ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್ತು

ಚುಕ್ಕೆ ಗುರುತಿಲ್ಲದ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ ಮಾನ್ಯ ಸದಸ್ಯರ ಹೆಸರು

ಉತ್ತರಿಸಬೇಕಾದ ದಿನಾಂಕ ಉತ್ತರಿಸಬೇಕಾದ ಸಚಿವರು : 76

: ಶ್ರೀ. ಸುನೀಲ್ ವಲ್ಯಾಪುರ್

(ವಿಧಾನ ಸಭೆಯಿಂದ ಚುನಾಯಿತರಾದವರು)

: 15.07.2024

: ಆರೋಗ್ಯ ಮತ್ತು ಕುಟುಂಬ ಕಲ್ಯಾಣ ಸಚಿವರು

ಕ್ರ ಸಂ	ಪ್ರಶ್ನೆಗಳು	ಉತ್ತರ
ප)	ಆರೋಗ್ಯ ಇಲಾಖೆಯಲ್ಲಿ ಗುತ್ತಿಗೆ ಆಧಾರದಲ್ಲಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಶುಶ್ರೂಷಕರುಗಳು ಹಾಗೂ ಗೌರವ ಧನ ಆಧಾರದ ಮೇಲೆ ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿರುವ ಆಶಾ ಕಾರ್ಯಕರ್ತೆಯರು ಖಾಯಂಗೊಳಿಸುವಂತೆ ಹೋರಾಟ ಮಾಡುತ್ತಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ, ಬಂದಿದ್ದಲ್ಲಿ, ಸರ್ಕಾರ ಕೈಗೊಂಡ ಕ್ರಮಗಳನ್ನು ಯಾವಾಗ ಖಾಯಂಗೊಳಿಸಲಾಗುವುದು; (ಮಾಹಿತಿ ನೀಡುವುದು)	 ರಾಷ್ಟ್ರೀಯ ಆರೋಗ್ಯ ಅಭಿಯಾನದಡಿಯಲ್ಲಿ ಗುತ್ತಿಗೆ ಆಧಾರದಲ್ಲಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಶುಶ್ರೂಷಕರುಗಳನ್ನು ಅಭಿಯಾನದ ಅನುಷ್ಠಾನಕ್ಕೆ ಪಡೆದಿದ್ದು, ಅಭಿಯಾನ ಮುಕ್ತಾಯವಾದರೆ ಇವರ ನೇಮಕಾತಿಯು ಮುಕ್ತಾಯಗೊಳ್ಳುವ ಹಿನ್ನಲೆಯಲ್ಲಿ ಇವರುಗಳನ್ನು ರಾಜ್ಯ ಸರ್ಕಾರದಲ್ಲಿ ಜಾರಿಯಲ್ಲಿರುವ ಸೇವಾ ನಿಯಮಗಳನ್ನಯ ಖಾಯಂಗೊಳಿಸಲು ಅವಕಾಶವಿರುವುದಿಲ್ಲ. ಆಶಾ ಕಾರ್ಯಕರ್ತೆಯರ ಕಾರ್ಯಚಟುವಟಿಕೆಗಳು ಸಂಪೂರ್ಣವಾಗಿ ಅರಕಾಲಿಕವಾಗಿದ್ದು, ಪೂರ್ಣಕಾಲಿಕ
