

BADAMIBAGH CANTONMENT BOARD

MINUTES OF ORDINARY BOARD MEETING TO BE HELD ON 30.01.2017

ATTENDANCE

Members Present:-

- 1- Brig Arun Nair, SM, President
- 2- Shri Ab Sami Wani, Vice President
- 3- Shri Kapil Goyal, Secretary
- 4- Col. Pankaj Tuknait, Adm Comdt, HQ 31 Sub Area
- 5- Shri Parvaiz Ahmad Dar, Ward No. 1
- 6- Shri Mohammad Ashraf Lone, Ward No. 2
- 7- Ms. Saima Shah, Ward No. 4
- 8- Shri Raies Ahmad Malik, Ward No. 5
- 9- Smt. Manjeet Kour, Ward No.6
- 10- Shri Bilal Ahmad Wani, Ward No. 7

Members Absent:-

- 1- Sh. Farooq Ahmad Lone, DC Srinagar
- 2- Brig M S Tevatia, SEMO, Comdt. 92 BH
- 3- Col A S Pundir, SM, Col Q HQ 31 Sub Area
- 4- Lt. Col Sachin Jain, GE, 864

The meeting started in the Board Office with the PCB welcoming all the members present. With the permission of the President, following agenda were introduced and decided upon.

Agenda No. 1: MONTHLY ACCOUNTS

The Board may consider and approve monthly accounts for the month of October, November and December, 2016.

SUMMARY OCTOBER, 2016

CASH ACCOUNT			
RECEIPT		EXPENDITURE	
Opening Balance	1,46,27,472	Total Expenditure	1,18,24,682
Total Receipts	22,355	Closing Balance	28,25,145
TOTAL	1,46,49,827	TOTAL	1,46,49,827

SUMMARY NOVEMBER, 2016

CASH ACCOUNT			
RECEIPT		EXPENDITURE	
Opening Balance	28,25,145	Total Expenditure	63,57,825
Total Receipts	84,79,464	Closing Balance	49,46,784
TOTAL	1,13,04,609	TOTAL	1,13,04,609

SUMMARY DECEMBER, 2016

CASH ACCOUNT			
RECEIPT		EXPENDITURE	
Opening Balance	49,46,784	Total Expenditure	1,81,65,488
Total Receipts	4,68,29,708	Closing Balance	3,36,11,004
TOTAL	5,17,76,492	TOTAL	5,17,76,492

The head-wise details are annexed as Annexure-A. The connected documents are placed on the table.

Resolution No. 1:

Considered and resolved to discuss monthly accounts in next meeting as the elected members demanded thorough scrutiny of all vouchers by them.

Agenda No. 2: GRANT OF TIME BOUND PROMOTION (TBP) TO CANTONMENT BOARD EMPLOYEES

Time Bound Promotions (TBP) are due to 27 (twenty seven) Cantonment Board employees who have completed their 18 years and 27 years of satisfactory services and have not been given any regular promotion. All the 27 employees are eligible for grant of next higher pay scale.

The Board may consider and approve to send complete proposal to GOC-in-C, HQ, NC through PDDE, NC for according sanction under Rule 45 to 47 of Cantonment Accounts Code, 1924 and SRO No. 14 dated 15.01.1996 of Finance Deptt, Govt of J&K.

The case file is placed on the table.

Resolution No. 2:

Considered and approved to send a proposal to the competent authority i.e. GOC-in-C, NC through PDDE, NC.

Agenda No. 3: EXTENSION OF TERM OF SH S A MAKROO (ASG), CBLA TO DEFEND COURT CASES ON BEHALF OF CANTONMENT BOARD, BADAMIBAGH AT HIGH COURT LEVEL

Reference CBR No. 24 dated 27.10.2015.

The term of Cantonment Board Legal Advisor (CBLA) Shri S. A. Makroo (ASG) with the Board expired on 31.08.2016. Sh. S.A Makroo (ASG) is defending court cases on behalf of Union of India and others at the level of High Court level. Shri S. A. Makroo (ASG), CBLA has requested to extend the term of his engagement for further period of one year, as per the reasons stated in his application placed on the table.

The Board may approve to extend term of Shri S. A. Makroo (ASG) for a further period of one year w.e.f. 01.09.2016 on same terms and conditions. The case file is placed on the table.

Resolution No. 3:

Considered and approved to extend the term of Sh S. A. Makroo, ASG as CBLA on same terms and conditions till 31.03.2017. Sh. Makroo should also be called before the Board to explain the status of the court cases of the Board handled by him before any extension of his term beyond 31.03.2017 as CBLA with the Board can be considered by the Board.

Agenda No. 4: ENGAGEMENT OF A PHYSICAL TRAINER THROUGH CONTRACTOR FOR CANTONMENT BOARD PUBLIC SCHOOL

The Board runs a primary School at Sonwar from Nursery to Class-III at present with 196 students enrolled with it. The school do not have any physical trainer.

The Board may approve hiring services of a physical trainer through contractor who shall impart physical training to the students for their holistic development.

Resolution No. 4:

Considered and approved to engage a Physical Trainer for the Cantonment Board Public School through contractor. The Board also approved to engage a Computer Teacher for the School through contractor.

Further, the Board approve to fix monthly compensation and annual increment thereon as below:

S. No.	Designation	Monthly compensation on engagement for first time	Annual increment on re-engagement for subsequent academic sessions
1.	Physical Trainer	6500/-	500/-
2.	Computer Teacher	6500/-	500/-

The minimum qualification for these posts shall be as prescribed by Govt of J&K. The provision of increment shall be deemed to be applicable from the date of engagement of teachers after which they are engaged for all subsequent academic sessions without any premature termination of service.

Agenda No. 5: PROVISION OF LIBRARY IN CANTONMENT BOARD PUBLIC SCHOOL (CBPS) FOR STUDENTS

Refer CBR No. 10 dated 22.06.2016

The Board vide CBR under reference approved extension of school building to add 04 no. of rooms. One room out of the 04 rooms may be used to make provision of a library for the students of the school. To start with, approx. 1000 books published by National Council for Promotion of Urdu Language (NCPUL) have been identified for purchasing from NCPUL at an estimated cost of Rs. 76,000/- only. NCPUL was contacted in this regard which was ready to supply the books. In addition to the books, the library shall need provision of book shelves, display rack, tables and chairs.

The Board may approve to purchase-

- 1- books for library from NCPUL.
- 2- five book shelves, one display rack, four tables and ten chairs.

Resolution No. 5:

Considered and resolved that the lists of books published by NCPUL shall be sent to all elected Board members for selection of books after which purchase order for selected books shall be placed with NCPUL. The Board also approved purchase of five book shelves, one display rack, four tables and ten chairs for the library.

