

PROCEEDINGS OF THE ORDINARY MEETING OF THE CANTONMENT BOARD
HELD ON 30.12.2017 AT 1200 HRS
IN THE OFFICE OF THE CANTONMENT BOARD, MATHURA

The following were present:-

1. Brig. Naveen Rathi, President, Cantonment Board
2. Shri Neeraj Jain, Chief Executive Officer, Secretary-Member
3. Brig. R.K. Khajuria, Comdt. MH Ex-Officio Member
4. Shri Kushal Pal Singh, Vice President
5. Shri Sanjay Yadav, Elected Member, Ward No. 1
6. Smt. Anu Singh, Elected Member, Ward No. 2
7. Shri Subhash Yadav, Elected Member, Ward No. 3
8. Smt. Archana, Elected Member, Ward No. 4
9. Shri Madan Mohan Kannojiya, Ward No. 7

The following were not present:-

1. Col. B.S. Narayan, Nominated Member
2. Col. R.P. Singh, Nominated Member
3. Maj. Navin Kumar, GE (East) Mathura Ex-Officio Member
4. Shri Ravindra Kumar, ADM(F/R), Nominated Member

AGENDA NO. 136 WRIT PETITION NO. 31310 OF 2016, SHRI GOVIND SINGH VS
CANTONMENT BOARD, MATHURA & OTHERS

To consider order dated 12.09.2017 passed by Hon'ble High Court, Allahabad in Writ Petition No.31310 of 2016 filed by Shri Govind Singh against Cantt Board, Mathura and others.

The operative part of the aforesaid order is reproduced as under :-

"Accordingly and for the reasons noted above, this petition is allowed. The impugned order dated 30 May 2016 is hereby quashed. It shall be open to the respondents to apply their mind afresh and consider, whether in light of the fact that the charge of which the petitioner stood duly absolved together with the finding entered hereinbefore that there was no concealment, would warrant any further action being taken against the petitioner. This decision may be taken by the respondents with expedition and preferably within four weeks of submission of a certified copy of this order. Since the order of termination has been set aside and liberty accorded to the respondents to decide afresh, the entitlement of the petitioner to reinstatement, continuity in service and consequential benefits shall be subject to the fresh decision that the respondents may take in light of the observations made herein above."

The facts of the case are as under :-

- 1) Shri Govind Singh, S/o Shri Pooran Singh was appointed on probation in Cantt Board, Mathura on 12.10.2007 on the post of Safai Karamchari. He joined duty in Cantt Board on 01.11.2007. As the appointment offered was subject to character verification, the District Magistrate was requested by a letter dated 08.11.2007 for character verification of the said employee.
- 2) After the appointment of Shri Govind Singh, an FIR was lodged against him on 29.11.2007. Upon conclusion of investigation, this FIR ultimately resulted in filing of a police report dated 08.4.2008 recommending closure. This final report was accepted by the Chief Judicial Magistrate in terms of order dated 29.6.2014.
- 3) The requisite Character verification report was furnished by the District Magistrate on 20.6.2008, and consequent to the receipt of this report, the Cantt Board office came to know of the filing of FIR as also the submission of a final report on 08.4.2008.
- 4) As the character of Shri Govind Singh was not found to be satisfactory and he was found guilty of suppression of material information, the service of Shri Govind Singh was terminated vide order dated 12.11.2008 of the CEO w.e.f. 30.11.2008.
- 5) The aforesaid termination order dated 12.11.2008 was challenged by Shri Govind Singh by way of Writ-A No.5208 of 2009. Hon'ble High Court, Allahabad, by its order dated 16.12.2015 allowed the petition and ordered that the impugned order dated 12.11.2008 of the CEO is set aside and the matter is remanded to the said authority to decide afresh in accordance with law after giving opportunity to the petitioner to put forward his case expeditiously.
- 6) In compliance of order dated 16.12.2015, the CEO conducted a fresh enquiry and passed a fresh order dated 30.5.2016 terminating the service of Shri Govind Singh w.e.f. 30.11.2008 on the grounds of having adverse remark of police complaint in Character verification and suppression of material information of filing of FIR against him which should have been communicated by him immediately to the office as per the terms of the Attestation Form submitted by him to office on 01.11.2007. As per para 2 of Attestation Form, even a subsequent event was liable to be brought to the notice of the office.
- 7) Shri Govind Singh challenged the aforesaid order dated 30.5.2016 of the CEO by way of Writ Petition No. 31360 of 2016. The said petition has been allowed by Hon'ble High Court, Allahabad by order dated 12.9.2017 and the impugned order dated 30.5.2016 has been quashed.
- 8) The Hon'ble High Court, in its order dated 12.9.2017, has considered in detail every issue stated by the CEO in his order dated 30.5.2016. The findings of the Hon'ble High Court are reproduced below in brief :-
 - a) "Since the FIR itself came to be registered after the petitioner had made the requisite declarations and filled the Attestation Form, he could not possibly be held to be guilty of