ਖ)	ಗುತ್ತಿಗೆ ಆಧಾರದ ಮೇಲೆ ನೇಮಕಗೊಂಡ ಮೈದ್ಯರು ಸೇರಿದಂತೆ ಇತರೆ ಅಧಿಕಾರಿ ನೌಕರರನ್ನು ಈಗಾಗಲೇ ಖಾಯಂಗೊಳಿಸಲಾಗಿದ್ದು, ಶುಶ್ರೂಷಕರುಗಳು ಹಾಗೂ ಆಶಾ ಕಾರ್ಯಕರ್ತೆಯರನ್ನು ಖಾಯಂಗೊಳಿಸದಿರುವುದಕ್ಕೆ ಕಾರಣವೇನು; ಇವರುಗಳನ್ನು ಖಾಯಂಗೊಳಿಸಲು ಸರ್ಕಾರದ ಹಂತದಲ್ಲಿ ಚಿಂತನೆ ನಡೆದಿದೆಯೇ; (ವಿವರ ನೀಡುವುದು)	ಸ್ವರೂಪದಲ್ಲಿರುವುದಿಲ್ಲ. ಇವರಿಗೆ ನೀಡುವ ಗೌರವಧನ/ ಪ್ರೋತ್ಸಾಹ ಧನವು ಸಂಪೂರ್ಣವಾಗಿ ಕಾರ್ಯನಿರ್ವಹಣೆಗೆ ಒಳಪಟ್ಟಿರುತ್ತದೆ. ಇವರ ಸೇವೆಯು ಸ್ವಯಂಪ್ರೇರಿತ ನೆಲೆಗಟ್ಟಿನಲ್ಲಿರುವುದರಿಂದ ಆಶಾ ಕಾರ್ಯಕರ್ತೆಯರನ್ನು ಖಾಯಂ ಮಾಡಲು ನಿಯಮಗಳಲ್ಲಿ ಅವಕಾಶವಿರುವುದಿಲ್ಲ. • ಶುಶ್ರೂಷಕರುಗಳು ಹಾಗೂ ಆಶಾ ಕಾರ್ಯಕರ್ತೆಯರನ್ನು ಖಾಯಂಗೊಳಿಸಲು ಸರ್ಕಾರದ ಹಂತದಲ್ಲಿ ಚಿಂತನೆ ಇರುವುದಿಲ್ಲ.
(정)	ಆರೋಗ್ಯ ಮತ್ತು ಕುಟುಂಬ ಕಲ್ಯಾಣ ಇಲಾಖೆಯಲ್ಲಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಶುಶ್ರೂಷಕರುಗಳಿಗೆ ಸಮಾನ ಕೆಲಸಕ್ಕೆ ಸಮಾನ ವೇತನ ನೀಡದಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ, ಬಂದಿದ್ದಲ್ಲಿ, ಇದನ್ನು ಸರಿಪಡಿಸಲು ಸರ್ಕಾರ ಕೈಗೊಂಡಿರುವ ಕ್ರಮಗಳೇನು (ಮಾಹಿತಿ ನೀಡುವುದು)	 ರಾಷ್ಟ್ರೀಯ ಆರೋಗ್ಯ ಅಭಿಯಾನವು ಆರೋಗ್ಯ ಇಲಾಖೆಯ ಪೂರಕ ಕಾರ್ಯಕ್ರಮವಾಗಿದ್ದು, ಭಾರತ ಸರ್ಕಾರದ ಆರ್.ಒ.ಪಿ(ರೆಕಾರ್ಡ್ ಆಫ್ ಪ್ರೋಸಿಡಿಂಗ್ಸ್) ಯಲ್ಲಿ ಅನುಮೋದನೆಯಾದ ಮಾಸಿಕ ವೇತನ ನೀಡಲಾಗುತ್ತಿದೆ. 2022-23 ಸಾಲಿನಿಂದ Minimum Wages Act/Labour ರಡಿಯಲ್ಲಿ ವೇತನ ನೀಡಲಾಗುತ್ತಿದೆ. ಆರ್.ಒ.ಪಿ ಅನುಮೋದನೆಯಂತೆ ರಾಷ್ಟ್ರೀಯ ಆರೋಗ್ಯ ಅಭಿಯಾನದಡಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಸುತ್ತಿರುವ ನೌಕರರಿಗೆ ಪ್ರತಿ ವರ್ಷ ಶೇ.5 ರಷ್ಟು ವಾರ್ಷಿಕ ಹೆಚ್ಚುವರಿಯಾಗಿ ಪರಿಗಣಿಸಿ ವೇತನ ನೀಡಲಾಗುತ್ತಿದೆ. 3-5 ವರ್ಷಗಳ ಸೇವೆಯನ್ನು ಪೂರ್ಣಗೊಳಿಸಿದ ಗುತ್ತಿಗೆ ಆಧಾರದಲ್ಲಿ ನೇಮಕಗೊಂಡ ಸಿಬ್ಬಂದಿಗಳಿಗೆ 3 ವರ್ಷಕ್ಕೆ ಶೇ:10 ಮತ್ತು 5 ವರ್ಷಕ್ಕೆ ಶೇ:5 ಅನುಭವ ಬೋನಸ್ (Experience/Loyalty Bonus) ನೀಡಲಾಗುತ್ತಿದೆ.

- ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ:HFW 43 FPS 2020, ದಿ:04.03.2023ರಲ್ಲಿ ರಾಷ್ಟ್ರೀಯ ಆರೋಗ್ಯ ಅಭಿಯಾನದಡಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಗುತ್ತಿಗೆ ನೌಕರರಿಗೆ ಸಂಭಾವನೆ(Remurneration)ಯನ್ನು ದಿ:01.04.2023ರಿಂದ ಜಾರಿಗೆ ಬರುವಂತೆ ಶೇ:15ರಷ್ಟು ಹೆಚ್ಚಿಸಿ ಆದೇಶಿಸಿದೆ.
- ಆರೋಗ್ಯ ಮತ್ತು ಕುಟುಂಬ ಕಲ್ಯಾಣ ಮಂತ್ರಾಲಯ, ನವದೆಹಲಿ ಭಾರತ ಸರ್ಕಾರದ ಅರೆ ಸರ್ಕಾರಿ ಪತ್ರ ಸಂಖ್ಯೆ:P-17020/19/2017-NHM-IV,ದಿ:13/07/2017ರಲ್ಲಿ ಸಮಾನ ಕೆಲಸಕ್ಕೆ ಸಮಾನ ವೇತನ ನೀಡಲು ಸಾಧ್ಯವಿಲ್ಲವೆಂದು ಸ್ಪಷ್ಟೀಕರಣ ನೀಡಿದ್ದು, ಅದರಂತೆ, ಸಮಾನ ಕೆಲಸಕ್ಕೆ ಸಮಾನ ವೇತನಕ್ಕೆ ಅರ್ಹರಾಗಿರುವುದಿಲ್ಲ. ಪ್ರತಿಯನ್ನು ಅನುಬಂಧದಲ್ಲಿ ನೀಡಲಾಗಿದೆ.
- ಈ) ಕಲಬುರಗಿಯ ಗುಲಬರ್ಗಾ ವೈದ್ಯಕೀಯ ವಿಜ್ಯಾನ ಸಂಸ್ಥೆ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಇರುವ ಡಯಾಲಿಸಿಸ್ ಕೇಂದ್ರದಲ್ಲಿ ತಜ್ಞ ವೈದ್ಯರು ಮತ್ತು ಅಗತ್ಯ ಸಿಬ್ಬಂದಿ ಕೊರತೆಯಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ, ಬಂದಿದ್ದಲ್ಲಿ, ಈ ಕುರಿತು ಸರ್ಕಾರ ಕೈಗೊಂಡ ಕ್ರಮವೇನು?
- ಗುಲ್ಬರ್ಗಾ ವಿಭಾಗದ ಗುಲ್ಬರ್ಗಾ ವೈದ್ಯಕೀಯ ವಿಜ್ಯಾನ ಸಂಸ್ಥೆ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಈಗಾಗಲೇ ಸರ್ಕಾರದ ವತಿಯಿಂದ ಡಯಾಲಿಸಿಸ್ ಸೇವೆಗಳನ್ನು ನೀಡಲಾಗುತ್ತಿದ್ದು, ಯಾವುದೇ ಡಯಾಲಿಸಿಸ್ ಸಿಬ್ಬಂದಿಗಳ ಕೊರತೆ ಇರುವುದಿಲ್ಲ. ಜಿಲ್ಲಾ ಶಸ್ತ್ರ ಚಿಕಿತ್ಸಕರು, ಗುಲ್ಬರ್ಗಾ ಆಸ್ಪತ್ರೆಯ ಮೇಲ್ನಿಚಾರಣೆ ಮಾಡುತ್ತಿದ್ದಾರೆ.
- ಸದರಿ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಕರ್ತವ್ಯ ನಿರ್ವಹಿಸುತ್ತಿರುವ ಡಯಾಲಿಸಿಸ್ ಸಿಬ್ಬಂದಿಗಳಿಗೆ ವೇತನ ಹಾಗೂ ಉಪಕರಣಗಳಿಗೆ ಈಗಾಗಲೇ ಆಗಸ್ಟ್ 2023 ರಿಂದ ಜೂನ್ 2024ರವರೆಗೆ ಅನುದಾನವನ್ನು ಬಿಡುಗಡೆಗೊಳಿಸಲಾಗಿದೆ.