Agenda No. 6: PARKING SPACE IN FRONT OF G B PANT CANTONMENT GENERAL HOSPITAL

Refer CBR No. 27 dated 06.07.2015, CBR No. 7 dated 17.09.2016 and CBR No. 1 dated 05.10.2016

The Board vide CBR No. 7 dated 17.09.2016 resolved to give 3 months extension to the earlier contractor Shri Asif Ahmad Beigh on same terms and conditions and on earlier approved rates. The contractor expressed his inability to continue on same rates and demanded that he should be allowed without any cost as he had suffered financial loss during the unrest in valley. Thus, as per the Board's resolution, the parking was made free.

Bids for auction of parking space in front of G B Pant Cantonment General Hospital were called by this office on 15.07.2016, 06.09.2016 and 27.09.2016. Due to poor response no tenders were received by this office. Again, online and offline tenders were called by this office vide NIT No. CB/Rev/Annual/Parking/2016-17/1060-64 dated 22.12.2016. In that attempt, four offline tenders were received on 13.01.2017. The technical bids were opened by a committee consisting of the following members-

- a) Sh. Abdul Sami Wani, Vice-President
- b) Sh. Mohammad Ashraf Lone, Board Member
- c) Sh. Parvaiz Ahmad Dar, Board Member

Out of 4 bids, the committee recommended to open the financial bids in respect of three bidders. One bid of Shri Mohd Dar R/o Batwara was not opened as all the documents required for technical bids were not submitted. Accordingly, the financial bids were opened which are as below:-

S. No.	Name of Agency	Bid Amount
1	Pirzada Rafiq Ahmed R/o Magray Pora Pattan	Rs. 2,70,000
2	Showkat Ahmed Trag R/o Panzi-Nag Tral-i-Payeen	Rs. 3,06,000
3	Asif Ahmed Baigh R/o Zaldagar Srinagar	Rs. 2,10,000

The Board may approve the highest bid offered by Shri Showkat Ahmed Trag R/o Panzi-Nag Tral-i-Payeen for Rs. 3,06,000 for one year starting from the date on which the space is handed over to the highest bidder. The last year's bid approved by Board was Rs. 2,65,000/-

The connected documents along with file are placed on the table.

Resolution No. 6:

Considered and approved the highest bid of Rs 3,06,000/- offered by Shri Showkat Ahmed Trag. The site shall be handed over to the highest bidder for a period of one year starting from the date of such handing over of the site.

Agenda No. 7: REGISTRATION OF DRAFTSMAN / ARCHITECTS

The Board registers architects / draftsmen for preparation of plans of buildings and other works by the residents of the Cantonment through these registered draftsman / architects.

The Board may approve to revise-

- 1- one-time fee for registration of Architects from Rs. 2500 to Rs. 3000.
- 2- annual fee for renewal of registration for Architects to Rs. 1500.
- 3- one-time fee for registration of Draftsman from Rs. 1500 to Rs. 2000.
- 4- annual fee for renewal of registration for Draftsman to Rs. 1000.

The Board may also approve to authorise the Chief Executive Officer of the Board to register/renew the registration of Architects / Draftsmen subject to submission of the following documents:

- 1- For new registration:
 - a) Application to the Chief Executive Officer of the Board for registration with address proof.

- b) Proof of education qualification (certificate of Draftsman course or diploma / degree in Architecture / Civil Engineering issues by recognised colleges, universities or other institutions).
 - c) A declaration to the effect that the draftsman / architect has not been blacklisted or debarred by any Govt. Department/ Public Sector undertaking/Autonomous bodies etc.
- 2- For renewal of registration:
- a) Application to the Chief Executive Officer of the Board for renewal of registration with address proof.
 - b) A declaration to the effect that the draftsman / architect has not been blacklisted or debarred by any Govt. Department/ Public Sector undertaking/Autonomous bodies etc.

Resolution No. 7:

Considered and approved the proposal as on the agenda side. The Board also resolved to fix following charges to be charged by the Architects / Draftsmen registered with the Board from public for preparation of building plan:

- 1- For Architects: Rs 3.0 per square feet of plinth area subject to minimum of Rs. 1000/-
- 2- For Draftsmen: Rs 2.5 per square feet of plinth area subject to minimum of Rs. 800/-

Further, if any Architect / Draftsman is found charging more than the prescribed rates, his registration shall be liable to be cancelled and he shall be liable to be debarred by the Board from registering himself with the Board for a period of five years from the date of such debarment.

Agenda No. 8: CHARGING OF USER FEE IN RESPECT OF PUBLIC PARKS OWNED / MAINTAINED BY THE CANTONMENT BOARD

The Board owns / maintains public parks situated at Batwara, Shivpora, IndiraNagar and Sadar Bazaar etc. The parks are used by the public for recreational as well as private purposes. The Board may approve to levy user charges on use of all public parks, owned / maintained by the Board, for private purposes as below-

S. No.	Duration of use	Charges
1.	Up to 3 hours	Rs. 500/-
2.	More than 3 hours and up to 6 hours	Rs. 750/-
3.	More than 6 hours and up to 9 hours	Rs. 1000/-
4.	More than 9 hours and up to one day	Rs. 1250/-
5.	For each additional day	Rs. 1250/-

The Board may also approve that-

- 1- whoever intends to use a public park for private purposes shall have to apply to the Chief Executive Officer of the Board for getting permission of such use.
- 2- whoever uses a public park for private use without the permission from the Chief Executive Officer of the Board shall be fined with Rs. 2000/- per day for such use in addition to recovery of user charges specified hereinbefore.
- 3- the user fee shall be refunded, after deducting cancellation charges, to the applicant only if the applicant gives an intimation to the Chief Executive Officer of the Board to this effect at least twenty four hours before the commencement of the scheduled time of use.
- 4- a cancellation charge equal to 10% of user fee subject to minimum of Rs. 100 shall be charged in case the applicant asks for refund of user fee after depositing it with the Board.

Resolution No. 8:

Considered and resolved that the agenda be deferred till next Board meeting. Meanwhile, a public notice describing the proposed charges should be issued by the Chief Executive Officer inviting objections from public, if any.

Agenda No. 9: CHARGING OF FEE RELATING TO MAINTENANCE OF PROPERTY RECORDS

The Board is mandated to charge fee relating to maintenance of property records u/s 67(c) of The Cantonments Act, 2006 from the public whose property records are maintained by the Board. It is proposed to charge the said fee as below:

- | | | |
|---|---|--------------------|
| 1- for first year of maintenance | : | Rs 500/- per annum |
| 2- for every subsequent year after first year | : | Rs 200/- per annum |

The Board may approve charging the said fee at abovementioned rates w.e.f. 01.04.2017.

Resolution No. 9:

Considered and rejected to charge fee as proposed on the agenda side. However, the Board approved to charge a copying fee of Rs 500/- for providing an attested copy of building plan, if applied for by the public.

Agenda No. 10: AUCTION OF SPACE ON BUS SHELTERS FOR DISPLAY OF ADVERTISEMENT

Refer CBR No. 12 dated 27.10.2016.