suppressing any facts or a deliberate non disclosure of material information. In view thereof, the declaration as made by the petitioner prior to entering into service of the respondents cannot by any stretch of imagination be said to be false, incorrect or misleading.”

b) “A bare perusal of paragraph 2 (of the Attestation Form) which stands extracted in the impugned order clearly establishes that it would come into play only in a case or situation where an attestator had been “detained”, “convicted” or “debarred”. Undisputedly neither of these three contingencies stood attracted in the facts of the present case. This stipulation evidently would, therefore, clearly have no application.

c) “In the considered view of this Court, the stipulation in the undertaking at best conferred a power upon the respondents to terminate the services of the petitioner in case any adverse material or information came to light. The issue that faces this Court is whether the material or information which came to be light in this particular case could really be said to be adverse so as to warrant a termination of services “*a fortiori*”. As noticed herein above, although a FIR was lodged the same ultimately ended with a closure report being submitted by the police. This closure report was accepted by the concerned court. The effect of this clearly would be that the allegation or the charge of the petitioner having committed a crime stood effaced for all purposes. In such a situation to treat the circumstance of a FIR having been lodged to be solely determinative of the issue or to view it as a “*fait accompli*” would not only be illegal but wholly inequitable and unfair.

d) “As would be evident from a consideration of the principles enunciated by the Supreme Court, it would be wholly incorrect to hold that every alleged misstatement or suppression of material fact must necessarily result in termination. The decision has dealt with various possibilities and situations where such a course of action would not be justified. It also underlines the necessity of an application of mind by the employer to the allegations which may have been made against the employee, his role in the case concerned and whether conviction or an ultimate closure, as the case may be, would render him unsuitable to be continued in employment. There has been no application of mind by the respondent on these aspects. The petitioner was employed on the post of Safai Karamchari. He was in that sense not holding a post of authority or trust. The FIR ultimately ended in a closure report being submitted by the police authorities and which was also accepted by the Chief Judicial Magistrate. These and other facts adverted to above should have necessarily be taken into consideration before terminating the services of the petitioner. There has, therefore, clearly been a failure on the part of the respondents to take into consideration facts which were relevant and germane to the decision making process thus rendering the impugned order unsustainable.”

A legal opinion was obtained from Shri Abhishek Mishra, Advocate, High Court, Allahabad on the order dated 12.9.2017 of Hon’ble High Court. Shri Abhishek Mishra, Advocate, has stated in his legal opinion dated 11.11.2017 that it appears that Shri Govind Singh is not in service from 12.11.2008 till today as such there are two possibilities :-

a) The office may ask him to submit an affidavit with respect to the fact that he will be reinstated back into the service but his reinstatement shall be treated as a fresh appointment and thereafter, after taking his affidavit as part, pass a fresh order for the same.

b) The office may pass a fresh order in light of observations made by this Hon'ble court and reinstate him into service and give him all the seniority and other benefits as accrued during service notionally but for payment of arrears of salary, no work no pay principal will apply in the present case and it is open for the office not to pay him any salary for the aforesaid period i.e. 12.11.2008 till the final order passed by the office. As Hon'ble Apex Court in several pronouncements had formulated this principle where, when the employee is out of job or has not worked during some period then no salary is required to be paid to him/her for the aforesaid period.

Shri Abhishek Mishra, Advocate has further advised that "the second option is better and will also meet the ends of justice and since Hon'ble Court, while allowing the writ petition did not specifically directed the office to pay him arrears of salary, as such, the office may give him Notional benefits with respect to his length of service and pay him current salary, for which he is eligible.

The matter is put up before the Board with the view that after the aforesaid findings of the Hon'ble High Court, Allahabad the case does not warrant any further action being taken against Shri Govind Singh. It is further recommended to reinstate Shri Govind Singh in service, give him continuity in service, seniority and other benefits as accrued during service notionally, and pay him current salary, as advised by the Advocate.