ಸಂಖ್ಯೆ: ಆಕುಕ 36 ಎಸ್.ಟಿ.ಕ್ಯೂ 2024

(ದಿನೇಶ್ ಗುಂಡೂರಾವ್) ಆರೋಗ್ಯ ಮತ್ತು ಕುಟುಂಬ ಕಲ್ಯಾಣ ಸಚಿವರು THE STREET FROM

Ivianoj Jhalani Joint Secretary & CVO Telefax : 23063687 E-mail : manoj jhalani@nic.in स्वारथ्य एवं परिवार कल्याण मंत्रालर निर्माण भवन, नई दिल्ली-11001:

GOVERNMENT OF INDIA MINISTRY OF HEALTH & FAMILY WELFARE NIRMAN BHAVAN, NEW DELHI - 110011

D.O. Letter No. P-17020/19/2017-NHM-IV

_13th_July, 2017

Dear

As you may be aware, Hon ble Supreme-Court has pronounced judgment dated 26.10.2016 in Civil Appeal No. 213/2013 in the matter of State of Punjab & Ors. Vs. Jagjit Singh & Ors and several other tagged cases, through which the apex court has granted similar benefit to the petitioners, who are temporary employees, as granted to regular employees on the basis of the principle, 'equal pay for equal work'. The Operative portion

'In view of the position expressed by us in the forgoing paragraph, we have no hesitation in holding, that all the concerned temporary employees, in the present bunch of cases, would be entitled to draw wages at the minimum of the pay-scale (-at the lowest grade, in the regular pay-scale), extended to regular employees, holding the same post.'

- 2. After passing of the judgment, this Ministry is receiving representations from contractual employees engaged under NHM seeking application of the order to their cases. The contractual Staff Nurses engaged under NHM, Odisha have submitted petitions seeking enhancement in remuneration paid to them in terms of Judgment dt. 26-10-2016 pronounced by Hon'ble Supreme Court in Civil Appeal No. 213 of 2013 State of Punjab Vs. Jagjit Singh & ors. on the principle of 'equal pay for equal work.' Some of the States/UTs such as Internal Appeal Govt. of NCT of Delhi, who have received similar representations have requested the Central Govt. to consider the issue of pay parity of these employees in terms of the judgment. Some States have sought advice/suggestions in the light of representation received from contractual employees.
- 3. The contractual employees engaged under NHM might approach CAT and other courts for implementation of Supreme Court's Judgments in their cases. It is observed that there are significant variations in regular and contractual employees in the manner of their selection, duties and responsibilities etc. The engagement of contractual HR is not against regular sanctioned posts of the State. The duties and responsibilities of contractual HR under NHM cannot be said to be similar and equivalent to regular employees and in many cases it is unlikely that there would be corresponding positions. The contractual HR under NHM are engaged by the State' District Health Societies and not by the State Government against regular sanctioned post.
- 4. The matter has been examined in this Ministry and advice has been obtained from the Ministry of Law. It has been observed that the relief has been granted by the Hon'ble Supreme Court to concerned temporary employees who were parties in the bunch of cases.
- 5. The Ministry of Law has opined that the aforesaid judgment dated 26'10/2016 passed by the Hon'ble Supreme in Civil Appeal No. 213 of 2013 appears to be not applicable to NHM contractual employees and the parameters laid down by the Hon'ble Supreme Court in

para 42-45 of the aforesaid judgment appears to be Jadgment in Ren. i.e. applicable to all risons that come under the same status as discussed in the aforesaid proposal.

