649</td> <td>Smt.Sheena Johnson</td> </tr> <tr> <td>4</td> <td>12050</td> <td>Smt. Saritha K T(ST)</td> </tr> <tr> <td>5</td> <td>7941</td> <td>Smt Jeny Alice Thomas</td> </tr> <tr> <td>6</td> <td>2498</td> <td>Smt. Ransom George</td> </tr> <tr> <td>7</td> <td>287</td> <td>Smt. Jyothi S</td> </tr> </tbody> </table> <p>(b) Against the anticipated/unforeseen vacancies in the year 2024 earmarked for SC As total representation of SCs in the cadre strength of 25 is 13 and the entitlement of SC representation is met, recommends to keep the existing 1 post of SC as vacant until further clarification from the Ministry/DoP&amp;T etc. regarding the method of assessing the adequacy of representation of SC/ST in the cadre considered for promotion.</p>	Sl.No	Staff No	Name of the employee	1	15052	Smt. Sobha KA (SC)	2	12013	Smt Suma K	3	7649	Smt.Sheena Johnson	4	12050	Smt. Saritha K T(ST)	5	7941	Smt Jeny Alice Thomas	6	2498	Smt. Ransom George	7	287	Smt. Jyothi S
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*R. Satish*  
R. Satish  
Sr.Dy.Secretary  
Member rep.OBC

*[Signature]*  
SECRETARY

*[Signature]*  
FA&CAO

*[Signature]*  
Pradeepkumar N  
Accounts Officer Gr.1  
Member rep.SC/ST

*[Signature]*  
DY.CHAIRPERSON



*[Signature]*  
Asst Secy in Charge

PROCEEDINGS OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING HELD ON  
10.06.2024 FOR REVIEWING THE RECOMMENDATIONS OF THE DPC PROCEEDINGS  
DATED 20.02.2024 WITH REGARD TO FILLING UP OF THE POSTS OF DY.CHIEF  
ACCOUNTANT SR.II /ASST.SECRETARY(Jr) RESERVED FOR SC CATEGORY

1	Departmental Promotion Committee	Dy.Chairperson - Chairman of the Committee FA&CAO - Member Secretary - Member Sri.Sajeev VA - Member representing SC/ST Suptg.Engineer(Mechl) Sri.R.Satish - Member representing OBC Sr.Dy.Secretary
2	Designation & Scale of pay of vacant post	Dy.Chief Accountant Sr.II/Asst.Secretary Junior (Class II) Rs.40000-140000 (Pre-revised Rs.16400-40500)
3	Sanctioned strength	25 (Twenty Five)
4	Total vacancy in SC category	1(One)
5	Nature of vacancy Permanent/ Temporary	Permanent
6	How vacancy arise	Consequent to retirement of Shri Pushpan PV (Staff.No.7943), Dy Chief Accountant Sr.II on 31.05.2024 AN.(SC)
7	Recruitment Rule	Promotion from Dy. Chief Accountant (Jr)/Manager, in the scale of pay of Rs.36500-88700 (Pre-revised Rs.23600-56300) with 2 years regular service in the grade Educational qualification of degree prescribed for direct recruitment is not applicable for promotion. (Recruitment Rule attached as <b>Annexure-I</b> )
8	Whether selection / non - selection	Selection
9	Appointing Authority as per schedule under sub Regulation 2(b) of CPE(CCA) Regulations	Deputy Chairperson
10	Feeder Category	Manager/Dy.Chief Accountant (Jr)
11	Zone of consideration	The employees belonging to SC category to be considered under zone of consideration against SC Reserved vacancies in order of their seniority list 1. Smt Thibina K P (Staff No.8029), Manager, GAD (SC) 2. Shri Dinesh N S (Staff No 15070), Manager, GAD (SC) (Service particulars attached as <b>Annexure-II</b> )
12	Reservation	As per Reservation Roster, the vacancy w.e.f. 01.06.2024 due to retirement of Shri Pushpan PV is earmarked for SC There is no shortfall/backlog for SC/ST
13	CR Abstract	Attached as <b>Annexure III</b>
14	Vigilance Clearance	Vigilance clearances in respect of above employees have been obtained from CVO,CoPA, vide document No. 10000027095 dated 31.5.2024.
15	Any Disciplinary action pending	No