The relevant file is placed on the table.

RESOLUTION NO. 136 Considered. After detailed discussion, resolved to reinstate Shri Govind Singh in service and give him continuity in service, seniority and other financial benefits accrued during service notionally, and pay him current salary, as advised by the Advocate.

AGENDA NO. 137 MONTHLY ACCOUNT FOR THE MONTH OF NOVEMBER, 2017

To consider and approve monthly accounts of the Board for the month of November, 2017.

November, 2017

Opening balance as on 1 st Nov, 2017		Rs.	42,69,284.22
Income during the month of Nov, 2017	(+)	Rs.	61,05,453.90

		Rs.	1,03,74,738.12
Expenditure during the month Nov, 2017	(-)	Rs.	33,23,073.00

Closing balance as on 30 th Nov, 2017		Rs.	70,51,665.12

Break up of income & expenditure for the month of November, 2017 is shown in Income statement (Annexure 'A') & Expenditure Statement (Annexure 'B') enclosed separately.

RESOLUTION NO. 137 Considered and approved.

AGENDA NO. 138 **NOTING OF DECISIONS TAKEN BY BOARD BY CIRCULATION**

To note the following decisions taken by the Board by circulation :-

- i) Agenda No. 127 dated 21.11.2017 in which it was approved to purchase one TATA LPK 912 Tipper from the manufacturer M/s TATA Motors Ltd, Delhi on Spl Govt Price of Rs.13,95,040/- as quoted in the Proforma invoice, after obtaining prior sanction of PDDE Central Command, Lucknow.
- ii) Agenda No. 128 dated 27.11.2017 in which it was recommended to approve the renewal of expired lease of House No. 36 & 37, Sy. No. 71/66, Regimental Bazar, Mathura Cantt., and submit proposal to the PDDE Central Command for obtaining necessary sanction.
- iii) Agenda No. 129 dated 27.11.2017 in which it was recommended to approve renewal of expired lease of House No. 144, Sy. No. 71/121, Regimental Bazar, Mathura Cantt, and submit proposal to the PDDE Central Command for obtaining necessary sanction.
- iv) Agenda No. 130 dated 08.12.2017 in which it was approved to revise the Swachhta Action Plan and purchase 5 Nos TATA ACE Box Tippers and 2 Nos TATA ACE Hopper tippers through GeM @ Rs. 4,62,475/- each (Total Rs. 32,37,325/-), after obtaining prior sanction of PDDE, Central Command.
- v) Agenda No. 131 dated 12.12.2017 in which it was recommended to approve renewal of expired lease of Sy. No. 71/151/1 Regimental Bazar, Mathura Cantt, and submit proposal to the PDDE Central Command for obtaining necessary sanction.
- vi) Agenda No. 132 dated 12.12.2017 in which it was recommended to approve renewal of expired lease of House No. 67, Sy. No. 31/13, Khatik Mohalla, Mathura Cantt, and submit proposal to the PDDE Central Command for obtaining necessary sanction.
- vii) Agenda No. 133 dated 12.12.2017 in which it was recommended to approve renewal of expired lease of House No. 147 & 148, Sy. No. 71/122, Regimental Bazar, Mathura Cantt, and submit proposal to the PDDE Central Command for obtaining necessary sanction.
- viii) Agenda No. 134 dated 15.12.2017 in which Govt. of India, Ministry of Defence letter No.76/38/Elected Member (Removal)/3/C/DE/32-F/2017-D(Q&C) dated 22.11.2017

regarding removal of Shri Virendra Singh, Elected Member, Cantonment Board, Mathura from membership of Board, was noted.

- ix) Agenda No. 135 dated 18.12.2017 in which it was decided to approve the lowest rates of Rs. 84.85 for supply of 2400 Nos. dustbins by M/s Nilkamal Limited through GeM, and it was also approved to purchase the remaining 4500 Nos dustbins from the same lowest bidder at the same quoted GeM rates.

RESOLUTION NO. 138 Noted.