The Board maintains 11 bus shelters or bus stops within the limits of Badamibagh Cantonment. These bus shelters may be used remuneratively by installing advertisement structures and auctioning these spaces (total 52) to individuals or advertisement agencies etc. for a period of two years i.e. 2017-19.

The Board may approve-

- 1- to install 52 advertisement structures / frames on these bus shelters.
- 2- To auction these 52 sites to individuals or advertisement agencies etc. for display of advertisements for a period of two years i.e. 2017-19.

The case file is placed on the table.

Resolution No. 10:

Considered and approved. Also, the Board resolved that base price for individual sites be mentioned in the tender documents below which the bid for that site shall not be considered.

Agenda No. 11: SANITATION FEE

Refer CBR No. 11 dated 17.09.2016

The Board vide CBR under reference levied sanitation fee w.e.f. 01.10.2016. At present, the Board is sending monthly bills to the public and collecting monthly sanitation fee. In response to collection of sanitation fee, following observations were made-

- 1- Demands were made by public to pay sanitation fee in advance.

The Board may approve to collect sanitation fee for six months or one year in advance. The Board may also approve to incentivise the people for such an advance payment by giving a rebate of two percent for six months' advance payment and five percent for one year's advance payment on total billed amount for such period.

- 2- Requests were received for stoppage of sanitation bill for certain months as the payee was going out leaving behind the establishment locked for that period.

The Board may approve not to charge sanitation fee for such period of absence and, thus, not to send sanitation bills to those establishments which shall remain closed/locked for at least two full months starting from first day of a calendar month subject to prior intimation to the Chief Executive Officer by the payee. Also, the Board may approve to levy a fine of Rupees two thousand only, in addition to the recovery of sanitation fee for the period, in case the intimation to the Chief Executive Officer of the Board regarding stoppage of sanitation bills for such period is found to be false and fraudulent.

- 3- A request was received for not charging sanitation fee as no waste/garbage was being generated by the applicant.

The Board may approve not to charge sanitation fee on such establishments that do not generate any type of waste/garbage to the satisfaction of the Chief Executive Officer of the Board.

Resolution No. 11:

Considered and approved.

Agenda No. 12: MONITORING OF WORKS BEING EXECUTED BY THE CANTONMENT BOARD

Refer DGDE letter no. 56/15/DG DE/Coord/Vol-V/FMS No. 52436 dated 06.10.2016

The Cantonment Board executes various works, original as well as maintenance works, for the benefit of the public mostly under their own arrangement i.e. through the Engineer of the Board. The quality of the work is mostly checked by the Engineer of the Board.

To bring in more transparency in the public works executed by the Cantonment Board, as per the instructions of DGDE vide letter under reference, the Board may approve engaging a Central or State government agency for technical evaluation and quality checking of the said works.

Resolution No. 12:

The matter was discussed where all the elected members did not support engaging any Central or State government agency for technical evaluation and quality checking of the works executed by the Cantonment Board. The Chief Executive Officer apprised the Board that being technical expert, the agencies like EIL, CPWD etc. shall be in good position for such evaluation. After considering arguments forwarded by the elected members, the Board resolved to request GE, 864 for technical evaluation of the said works. Also, the sample of the works may be sent to laboratory for their testing and certification.

Agenda No. 13: BUILDING PERMISSION IN BADAMIBAGH CANTONMENT

Refer Circular No. F. 11026/2/2011/D(Lands), GoI, MoD dated 21.10.2016 addressed to the Chief of Army Staff, the Chief of Air Staff and the Chief of Naval Staff.

The Central Government vide SRO 96 dated 2nd July, 2004 issued under The Works of Defence Act, 1903 imposed restriction up to 500 yards from 2 FOD. The public notice required under the said Act was not given yet by the competent authority i.e. DC, Srinagar.

MoD vide circular under reference has issued Guidelines for issue of No Objection Certificate (NOC) for building constructions and Badamibagh Cantonment, Srinagar is placed in Part B of Annexure to the circular. As per the guidelines, security restrictions shall now apply up to 100 m from the outer wall of defence establishments / installations – 2 FOD in the case Badamibagh Cantonment – to maintain clear line of sight for effective surveillance. Any construction or repair activity shall not be permitted within 50 m. Further, a height restriction of 03 m (one storey) shall be applicable for the distance from 50 m to 100 m. Any construction or repair activity within such restricted zone between 50 to 100 m will require prior NOC from the Local Military Authorities (LMA) / Defence establishments.

The Board vide CBR No. 15 dated 22.06.2016 refused to sanction the erection or re-erection of the buildings as applied for by the applicants in view of restrictions imposed by SRO 96 dated 2nd July, 2004. Now, the Board may approve that all the cases where it refused to give building permission because of restrictions imposed by the said SRO be put before it for its reconsideration in view of the circular under reference.

Resolution No. 13:

Considered and resolved that the matter be deferred till the next Board meeting as the LMAs have not received any such notification through their channel.

Agenda No. 14 BUILDING APPLICATIONS

(a) Refer CBR No. 11(b) dated 22.06.2016 whereby the Board referred the matter to Building Application Committee to submit its report in connection with the building application of Sh. Gh. Mohd Beigh S/o Ab. Rehman Beigh R/o Zakura who applied for the construction of three storey residential house after demolishing existing three storey residential house at Indra Nagar (Sonwar) on land bearing Kh. No. 250. The DEO, Srinagar has certified that the land in question is private land vide their office letter No. DEO-BP/I-Nagar/63/16/2 dated 23.05.2016.

The Building Application Committee has reported that the site of proposed construction is situated at a distance more than 500 yards from 2 FOD wall and recommended that the applicant may be allowed to construct residential building.

The Board may approve the proposed construction. If approved, the applicant shall be liable to pay Rs 51,760/- as construction / development charges.

Resolution No. 14(a):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

(b) Refer CBR No. 11(e) dated 22.06.2016 whereby the Board referred the matter to Building Application Committee to submit its report in connection with the building application of Sh. Muzaffar Ahmad Sheikh S/o Ghulam Hassan Sheikh R/o Palpora who applied for the construction of single storey residential building on land bearing Kh. No. 571 min at Palpora, Sonwar. The DEO, Srinagar has certified that the land for proposed construction is private vide their office letter No. DEO-BP/Palpora/64/16/2 dated 20.05.2016.

The Building Application Committee has reported that the site of proposed construction is situated at a distance more than 500 yards from 2 FOD wall and recommended that the applicant may be allowed to construct residential building.

The Board may approve the proposed construction. If approved, the applicant shall be liable to pay Rs 8,731/- as construction / development charges.

Resolution No. 14(b):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

(c) Refer CBR No. 11(g) dated 22.06.2016 whereby the Board referred the matter to Building Application Committee to submit its report in connection with the building application of Sh. Mohd Sultan Malik S/o Ghulam Nabi Malik R/o Sonwar Bagh who applied for the construction of two storey residential house at IndraNagar on land bearing Kh. No. 247 at Indra-Nagar. The DEO, Srinagar has certified that the land for proposed construction is private vide their office letter No. DEO-BP/Sonwar/61/16/2 dated 23.05.2016.