6. In view of the aforesaid, there is no basis for enhancing remuneration of the NHM contractual employees in terms of aforesaid judgment. The States' UTs may dispose off representations received by them in terms of above advice. In view of the possibilities of the Court Cases arising on this count, the States' UTs may contest the cases effectively. In connection with this subject, I am forwarding a copy of CAT order dated 22-03-2017 in the matter of OA/060/00308/2017 for reference purposes.

With Regards,

Yours sincerely,

(Manoj Jhalani)

All Pr. Secretaries/Secretaries (Health) of States/ UTs.

Central Administrative Tribunal - Chandigarh
Sh. Shekhar Sharma vs Union Of India Through Secretary on 22 March, 2017

OA No. 060/00308/2017

Date of Order: 22.63.2017

CORAM: HOM BLE MR. JUSTICE M.S. SULLAR, MENBER(C. HOM BLE MR. UCAY KUMAR VARMA, MENBER(A)

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Sh. Shekhar Sharma, age 45 years s/o Sh. L.R. Sharma
   Sr. DOTS Plus cum TB-HIV Supervisor
   STC-34
   Sh. Ram Kumar, age 48 years 5/0 Sh. Keher Singh
   STS
   PC-45
   3.
   Ms. Jyoti, age 42 years W/o Ratnesh Kumar
   STLS
   PGIMER
  Sh. Vijay Kumar, age 50 s/o Sharif Masin-
  STLS
  PC-45
  5.
  Ms. Seema Rani, 44 years w/o Sh. Rajinder Verma
  STS
  CH 0 Manimajra
  6.
 Ms. Geeta Mishra, 38 years, w/o Sn. Sandeep Pargalan
 STLS
 CH I Manimajra
 Ms. Sugreet Kaur, 30 years, d/c Sn. Amandeep Sings
 D.E.O.
 STC-34
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Ms. Dalvir Kaur, 42 years, w/c Sn. Falwinger Singn
 D.E.O.
STC-34
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Sh. Moninder Singh, 41 years s/c Sh. Karter Singr
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Sn. John hashes, 42 Mars & C.Sn. hailig Mars.
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  CD-Mauli Jagran
  14.
 Sh. Gulshan Kumar, 31 years, s/o Sn. Kundan La!
 TBHV
 CD-Dhanas
 15.
 Ms. Kamalpreet, 50 years d/c Sh. STLS Hamuman Das
 STLS
 GMCH-32
 16.
 Ms. Anu, 39 years, Sh. Udnam Singh
 Tany
 PGIMER
 17.
 Ns. Teena, 42 years, w/o Sh. Yograj
 TBHV
 CG-DMC
 18.
Ms. Sushma, 38 years, w/o Sn. S.N. Sharma
TBHV
CD-19
19.
Ms. Sonia Chawla, 39 years, W/c Sn. Dharar Chanc
TBHV
CD -Mauli Jagran
20.
Ms. Poonam Sharma, 44 years, w/o Sn. Vistal Gautar
TBHV
PC-45
21.
Sh. Bhupinder Singh, 35 years, S/c Late Sh. S. Harbhajan Singh
ESIC [ Fandarbar
Sh. Amrinder Singh, 31 years, S/o S. Sital Singr
TBHV
RHTC D Palsora
Ms. Sarla Devi, 40 years, w/c Sh. Sustal Kurar
TBHV
GMSH-16
Ms. Kamlesh, 36 years, W/c Sh. Sham Lel
LT
CC-22
Sh. Pajinden Singo, 26 years, s'o S. Erupinder Singo
TBH'
CD-CITCO
26.
Sh. Mikas humas, 40 years, s.c. Late Sh. buchash resen
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26.

Ma. America Sharma, 27 years, d.o. Sh. Shann Shashan

Ch I Manimajre

29.

Sh. Rakesh Kumar, 31 years, s/o Sh. Narinder Kumar

LT

UHTC 1 44

30.