AGENDA NO. 139 **NOTING OF ACTION TAKEN BY CEO U/S 127 OF CANTONMENTS ACT, 2006 FOR EXECUTION OF MAINTENANCE WORKS**

To note the action taken by the CEO u/s 127 of the Cantts Act, 2006 for execution of the following works :-

On 07.11.2017

Sr. No.	Name of the work	Amount
1.	Repair / renovation of ceiling in CEO office chamber at Cantonment Board office, Sister Mess road, Mathura Cantt.	Rs. 18,500/-
2.	Plastering work on outer walls and boundary wall of Cantonment House situated at Sister Mess road, Mathura Cantt.	Rs. 36,000/-
3.	Distemping work in Cantonment House situated at Sister Mess Road, Mathura Cantt.	Rs. 32,800/-

The file is placed on table.

RESOLUTION NO. 139 Noted.

AGENDA NO. 140 **E-TENDERS FOR PROVIDING CONTRACTUAL SERVICES OF HIGHLY SKILLED (PHARMACIST) TO THE BOARD**

To consider e-tender received upto 25.11.2017 through CPP portal for providing Contractual Services of Highly Skilled (Pharmacist) to the Board.

For this purpose, a Tender Notice was uploaded on the CPP Portal and an advertisement was published in daily News paper “**Dainik Jagran**” on 17.11.2017 for inviting tenders upto 25.11.2017 for providing contractual services of a Highly Skilled (Pharmacist) to Mathura Cantonment Board. In response to the said advertisement, only one technical bid was received which was opened on 28.11.2017. The Tender Committee members examined the technical bid documents submitted by the bidder and found that said bidder qualified in the technical evaluation. The financial bid was opened in the presence of tendering committee members on

30.11.2017 in this office. The detail / rate (financial bid) is as under :-

S.No.	Firm	Estimated Cost	Quoted Percentage	Quoted Rate
1.	Sharma Service Security Agency Pvt. Ltd. 9 Civil Lines, Mathura	2.50 lac	+ 01% above Govt. approved Minimum wages	Rs. 2,52,500/-

The file containing all the concerned papers in r/o above said work is placed on the table.

RESOLUTION NO. 140 Considered and the financial bid of M/s Sharma Service Security Agency Pvt. Ltd, Mathura is approved.

AGENDA NO. 141 ENGAGEMENT OF A CHARTERED ACCOUNTANT FOR IMPLEMENTATION OF ACCRUAL BASED ACCOUNTING SYSTEM DURING THE YEAR 2018 ON MONTHLY HONORARIUM BASIS

It is intimated that M/s PRS & Associates, Chartered Accountant, Krishna Nagar, Mathura, was engaged by this office w.e.f. 30.06.2016 on payment of a fixed monthly honorarium of Rs 18,000/- per month, as approved by the PCB vide note sheet dated 28.06.2016, in pursuance of instructions issued by the DGDE vide letter No. 56/15/DGDE /Coord/Double Entry dated 25.04.2014.

The aforesaid Chartered Accountant was engaged upto 31.12.2017 and the period of contract is expiring on 31.12.2017. The work of implementation of Accrual based Accounting System is still under progress and it is anticipated that services of a Chartered Accountant will be required for the further period of at least one year. The performance of Sri Tanmay Gupta, Chartered Accountant of M/s PRS & Associates has been satisfactory. Shri Tanmay Gupta, Chartered Accountant has given consent for extension of the period of the contract vide e-mail dated 07.12.2017 and has also requested for increasing the remuneration to Rs. 25,000/- per month to keep it uniform with other Cantonment Boards.

It is informed that the DGDE had issued instructions to all Cantt Boards for engaging a suitable Chartered Accountant for implementing of Accrual based Accounting system on payment of a fixed remuneration of Rs. 25,000/- per month. It is further informed that most of the Cantonment Boards have engaged Chartered Accountant on payment of remuneration of Rs. 25,000/- per month. Prior to PRS & Associates, this Board had also engaged a CA on payment of Rs.25,000/- per month.

It is, therefore, requested that the period of contract with Sri Tanmay Gupta, Chartered Accountant of M/s PRS & Associates, Krishna Nagar, Mathura may be extended for a period of one year on payment of increased remuneration as decided by the Board.

The concerned file is placed on the table.

RESOLUTION NO. 141 Considered. After detailed discussions, resolved to extend the contract with Sri Tanmay Gupta, Chartered Accountant of M/s PRS & Associates, Krishna Nagar, Mathura for a period of one year w.e.f. 01.1.2018 on payment of fixed remuneration of Rs. 21000/- p.m.