The Building Application Committee has reported that the site of proposed construction is situated at a distance of 250 m from 2 FOD wall. As per Circular No. F. 11026/2/2011/D(Lands), GoI, MoD dated 21.10.2016, there is no restriction on construction activity beyond 100 m from 2 FOD outer wall.

The Board may approve the proposed construction. If approved, the applicant shall liable to pay Rs 31,699/- as construction / development charges.

Resolution No. 14(c):

Considered and resolved to defer the matter till next Board meeting.

(d) To consider the building application of Sh. Ajay Kumar S/o Sh. Bali Ram R/o Sonwar for construction of two storied residential building with basement parking on land bearing Khasra No. 144 at Sonwar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-BP/Sonwar/7/15/4 dated 17.06.2016. The Building Application Committee has reported that the proposed construction is more than 200 m from 2FOD wall. The proposed construction is as per building bye-laws. If approved, the applicant shall be liable to pay the construction / development charges as under:

Plot area	= 2950 sq feet (11 Marlas)
Plinth area	= 476 sq feet
Construction fee @ Rs. 16/sqft (Ground + 1 st floor + 2 nd floor + roof)	= Rs 5,236
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 22,000
Total	= Rs 27,636 say Rs 27,640

Resolution No. 14(d):

Considered and resolved to defer the matter till next Board meeting.

(e) To consider the building application of Sh.Tariq Ahmad Ganie S/o Sh. Habibullah Ganie R/o New Colony Batwara for the construction of two storied residential building on land bearing Khasra No. 290 at New Colony Batwara. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-BP/Batwara/74/16/2 dated 15.07.2016. The Building Application Committee has reported that the proposed construction is more than 500 yards from 2FOD wall. The proposed construction is as per building bye-laws. If approved, the applicant shall be liable to pay the construction / development charges as under:

Plot area	= 1400 sq feet (5 Marlas)
Plinth area	= 628 sq feet
Construction fee @Rs. 11/sqft	= Rs 6,908

(Ground + 1 st floor + roof)	
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 10,000
Total	= Rs 17,308 say Rs 17,310

Resolution No. 14(e):

Considered and approved.

(f) To consider the building application of Sh. Tariq Ahmad Mir and others S/o Ghulam Ahmad Mir R/o Indranagar for the construction of three storied residential building on land bearing Khasra No. 833 at Indranagar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-BP/I-Nagar/72/16/2 dated 08.07.2016. The Building Application Committee has reported that the proposed construction is more than 500 yards from 2FOD wall. The proposed construction is as per building bye-laws. If approved, the applicant shall be liable to pay the construction / development charges as under:

Plot area	= 1904 Sq feet (7 Marlas)
Plinth area	= 975 Sq feet
Construction fee @ Rs. 16/sqft (Ground + 1 st floor + 2 nd floor + roof)	= Rs 16,575
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 14,000
Total	= Rs 30,975

Resolution No. 14(f):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

(g) To consider the building application of Sh. Younis Ahad Lone for the construction of single storied garage building on custodian land bearing Khasra No. 3, 17, 4 at Yattoo Mohalla, Shivpora. The land in question has been allotted to the applicant vide custodian Deptt. Order no. CEPS/LS/635-36 dated 12-6-2015. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-BP/Shivpora/65/16 dated 17.06.2016. The proposed construction is more than 500 yards from 2FOD wall. If approved, the applicant shall be liable to pay the construction / development charges as under:

Plot area	= 221 sq feet (0.8 Marlas)
Plinth area	= 221 sq feet
Construction fee @ Rs 25/sqft	= Rs 5,525
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 1,600
Total	= Rs 7,525

Resolution No. 14(g):

Considered and approved.

(h) To consider building application of Sh. Bilal Ahmad Bhat S/o Gh Ahmad Bhat R/o Sonwar for construction of three storied residential house on land bearing Khasra No. 281 at Indranagar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter No. DEO-BP/I-Nagar/42/15/2 dated 16.11.2015. The site of proposed construction is 400 m away from 2 FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 10 Marlas
Plinth area	= 700 sq feet
Construction fee @ Rs 16/sqft (Ground + 1 st floor + 2 nd floor + roof)	= Rs 11,200
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ 2000/Marla	= Rs 20,000
Total	= Rs 31,600

Resolution No. 14(h):

Considered and resolved to defer the matter till next Board meeting.

(i) To consider building application of Sh. Tariq Ahmed Khan S/o Sh Sharif Khan R/o Karfali Mohalla, Srinagar for construction of single storey residential house on land bearing Khasra No. 58, 59, 64 & 65 at Shivpora. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-BP/Shivpora/54/15/2 dated 30.09.2016. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 2722 sq feet (10 Marlas)
Plinth area	= 1157 sq feet
Construction fee @ Rs 7/sqft (Ground + Roof)	= Rs 8,099
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 20,000
Total	= Rs 28,499 say Rs 28,500

Resolution No. 14(i):

Considered and approved.

(j) To consider building application of Sh. Farooq Ahmed Lone S/o Sh Gh. Ahmed Lone R/o Yattoo Mohalla, Shivpora for construction of two storied residential house on land bearing Khasra No. 9 at Shivpora. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/Shivpora/77/16/2 dated 15.09.2016. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 1208 sq feet (4.44 Marlas)
Plinth area	= 900 sq feet
Construction fee @ Rs 11/sqft Ground floor + 1 st floor + Roofing (5+4+2)	= Rs 9,900
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 4,500
Total	= Rs 14,800

Resolution No. 14(j):

Considered and approved.

(k) To consider building application of Sh. Mohammad Ashraf Wani S/o Sh Gh. Mohi-u-Din Wani R/o Shivpora for construction of two storied residential house on land bearing Khasra No. 146 at Shivpora. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/Shivpora/67/16/2 dated 14.12.2016. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 1362 sq feet (5 Marlas)
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Plinth area	= 623 sq feet
Construction fee @ Rs 11/sqft	= Rs 6,853
Ground + 1 st floor + Roofing (5+4+2)	
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 5,000
Total	= Rs 12,253 say Rs 12,255

Resolution No. 14(k):

Considered and approved.

(l) To consider building application of Sh. Raja Nasir Zaman & Raja Amir Zaman Sons of Mst Zainab R/o Shivpora for construction of three storied with roofing, residential building on land bearing Khasra No. 80 at Shivpora. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/Shivpora/81/16/2 dated 14.12.2016. If approved, the applicant is liable to pay the construction fee for three storied residential building is as under:

Plot area	= 6838 sq feet (25.14 Marlas)
Plinth area	= 1258 sq feet
Construction fee @ Rs 16/sqft	= Rs 20,128
Ground + 1 st floor + 2 nd floor + Roofing	
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 50,280
Total	= Rs 70,808 say Rs 70,810

Resolution No. 14(l):

Considered and approved.