Sh. Krishan Mohan Sharma, 46 years, s/o Sh. Tarsem Lal Sharma

Pharmacist

STC 34

(All applicants are Group C employees and under administrative control of the State T.B. Officer, State T.B. Cell, Govt. Dispensary, Sector 34, Chandigarh)

0000 . Applicants

Argued by: Mr. Dhiraj Chawla, Advocate

VERSUS

- Union of India through Secretary, The Secretary, Ministry of Health and Family Welfare, Directorate General of Health Services, (Central TB Division), Govt. of India, Nirman Bhawan, New Delhi.
- The Director General, National Health Mission, Nirman Ehewan, New Delhi.
- The Director, Health Services, UT Chandigarh, Govt. Hospital,
 Sector 16, Chandigarh.
- 4. The Mission Director, State Health Society, National Health Mission, UT Chandigarh, M.C.H., Sector 22, Chandigarh.
- The state T.B. Officer, State T.B. Cell, Govt. Dispensary, Sector
 Chandigarh.

120 . . Respondents

ORDER

HONE BLE MR. JUSTICE M.S. SULLAR, MEMBER(J):-

- 1. Applicants Shekhar Sharma s/o Sh. N.R. Sharma and others, who are working on contract basis, under special project of National Rural Health Mission (for brevity NRHM), have preferred the instant Original Application (OA) claiming equal pay at par with pay scale of regular staff of the Government, in view of the judgement of Honli ble Supreme Court in the case of State of Punjab Vs. Jagin Singh and Ors, 2017(1) SCC 148.
- 2. The crux of the facts and material which needs a necessary mention for the limited purpose of deciding the core controversy involved in the instant OA and exposited from the record is that the applicants were engaged on contract/temporary basis under a special project of submission of National Health Mission (NHM) by the respondents. According to the applicants

that although they were engaged on contract basis under NRHM Scheme, but instead of creating a regular department, a society has been created under the Societies Regulations Act. 1860 wherein all the recruitments take place and the recruited persons are employed on contract basis including the applicants on a consolidated remuneration.

- 3. Levelling a variety of allegations and narrating the sequence of events in detail, in all, the applicants claim that they are entitled to the pay at par with the minimum pay scale of regular Government employees, in view of the judgement in Jagjit Singhl s case (supra). On the strength of aforesaid grounds, the applicants claim the benefit of pay scale of the regular Government employees in the manner indicated hereinabove.
- 4. Having heard the learned counsel for the parties, having one through the record with their valuable assistance and after considering the entire matter, we are of the firm view that there is no merit and the instant OA deserves to be dismissed for the reasons mentioned here in below.
- 5. As is evident from the record that the applicants were engaged on contract/temporary basis under a special project of sub-mission of National Health Mission. As per Memo No. 1206 dated 30.12.2016 (Annexure A-7), the Central Government with an eye to eradicate the dangerous diseases and to strengthen health care systems prevalent in State/UTs, formulated a scheme of sub-mission of NRHM based on their requirement. The NRHM is an initiative undertaken by the Government of India to address health needs of underserved rural areas to provide accessible, affordable and quality health care to the rural population. The NRHM was initially approved upto 2012 and it has been extended upto 2017 i.e. co-terminus with the 12th Five Year Plan. To achieve these guidelines, NRHM entered into a partnership between the Central and State Governments and has established a mechanism to carry out necessary reforms in the health sector. The Central Government provides the financial support to States/UTs which is supplementary in nature. It is not a matter of dispute that the applicants were appointed under sub-mission of NRHM. Even as per the case of the applicants (sub-para vi of para 4 of OA), instead of creating a regular department to control the dangerous diseases, a society has been created under the Societies Registration Act wherein all the recruitments take place and the recruited persons are employed on contract basis including the applicants.
- 6. Meaning thereby, even as per own case of applicants, they were engaged on contract basis on a special project of NHM. Hence, they are neither the employees of the Central Government nor were holding civil posts of State/UT. Therefore, it is held that applicants were not appointed on any civil post, but under a special indicated programme of NHM. Thus, to our mind, they cannot possible be termed to be Government employees holding any civil post. In that eventuality, they are not entitled to equal pay at par with the pay scale of Government employees in view of Jagjit Singh (supra)

as hereby dismissed 7. In the light of aforesaid reasons, as there is no merit, so, the instant OA is hereby dismissed, as such with no order as to costs.

(JUSTICE M.S. SULLAR) MEMBER(J) (UDAY)