AGENDA NO. 142 **ENGAGEMENT OF 5 LABOURERS FOR DOOR TO DOOR COLLECTION AND SEGREGATION OF GARBAGE**

To note the action taken by CEO of engaging 5 labourers for door to door collection and segregation of garbage through outsourcing contractor M/s Agrawal & Co., Agra w.e.f. 01.08.2017.

The concerned file is placed on the table.

RESOLUTION NO. 142 Considered and approved.

AGENDA NO. 143 **EXTENSION OF TIME PERIOD FOR SANCTION OF BUILDING PLAN : PLOT NO 47A (PART) MOTIKUNJ EXT.MATHURA CANTT.**

Reference CBR No. 57 (2) dated 18.12.2010.

Vide above referred CBR, the Board had approved the building plan for proposed construction of ground floor and first floor in plot No. 47A (Part) Motikunj Ext., Mathura Cantt. in favour of Smt. Ruby Azad W/o Shri Om Prakash Azad. The sanction was valid for one year for the commencement of the work. The owner of the plot has submitted a letter on 11.12.2017 requesting for extension of time period for sanction of building plan. The applicant informed that the construction could not be started on the said plot due to various expenditures with regard to her daughter's marriage. The site has been inspected by the J.E. Cantt. Board on 20.12.2017 and found that only boundary wall exists on the site.

Board to consider and decide.

RESOLUTION NO. 143 Considered and resolved to approve the request for extension of time period of the sanction.

AGENDA NO. 144 **SANCTION OF BUILDING PLAN : PLOT NO. B-51, MOTIKUNJ COLONY, MATHURA CANTT**

To consider building application dated 25.11.2017 submitted by Shri Rajkumar S/o Shri Laxman Singh alias Laxmi Narayan and Smt. Rekha W/o Shri Rajkumar, u/s 235 of Cantts

Act, 2006, requesting sanction for proposed construction of a double-storeyed residential house on plot No. B-51 situated at Motikunj Colony, Mathura Cantt., on private land comprising GLR Sy. No. 221, located outside notified civil area under the management of Cantonment Board within the limits of Mathura Cantt. The F.A.R. of plot is $0.96 < 1.75$. The plot area is 209.00 sqmt. The set- back proposed is as under: -

Front: 3.00 mt Back : 3.00 mt LS: 1.50 mt RS : 1.50 mt

The building plan submitted by the said applicants has been checked and verified on site by the J.E. Cantt. Board on 04.12.2017 and found that the site is vacant. The building plan is in conformity with the proposed draft building bye-laws of the Board.

The Building Plan is recommended to be approved from municipal point of view.

The said Building plan, along with all other relevant papers, is placed on the table.

RESOLUTION NO. 144 Considered and approved.

AGENDA NO. 145 **SANCTION OF BUILDING PLAN : PLOT NO. 78A & 78 (Part)**
RAILWAY COLONY, PHASE-I, MATHURA CANTT

To consider building application dated 29.11.2017 submitted by Smt. Meghashri W/o Shri Dalvir Singh, u/s 235 of Cantts Act, 2006, requesting sanction for proposed construction of a double-storeyed residential house on plot No. 78A & 78 (Part) situated at Railway Colony, Mathura Cantt., on private land comprising GLR Sy. No. 221 located outside notified civil area under the management of Cantonment Board within the limits of Mathura Cantt. The F.A.R. of plot is $0.70 < 1.75$. The plot area is 191.37 sqmt. The set- back proposed is as under: -

Front: 3.05 mt Back : 3.09 mt LS: 2.30 mt RS : 2.30 mt

The building plan submitted by the said applicant has been checked and verified on the site by the J.E. Cantt. Board on 04.12.2017 and found that the site is vacant. The building plan is in conformity with the proposed draft building bye-laws of the Board.

The Building Plan is recommended to be approved from municipal point of view.

The said Building plan, along with all other relevant papers, is placed on the table.

RESOLUTION NO. 145 Considered and approved.