(m) To consider building application of Sh. Tej Krishan Koul S/o Lt Amarnath Koul R/o Indranagar for construction of two storied residential building on land bearing Khasra No. 826 at Indra Nagar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/I-NAGAR/60/16/5 dated 24.11.2016. The proposed construction is 600 meters from 2 FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 850 sq feet (3.12 Marlas)
Plinth area	= 387 sq feet
Construction fee @ Rs 11/sqft	= Rs 4,257
(Ground + 1 st floor + Roofing)	
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 3,500
Total	= Rs 8,157 say Rs 8,160

Resolution No. 14(m):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

(n) To consider building application of Sh. Pran Krishan Koul S/o Lt Amar Nath Koul R/o Indranagar for construction of two storied residential building on land bearing Khasra No. 826 at Indra Nagar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/I-NAGAR/84/16/2 dated 24.11.2016. The proposed construction is 600 meters from 2FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 850 sq feet (3.12 Marlas)
Plinth area	= 390 sq feet
Construction fee @ Rs 11/sqft (Ground + 1 st + Roofing)	= Rs 4,290
Registration fee	= Rs 300
Cost of scrutinising the Building Plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 3,000
Total	= Rs 7,690

Resolution No. 14(n):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

(o) To consider building application of Sh. Omkar Krishan Koul S/o Lt Amar Nath Koul R/o Indranagar for construction of two storied residential building on land bearing Khasra No. 826 at Indra Nagar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/I-NAGAR/90/16/2 dated 24.11.2016. The proposed construction is 600 meters from 2 FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 850 sq feet (3.12 Marlas)
Plinth area	= 390 sq feet
Construction fee @ Rs 11/sqft (Ground + 1 st floor + Roofing)	= Rs 4,290
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 3,000
Total	= Rs 7,690

Resolution No. 14(o):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

(p) To consider building application of Sh. Rattan Lal Raina S/o Lt Omkar Nath Raina R/o Shopian for construction of two storied residential building on land bearing Khasra No. 277 at Indra Nagar (Sonwar). The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/I-NAGAR/80/16/2 dated 24.11.2016. The proposed construction is 270 meters from 2 FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 2034.52 sq feet (7.48 Marlas)
Plinth area	= 1156 sq feet
Construction fee @ Rs 11/sqft Ground + 1 st floor + Roofing	= Rs 12,716
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 14,960
Total	= Rs 28,076 say Rs 28,080

Resolution No. 14(p):

Considered and resolved to defer the matter till next Board meeting.

(q) To consider building application of Sh. Ajaz Ahmed Sheikh S/o Gulam Ahmed Sheikh R/o Buchwara Dalgate for construction of two storied residential building on land bearing Khasra No. 362 at Sonwar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/SONWAR/62/16/2 dated 14.12.2016. The proposed construction is 130 meters from 2 FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 2178 sq feet (8 Marlas)
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Plinth area	= 960 sq feet
Construction fee @ Rs 11/sqft	= Rs 10,560
Ground + 1 st floor + Roofing	
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 2000/Marla	= Rs 16,000
Total	= Rs 26,960

Resolution No. 14(q):

Considered and resolved to defer the matter till next Board meeting.

(r) To consider building application of Sh. Imtiyaz Ahmed Rather S/o Late Mohd Akbar Rather R/o Iqbal Colony, Sonwar for construction of two storied residential building on land bearing Khasra No. 773 at Iqbal Colony, Sonwar. The DEO, Srinagar has certified that the land of proposed construction is private vide their office letter no. DEO-B.P/I-Colony/75/16/4 dated 13.10.2016. The proposed construction is 700 meters from 2 FOD wall. If approved, the applicant is liable to pay the construction fee as under:

Plot area	= 1178 sq feet (4.33 Marla)
Plinth area	= 560 sq feet
Construction fee @ Rs 11/sqft	= Rs 6,160
Ground + 1 st floor + Roofing	
Registration fee	= Rs 300
Cost of scrutinising building plan	= Rs 100
Development charges @ Rs 1000/Marla	= Rs 4,330
Total	= Rs 10,890

Resolution No. 14(r):

Considered and approved subject to verification of the distance from 2 FOD by the Chief Executive Officer.

Agenda No. 15: DEVELOPMENT WORKS

The Board may consider and approve the following development works to be executed in different wards of the Cantonment subject to availability of funds.

S. No.	Particulars	Estimated Amount (in Rs.)
1.	Replacement of gate slabs of the drain from H/o Sh. Sehgal to H/o Javid Ahmad with mild steel grill Shivpora, Ward No. 3	14.62 Lakhs
2.	Repair of Lane from H/o Ab. Ahad Lone (Ex-Board Member) to H/o Mohd Ayoub Waza Shivpora, Ward No. 2	6.86 Lakhs
3.	Repair of corrugated steel sheet roof to Cantonment Board Shops near Post Office, Batwara	2.50 Lakhs
4.	De-silting of drain from New Colony Bund to Transit Camp Wall	0.80 Lakhs
5.	Repair of drain from H/o Ab. Rashid Wani to De-watering Station	2.50 Lakhs
6.	Renovation (erection of railings) of Parking in-front of G B Pant Cantonment General Hospital.	0.35 Lakhs
7.	Repair of leakage and extension of 1 st floor of Store building at Sy. No. 149.	15.00 Lakhs
8.	Repair of lane from H/o Ali Mohd to H/o Ab. Majid Jeelan	2.34 Lakhs
9.	Repair of lane and drain from H/o Mohd Sultan Mir to H/o Mehraj-u-din, Lane-4 (Iqbal Colony)	12.07 Lakhs
10.	Extension of retaining wall of grave yard near Sonwar Shrine, Ward No. 5	11.50 Lakhs

11.	Repair of drain from House of Ali Mohd to Cantonment Board dust-bin at Naik Mohalla park	4.20 Lakhs
12.	Renovation of room at servant quarters at Sy. No. 137, CEO House	3.00 Lakhs
13.	Renovation of parking space in front of G B Pant Cantonment General Hospital	0.77 Lakhs

The case file is placed on the table.

Resolution No. 15:

Considered and approved.

Agenda No. 16: PREVENTION OF ENCROACHMENT OF A2 / B4 LANDS IN BADAMIBAGH CANTONMENT UNDER MANAGEMENT OF DEO, SRINAGAR.

Refer copy of DEO, Srinagar letter no. H-21/3/Vol-VIII/46 dated 04.01.2017 endorsed to CEO, Badamibagh Cantonment and MoD Id letter No. 13020/23/98/D(Lands) dated 16.03.2001

MoD vide Id letter under reference authorised the Cantonment Boards, in terms of 117(2) of The Cantonments Act, 1924 (now Section 64(2) of The Cantonments Act, 2006), to incur expenditure out of the Cantonment Fund, in fencing A-2/B-4 land under the management of the DEO so as to prevent encroachment. This should be done on the request of the DEO and with the approval of Principal Director/Director Defence, the Command. No assets of any nature should however be erected on this land without the approval of the Govt.