*Asst. Secy 'A' Subm*

16 Observations of DPC

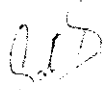
1. As per DPC proceedings dated 20.02.2024 (Annexure- IV) the Committee's recommendations with regard to fill up of anticipated/unforeseen vacancies in the post Dy Chief Accountant/Asst Secretary(Jr) in the year 2024 earmarked for SC is as follows:-  
"As total representation of SCs in the cadre strength of 25 is 13 and the entitlement of SC representation is met, recommends to keep the existing 1 post of SC as vacant until further clarification from the Ministry/DoP&T etc. regarding the method of assessing the adequacy of representation of SC/ST in the cadre considered for promotion".
2. In this regard, the Ministry vide letter dated 21.02.2024 has forwarded a copy of clarification dated 14.02.2024 received from DoP&T, and the same is placed as Annexure-V for perusal please.
3. In the aforesaid DoPT's letter, under para (b), it is stated that "In the judgment dated 28.01.2022 in the Court of case Jamail Singh, Hon'ble Supreme court vide para 17 of its judgement has reiterated its earlier judgement in Sabharwal court case in which it was held that reserved category candidates can compete for non-reserved posts and in the event of their appointment to the said posts, their number cannot be added and taken into consideration for working out the percentage of reservation. The Hon'ble Supreme court has therefore held that the percentage of posts reserved for Backward classes, as prescribed by the state has to be strictly followed and cannot be varied or changed simply because some members of the Backward class have already been appointed/ promoted against the general seats. Since the Jamail Singh batch of cases is pending in the Supreme Court of India, any promotion order, in which the policy of reservation in promotion is involved, shall be subject to further orders that may be passed by the Supreme Court in the said batch cases".
4. The DPC noted the representations received from Federation of Central Govt. SCs and STs Employees(Kerala), CoPA unit & Cochin Port General Category Employees' and DoPT's clarification.
5. In the light of the DoPT's clarification dated 14.02.2024, the Committee reviewed the DPC recommendations dated 20.02.2024 with regard to the SC vacancy and recommended to fill up the vacancy earmarked for SC category.
6. The Committee observed that both the candidates under zone of consideration to be considered for SC reserved vacancy in the post of Dy.Chief Accountant(Sr) II/ Assistant Secretary(Jr) have the requisite regular service of 2 years in the post of Dy. Chief Accountant (Jr)/ Manager in the scale of pay of Rs 36500-68700 (Pre-revised

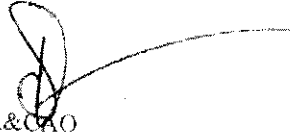


Asst. Secy A. S. S. S. S.



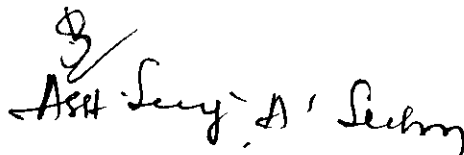
		<p>Rs.23600-56300) and hence, eligible for promotion to the class II post as per the RR.</p> <p>7. As per Dy.Chairperson's Note dt. 01.03.2023 upon DoPT's OM dated 12.04.2022, the promotion order shall be issued subject to further orders that may be passed by the Hon'ble Supreme Court of India in Jarnail Singh's Case [Civil Appeal No. 629 of 2022] and connected batch of cases. Further promotion shall be subject to the further orders of the Hon'ble High Court of Kerala in WP(C) No. 13300/2021.</p>
17	Recommendations of DPC	<ul style="list-style-type: none"> <li>The DPC considered all the relevant factors and recommends the following panel of candidates for promotion to the post of Dy. Chief Accountant (Sr) II/ Asst.Secretary (Jr) in the scale of pay of Rs. 16400-40500 against the vacancies during the year 2024 earmarked for SC, in the following order of merit :-             <ol style="list-style-type: none"> <li>Smt Thibina K P (Staff No.8029), Manager (SC)</li> <li>Shri Dinesh N S (Staff No.15070), Manager (SC)</li> </ol> </li> <li>The above promotion shall be made subject to further orders that may be passed by the Hon'ble Supreme Court of India in Jarnail Singh's Case [Civil Appeal No. 629 of 2022] and connected batch of cases. Further, the promotion shall be subject to further orders of the Hon'ble High Court of Kerala in WP(C) No. 13300/2021</li> <li>The Committee agreed to the recommendations with respect to the UR vacancies in the DPC proceedings dated 20.2.2024 and noted that the panel for the unreserved vacancies shall remain valid.</li> </ul>

  
 SECRETARY  
 R. Satish  
 Sr.Dy. Secretary  
 Member rep.OBC

  
 FA&CAO  
 Sajeev V A  
 Sdgt.Engineer(Mech)  
 Member rep.SC/ST

  
 DY.CHAIRPERSON



  
 Asst. Secy. A. Sekh