**AGENDA NO. 146 SANCTION OF COMMERCIAL-CUM-RESIDENTIAL BUILDING PLAN:
PLOT NO. 12B MOTIKUNJ EXT. COLONY, MATHURA CANTT**

To consider building application dated 24.10.2017 submitted by Smt. Ramvari Devi W/o Dr. Rohtan Singh, u/s 235 of Cantts Act, 2006, requesting sanction for proposed construction of a double-storeyed commercial-cum-residential building on plot No. 12B situated at Motikunj Ext. Colony, Mathura Cantt., on private land comprising GLR Sy. No. 221 located outside notified civil area under the management of Cantonment Board within the limits of Mathura Cantt. The F.A.R. of plot is $0.77 < 1.75$. The plot area is 230.40 sqmt. The set- back proposed is as under: -

Front: 3.05 mt Back : 3.05 mt LS: 2.29 mt RS : 2.29 mt

The building plan submitted by the said applicant has been checked and verified on the site by the J.E. Cantt. Board on 06.11.2017 and found that the site is vacant. The building plan is in conformity with the proposed draft building bye-laws of the Board.

While processing the case for sanction of commercial-cum-residential building plan, it was noticed that there is no plot by the number of 12B, Motikunj Ext. Colony, Mathura Cantt. in the layout plan of Motikunj Ext. The location of plot No. 12B, as mentioned in Sale deed, is coming in market area of layout plan of Motikunj Ext., Mathura Cantt. As per layout plan of Motikunj Ext., there is no number mentioned for the market area.

The said Building plan, along with all other relevant papers, is placed on the table.

RESOLUTION NO. 146 Considered. After detailed discussions, resolved to be approved.

**AGENDA NO. 147 SANCTION OF SCHOOL BUILDING PLAN : PLOT NO. A-83, A-84,
A-85 & A-98B MOTIKUNJ COLONY, MATHURA CANTT**

Reference CBR No. 116 dated 07.11.2017.

To consider building application dated 19.03.2017 submitted by Sacred Heart Convent Educational Society, Motikunj through Sister Jolly Antony D/o Mr. N. Antony, u/s 235 of Cantts Act, 2006, requesting sanction for proposed construction of a four-storeyed school building on plot Nos. A-83, A-84, A-85 & A-98B situated at Motikunj Colony, Mathura Cantt., on private land comprising GLR Sy. No. 221 located outside notified civil area under the management of Cantonment Board within the limits of Mathura Cantt. The F.A.R. of plot is $1.35 < 1.50$. The total plots area is 1463.26 sqmt. The set- back proposed is as under: -

Front: 4.57 mt Back : 3.05 mt LS: 3.05 mt RS : 8.69 mt

The building plan submitted by the said Educational Society has been checked and verified on the site by the J.E. Cantt. Board on 07.12.2017 and found that the site is covered by the way of boundary wall. The school building plan is in conformity with the existing building bye-laws of the Board.

The school building plan is recommended to be approved from municipal point of view.

The said Building plan, along with all other relevant papers, is placed on the table.

RESOLUTION NO. 147 Considered and approved.

AGENDA NO. 148 RENEWAL OF LEASE OF HOUSE NO. 01, SY. NO. 61/48, AHATA SETH, MATHURA CANTT

To consider applications dated 12.02.2008, 07.08.2009, 15.06.2010, 30.01.2013 and 11.08.2014 submitted by Shri Suresh Chand Verma S/o Sri Narendra Kumar for renewal of expired lease of H. No. 01, Sy. No. 61/48, Ahata Seth, Mathura Cantt.

As per GLR, H.No. 01, Ahata Seth is comprised of Sy.No.61/48, admeasures 404 sqft, classified as B-3, located within civil area and is held on lease in Sch VIII of CLA Rules, 1937 in the name of Shri Suresh Chand Verma S/o Sri Narendra Kumar. The first term of the lease has expired on 08.02.1985.

The aforesaid lessee Shri Suresh Chand Verma S/o Sri Narendra Kumar has again applied on 27.04.2017 for renewal of expired lease in respect of said land w.e.f. 09.02.1985 to 08.02.2015 and 09.02.2015 to 08.02.2045 for the second and third (last) term, each of thirty years.

Initially, the said land was given on lease on 19.05.1956 to Shri Ram Gopal S/o Sri Parsa Ram in Schedule VIII of CLA Rules, 1937 for a term of thirty years w.e.f. 09.02.1955 to 08.02.1985 on payment of annual lease rent of Rs.3/-. The lease deed was registered with Sub-Registrar, Mathura on 25.08.1956. The said property was mutated in the name of Shri Suresh Chand Verma S/o Sri Narendra Kumar by the Board vide CBR No. 104 dated 23.11.2002. The lease has not been renewed since 08.02.1985 i.e. the date of expiry of first term. Now, the renewal for second as well as third term is due w.e.f. 09.02.1985 and 09.02.2015 respectively.