In view of directions from MoD, the Board may authorise the Chief Executive Officer of the Board to incur expenditure up to Rs. 5 lakh per fencing from the Cantonment Fund for fencing of defence land under management of the DEO, Srinagar within Badamibagh Cantonment to prevent encroachment of the same in accordance with the directions contained in MoD Id letter under reference.

Resolution No. 16:

Considered and approved, in principle, to incur expenditure from the Cantonment Fund for erection of fencing around A2/B4 land under the management of DEO, Srinagar to prevent encroachment. However, the estimates should be brought before the Board before incurring such expenditure.

Agenda No. 17: RECLASSIFICATION OF DEFENCE LAND

Refer CEO's letter no. CB/209/L&B/1091 dated 24.12.2016 addressed to PCB and Stn HQ letter no. 8442/Land/Gen dated 02.01.2017.

The defence land bearing Sy. No. 150 admeasuring 3.62 acres is class-C land and is vested in the Cantonment Board. The land is situated within the security wall erected by army authorities and is presently under the occupation of army.

Another piece of defence land bearing Sy. No. 48 admeasuring 3.57 acres is Class-A1 land and is under the management of army. The land is situated outside the security wall erected by army authorities and is surrounded by civil establishments from all sides. The land does not seem to be in use by army authorities.

Since the Stn HQ, vide its letter under reference, has expressed its inability to vacate the aforementioned class-C land and is in the process of proposing for its conversion to class-A1 land, the Board may approve to send a proposal to competent authorities for mutual conversion of defence land – conversion of land bearing Sy. No. 48 to class-C land and conversion of land bearing Sy. No. 150 to

class-A1 land. After such conversion, the land bearing Sy. No. 48 may be used for processing of bio-degradable waste into compost locally.

Resolution No. 17:

Considered and approved to send proposal to the competent authority for reclassification of defence land as proposed on the agenda side. However, all military members present i.e. the President, Cantonment Board and Col. Pankaj Tuknait recorded their dissent for conversion of Class A1 land to Class C land for reasons that the army is facing shortage of land.

Agenda No. 18: REPRESENTATION SUBMITTED BY SH. PARVAIZ AHMAD DAR ELECTED BOARD MEMBER, WARD NO.1

Refer CBR No. 4 dated 27.10.2016 and representation dated 13.10.2016 submitted by Sh. Parvaiz Ahmad Dar, Elected Board Member, Ward No.1 regarding revocation of CBR regarding issue of liquor trade license in respect of Chatto Wine Shop and Highlanders Bar and Restaurant without approval of Board.

The Board vide CBR under reference deferred the decision on the reference matter for next meeting. The Board may decide.

Resolution No. 18:

Considered and resolved that an advice on the matter be sought from PDDE, Northern Command and CBLA Sh. S. A. Makroo, ASG.

With the permission of the President, following supplementary agenda were introduced.

Agenda No. 19: CREATION OF POST OF ASSISTANT ENGINEER (AE) BY ABOLISHING THE EXISTING POST OF ASSISTANT EXECUTIVE ENGINEER (AEE)

Refer (i) Observations raised by PDDE, NC letter no. 6/Gen/Estt/Cantt/DE/NC/33 dated 19.08.2015.

(ii) CBR No. 13 dated 15.02.2014

Initially, Badamibagh Cantonment Board had a post of Cantonment Engineer (Overseer). The designation of the said post was changed to Assistant Engineer (AE) and the said post was granted to the ex-incumbent Shri O. N. Langroo without any financial benefits. The personal up-gradation was given to incumbent Shri Langroo after the approval of GOC-in-Chief, HQ, NC in 11.11.1977. Further, the said post of AE was upgraded and re-designated as Assistant Executive Engineer (AEE) by the competent authority i.e. GOC-in-Chief, HQ, NC vide order No. 6/32/B/Cantt/LC/NC/121 dated 21.04.1989 and the sanction accordingly conveyed vide PDDE letter no. 6/32/B/Cantt/LC/NC/125 dated 05.05.1989 in the pay scale of Rs. 2200-3650 (pre-revised). Again, the benefits were given to ex-incumbent Shri Langroo who later retired from the service on 30.06.1994. The post of AEE is lying vacant since then.

As on date, the Board has only one Junior Engineer (JE) who is degree holder. As per classification of posts for Cantonment Board Badamibagh under CFSR 1937, the post of AE is "direct recruitment" post but such a classification does not have any effect now as the post of AE in Badamibagh Cantonment Board has been abolished in 1989. As per the directions laid down in J&K Govt., Civil Sectt: Public Works Department Notification vide SRO No. 297 dated 14.09.2006, the promotional post for Junior Engineers is the post of Assistant Engineer.

A proposal was sent to PDDE, NC vide this office letter no. CB/Est/VP/Vol II/1676 dated 20.02.2008 duly approved by the Board vide CBR No. 9(b) dated 29.11.2008. In response of the

proposal, PDDE, NC vide letter no. 6/Gen/Est/Cantt/DE/NC/34 dated 12.02.2009 advised to float a proposal for reclassification of post AE from “direct recruitment post” to “promotion post”.

Accordingly, a proposal was sent to GOC-in-Chief, HQ, NC vide this office letter no. CB/Est/VP/Vol-I/46-47 dated 09.04.2009 duly approved from Cantt Board vide CBR No. 17 dated 26.03.2009 for sanction of GOC-in-Chief for re-classification of the post of Assistant Engineer (AE) as “promotion post” to Cantt Board in pay scale of Rs. 8000-275-12950 (pre-revised) and abolition of the post of Assistant Executive Engineer (AEE) in the pay scale of Rs. 9000-300-14100 (pre-revised).

The PDDE, NC forwarded the case to DGDE, New Delhi vide letter no. 6/Gen/Estt/Cantt/DE/NC/42 dated 23.04.2009 with request that approval of DGDE may be conveyed for re-classification of vacant post of AE as “promotion post” from the present mode of “direct recruitment post” in Badamibagh Cantonment Board.

The PDDE, NC, vide letter no. 6/Gen/Estt/Cantt/DE/NC/45 dated 26.09.2013 intimated to this office that the case regarding re-classification of post of AE has been examined at DGDE level and it has been observed that the post of AE has since been abolished consequent upon the promotion/up-grading the post of AE to AEE by GOC-in-Chief, HQ, NC vide order dated 21.04.1989 for which sanction was accordingly conveyed vide PDDE, NC letter no. 6/32/B/Cantt/DE/NC/125 dated 05.05.1989. Further, this office was advised by PDDE on an advise from DGDE letter no. 25/4/C/DE/2010 dated 14.08.2013 that matter may be placed before the Board for creation of a post of AE by abolishing the post of AEE.

The matter was placed before the Board which, vide CBR No. 13 dated 15.02.2014, resolved that a proposal be sent to competent authority for necessary action. Accordingly, a proposal was sent to PDDE, NC vide letter no. CB/BB/Est/Eng/558 dated 27.07.2015 which was returned with observations vide PDDE, NC letter under reference.

JUSTIFICATION

The post of Assistant Executive Engineer (AEE) is lying vacant since 01.07.1994 after retirement of ex-incumbent (Shri O. N. Langroo). As per the classification of the posts for Cantonment Board Badamibagh under CFSR 1937, the post of Assistant Engineer (AE) is direct recruitment post but at present the post does not exist as explained hereinbefore.

As on date, for executing all public works of Cantt Board under D Head, only one Junior Engineer (JE) is available with the Board who is supervising all development works. The sanctioned strength under D(3)(a) head is as below:

S. No.	Post	Sanctioned strength	Current strength
1	AEE	1	0
2	JE	1	1
3	Mason	1	1
4	Labour	2	1

Due to heavy workload, the Board needs services of another Engineer. This requirement has already been acknowledged as is evident from the existence of two sanctioned posts for Engineers in the Board.

The up-gradation of post from AE to AEE done in the past without making provision for filling the post of AEE once it falls vacant has lead to a situation where the Board is left with a post of AEE which cannot be filled ever without modifying the rules for filling the post. The outcome of such a situation is that the Board is compelled to function with one JE despite having two posts for Engineers. This is adversely affecting the functioning of the Board in the field of survey, removal of encroachments, prevention of unauthorised constructions, development works etc.

As per the directions laid down in J&K Govt., Civil Sectt: Public Works Department Notification vide SRO No. 297 dated 14.09.2006, the promotional post for Junior Engineers is the post of Assistant Engineer. Since the post of AE in the Cantonment Board does not exist currently, the JE of the Board cannot be promoted. Also, the JE cannot be promoted to the post of AEE directly in

view of the said notification wherein it has been declared that a degree holder in Engineering with at least 3 years services as JE can only be promoted to post of AE and not to the post of AEE. Since the Badamibagh Cantonment Board will have only one post of JE unlike that in the State Govt of J&K, the post of AE should be filled as below:

- a) by promotion from Junior Engineer having BE degree in Engineering or equivalent qualification with at least 3 years service as Junior Engineer, or
- b) by promotion from Junior Engineer having diploma in Engineering or equivalent qualification from a recognized institute in the discipline in which appointment is to be made having at least 5 years service as Junior Engineer.

Further, as per clause (ii) of para (a) of Annexure 'C' to GoI, MoD (ML&C Dte) letter no. 25/83/C/L&C/73 dated 04.12.1976 as amended vide letter of even no. dated 03.06.1978, it is mentioned that for technical and skilled posts, the higher post will be declared as a promotion post (where directly equated). Therefore, the post of AE should be created as "promotion post".

CLASSIFICATION OF POST OF ASSISTANT ENGINEER

1. Post to be abolished: Assistant Executive Engineer
 Pay scale: Rs. 9000-300-14100 (pre-revised)
 PB-3: 15600-39100 + GP 5600 (revised)
 Budget Head D(3)(a)
 Present status: vacant since 01.07.1994
2. Post to be created : Assistant Engineer
3. Direct Recruitment/
Promotion post : Promotion post
4. Feeder Post : Junior Engineer
 - i. by promotion from Junior Engineer having BE degree in Engineering or equivalent qualification with at least 3 years service as Junior Engineer, or
 - ii. by promotion from Junior Engineer having diploma in Engineering or equivalent qualification from a recognized institute in the discipline in which appointment is to be made having at least 5 years service as Junior Engineer.
5. Equivalent post in J&K Govt : Assistant Engineer, Class-IV, Category-B (as per schedule to J&K Govt, SRO No. 297 dated 14.09.2006)
6. Pay Scale : Rs. 8000-275-12950 (pre-revised)
PB-2: 9300-34800 + GP 5200 (revised)
7. Budget Head : D(3)(a)
8. Financial effect of down-gradation : Saving of Rs. 5,500 per month
9. Rules under which sanction is required : Rule 5 of The Cantonment Fund Servants Rules, 1937 and Rule 45 to 47 of The Cantonment Account Code, 1924

The Board may, thus, approve that a proposal to the competent authority i.e. GOC-in-C, NC through PD, DE, NC be sent so that, in Badamibagh Cantonment Board, the post of Assistant Executive Engineer (AEE) in the pay scale of Rs. 9000-300-14100 (pre-revised) [PB-3: 15600-39100 + GP 5600 (revised)] be abolished and in lieu of it, a post of Assistant Engineer be created and

declared as “promotion post” in pay scale of Rs. 8000-275-12950 (pre-revised) [PB-2: 9300-34800 + GP 5200 (revised)] under D(3)(a) Budget Head under Rule 5 of CFSR, 1937 and Rule 45 to 47 of Cantonment Account Code, 1924 so as to enable the Board to protect the interests of the Government and for proper and efficient execution of its duties.

The case file is placed on the table.

Resolution No. 19:

Considered and approved to send a proposal to the competent authority i.e. GOC-in-C, NC through PD, DE, NC so that, in Badamibagh Cantonment Board, the post of Assistant Executive Engineer (AEE) in the pay scale of Rs. 9000-300-14100 (pre-revised) [PB-3: 15600-39100 + GP 5600 (revised)] be abolished and in lieu of it, a post of Assistant Engineer be created and declared as “promotion post” and “supervisory post” in pay scale of Rs. 8000-275-12950 (pre-revised) [PB-2: 9300-34800 + GP 5200 (revised)] under D(3)(a) Budget Head under Rule 5 of CFSR, 1937 and Rule 45 to 47 of Cantonment Account Code, 1924.

Agenda No. 20: ISSUE OF LICENCES U/S 277 OF THE CANTONMENTS ACT, 2006

The Board may consider the requests for issue of licences u/s 277 of The Cantonment Act, 2006 in respect of under mentioned shopkeepers for the year 2016-17. The licence forms in respect of shopkeepers were forwarded to the Health Officer 135 SHO C/o 56 APO for carrying out inspection from health point of view. The Health Officer has returned the licence applications duly endorsed with remarks from health point of view. The details of the licences and remarks of SHO are as under:-

S. No.	Name of Shopkeeper	Name of Shop (Trade)	Location	Remarks
1	Vikram Singh	Wet Canteen	7 RR, BB Cantt	Fit
2	Hari Datt Sharma	Amar Vaishno Dhaba	Batwara Chowk, Srinagar	Fit
3	Sumander Khan	Plaza Bakery	Batwara Chowk, Srinagar	Fit
4	Feroz Ahmad Wani	Nice Restaurant	Batwara Chowk, Srinagar	Fit
5	R. K. Sharma	New Sweet Shop	Batwara Chowk, Srinagar	Fit
6	Iftikhar Farooqi	Style Bhai Beauty Parlour	Batwara Chowk, Srinagar	Fit
7	Mohan Lal Sharma	Sharma Sweets	Batwara Chowk, Srinagar	Fit
8	Ab. Hamid Badyari	Goodwill Traders	Batwara Chowk, Srinagar	Fit
9	Tariq Ahmad Badyari	Cold Drink NA Traders	Batwara Chowk, Srinagar	Fit
10	Din Dayal Kewal Krishan	Kirana Shop	Batwara Chowk, Srinagar	Fit
11	Sheikh Altaf Hussain & Sheikh Shabir	Valley Traders & Dry fruits	Batwara Chowk, Srinagar	Fit
12	Ab. Rashid Malik	Vegetable & Provision Store	Batwara Chowk, Srinagar	Fit
13	Ghulam Qadir Gujri	Haji Provision Store	Batwara Chowk, Srinagar	Fit
14	Mohd Ismail Rather	Fresh & Dry fruit	216, Transit Camp	Fit
15	Dinesh Kumar Jain	Sugar sales Corporation & Wet canteen	216, Transit Camp	Fit

The case file is placed on the table.

Resolution No. 20:

Considered and approved.

Agenda No. 21: SUBSIDIZED REFRESHMENT STALL BEING RUN IN SHED SITUATED IN THE PREMISES OF G B PANT CANTONMENT GENERAL HOSPITAL

Refer CBR No. 2 dated 27.10.2016 and report submitted by committee dated 28.01.2017.

The committee constituted vide CBR under reference has inspected the subsidized refreshment stall running in the premises of G B Pant Cantonment General Hospital and submitted its report in this regard on 28.01.2017. The Board may decide upon the future course of action.

The Committee report along with the case file is placed on the table.

Resolution No. 21:

The Board observed that Shri Mansoor Naik participated in auction of shed conducted by the Board u/s 267 of The Cantonments Act, 2006 and emerged as successful bidder. He was allotted the shed on monthly rent of Rs. 37,950/- as quoted by him for a period of five years. An agreement to this effect was executed by the Board with Shri Naik on 24-04-2012. Shri Naik vide his letter dated 06.12.2014 alleged that his business was being affected due to opening of other canteens. Shri Naik also filed a suit before Hon'ble Court of Municipal Magistrate, Srinagar for reduction of rent which is still subjudice.

Shri Naik filed another suit before Hon'ble Court of Municipal Magistrate, Srinagar against the Board's decision to forfeit his security deposit for the rent due to him. The court granted temporary injunction which is still in force.

After perusing the report submitted by the Committee, the Board-

- (i) observed that Shri Naik has suffered loss to his business due to continuation of canteen by Sh. Farooq Ahmad Lone who was allowed to run the canteen on the directions of Hon'ble High Court, J&K.
- (ii) resolved that the license fee of Rs. 37,950 in toto has become irrecoverable and only a portion of it can be recovered as Shri Naik has applied for reduction in license fee.
- (iii) resolved that Shri Naik be charged a monthly license fee of Rs. 13,000/- from 06.12.2014, the first date of application seeking revision of rent. The revised license fee shall be applicable subject to withdrawal of all court cases by Shri Naik filed by him against the Board regarding the matter.
- (iv) resolved to send a proposal to GOC-in-C, Northern Command, after all the court cases filed by Shri Naik regarding the matter are withdrawn by him, u/s 115 of The Cantonments Act, 2006 before writing off the irrecoverable debt in favour of Shri Naik since the sum due on account of license fee that has been declared as irrecoverable debt exceeds Rs. 2,500/-

Agenda No. 22: RELAXATION OF UPPER AGE LIMIT FOR RECRUITMENT TO BADAMIBAGH CANTONMENT BOARD

Refer GoI, Ministry of Personnel, Public Grievances and Pensions Notification No. 15012/7/91-ESTT.(D) dated 10.04.1997 published In Part II, Section 3, Subsection (1) of The Extraordinary Gazette of India and amendments thereto.

GoI, Ministry of Personnel, Public Grievances and Pensions, Department Of Personnel and Training vide Notification under reference and amendments thereto notified the Residents of the State of Jammu and Kashmir (Relaxation of Upper Age Limit for Recruitment to Central Civil Services and Posts) Rules, 1997 which provides a relaxation in the upper age limit of five years to all persons who had ordinarily been domiciled in the State of Jammu and Kashmir during the period from 01.01.1980 to 31.12.1989. The Rules have been made to remain in force till 31.12.2017 vide the Residents of the State of Jammu and Kashmir (Relaxation of Upper Age Limit for Recruitment to Central Civil Services and posts) Amendment Rules, 2015 published in The Gazette of India vide G.S.R. 807(E) dated 23.10.2015.

The notifications under reference are applicable only to all Central Civil Services and Posts recruitment to which are made through the Union Public Service Commission or the Staff Selection Commission or otherwise by the Central Government and thus not applicable to recruitment to the

Badamibagh Cantonment Board. All appointments to the Cantonment Boards are governed by CFSR, 1937 which fixes age limits of first appointments to service under the Board. As per Rule 5-B(2) of CFSR, 1937, no person aged below 18 years and more than 25 years shall be appointed under a Board.

Since Badamibagh Cantonment Board is a statutory and autonomous body under GoI, Ministry of Defence, the Board may consider providing for relaxation in upper age limit for all recruitments to the Board similar to relaxation as provided vide notifications under reference as below:

(1) The relaxation shall remain in force till 31.12.2017.

(2) Wherever any recruitment to the services and posts under the Badamibagh Cantonment Board, a relaxation in the upper age limit of five years shall be admissible to all persons who had ordinarily been domiciled in the State of Jammu and Kashmir during the period from 01.01.1980 to 31.12.1989.

(3) Any person intending to avail of such relaxation of age-limit shall submit a certificate from
(a) the District Magistrate within whose jurisdiction he had ordinarily resided; or
(b) any other authority designated in this behalf by the Government of Jammu and Kashmir, to the effect that he had ordinarily been domiciled in the State of Jammu and Kashmir during the period from 01.01.1980 to 31.12.1989.

(4) If any question arises as to the interpretation of this relaxation, the same shall be decided by the GOC-in-C, Northern Command in consultation with the Principal Director, Defence Estates, Northern Command.

The Board may approve to send a proposal to the competent authority i.e. the GOC-in-C, NC through PDDE, NC under proviso of Rule 5-B (2) of CFSR, 1937 for a general relaxation of five years in the upper age limit for recruitment to Badamibagh Cantonment Board till 31.12.2017 with reference to all persons who had ordinarily been domiciled in the State of Jammu and Kashmir during the period from 01.01.1980 to 31.12.1989.

Resolution No. 22:

Considered and approved to send a proposal to the competent authority i.e. the GOC-in-C, NC through PDDE, NC under proviso of Rule 5-B (2) of CFSR, 1937 for a general relaxation of five years in the upper age limit for recruitment to Badamibagh Cantonment Board till 31.12.2017 with reference to all persons who had ordinarily been domiciled in the State of Jammu and Kashmir during the period from 01.01.1980 to 31.12.1989.

**Sd/-
President
Badamibagh Cantonment Board**

**Sd/-
Chief Executive Officer
Badamibagh Cantonment Board**