As per report dated 01.12.2017 of J.E. of this Board, there is no unauthorized construction, no subdivision of site, no change of purpose, but there is encroachment at the site.

A proceeding under PPE Act, 1971 was initiated against Sri Suresh Chand Verma S/o Sri Narendra Kumar on 21.12.2012 and Notice No. PPE(28)/2012-13/495 dated 21.12.2012 under section 4(2) and Notice No. PPE(28)/2012-13/520 dated 04.01.2013 under section 7(3) were issued by the Estate Officer for removal of the encroachment. The said proceeding was not finalized. No reason is available on record. The encroachment is in the shape of a stair case.

The subject case has been examined in detail and it is observed that the expired lease of the said house can be renewed in accordance with the provisions of the Govt new policy dated 10.3.2017.

As renewal of expired leases is a PAC matter, necessary proposal for renewal of lease in respect of Sy .No. 61/48 house No. 01, Ahata Seth, Mathura Cantt, for second and last term w.e.f. 09.02.1985 to 08.02.2015 and 09.02.2015 to 08.02.2045, is required to be forwarded expeditiously to PDDE CC, Lucknow Cantt. under new policy of Govt. of India, Min. of Defence issued vide letter No. 11013/2/2016/D (Lands) dated 10.03.2017.

All relevant documents are placed on the table.

RESOLUTION NO. 148 Considered and approved. Proposal be forwarded to the PDDE for obtaining necessary sanction.

AGENDA NO. 149 RENEWAL OF LEASE OF HOUSE NO. 70 SY. NO. 71/3, REGIMENTAL BAZAR, MATHURA CANTT.

To consider application dated 27.04.2017 submitted by Smt. Shanti Devi W/o Late Sri Gajuwa (S/o Late Shri Zakke) and Sri Rajendra Kumar S/o late Sri Gajuwa for renewal of expired lease of H. No. 70 Sy. No. 71/3, Regimental Bazar, Mathura Cantt, w.e.f. 01.04.1993 for the third (last) term of thirty years. The mutation in respect of the said house was last done in favour of Smt. Shanti W/o Late Sri Gajuwa, Sri Rajendra S/o Late Sri Gajuwa and Sri Johan S/o Late Sri Zakke vide CBR No. 2 dated 03.10.1996 but the entry is not done in the GLR till date, for which there is no reason on record.

As per GLR, H.No. 70, Regimental Bazar is comprised of Sy.No.71/3, admeasures 1468 sqft, classified as B-3, located within civil area, and is jointly held on lease in Sch VI of CLA Rules, 1925 in the name of S/Sri Gajuwa and Johan, both sons of Shri Zakke. The second term of the lease has expired on 31.03.1993.

Initially, the said land was given on lease on 29.07.1933 in Schedule - VI of CLA Rules, 1925 for a term of 30 years w.e.f. 01.04.1933 to 31.03.1963. On expiry of the first term of lease on 31.03.1963, the lease was renewed for the second term of 30 years w.e.f. 01.04.1963 in accordance with the sanction issued vide GOC-In-Chief, Central Command letter No. 32320/LC-2 dated 13.09.1969. The renewal Lease deed was executed on 09.11.1971 and registered in the Sub-Registrar, Mathura. The second term of lease has expired on 31.03.1993.

Sri Ravi S/o Late Sri Johan has submitted his affidavit on 29.07.2009 to this office stating that he is agreed to gift his part of the said property to his cousin namely Sri Rajendra Kumar S/o Late Sri Gajuwa.

As per report dated 20.11.2017 of J.E. of this Board, there is no encroachment, no change of purpose, no sub-division and no unauthorized construction at the site.

As renewal of expired leases is a PAC matter, necessary proposal for renewal of lease in respect of Sy .No. 71/3, house No. 70, Regimental Bazar, Mathura Cantt, for last term w.e.f. 01.04.1993 to 31.03.2023, is required to be forwarded expeditiously to PDDE CC, Lucknow Cantt. under new policy of Govt. of India, Min. of Defence issued vide letter No. 11013/2/2016/D (Lands) dated 10.03.2017.

All relevant papers are placed on the table.

RESOLUTION NO. 149 Considered and approved. Proposal be forwarded to the PDDE for obtaining necessary sanction.

AGENDA NO. 150 EXTENSION OF LEASE IN FORM 'C' OF CANTT CODE 1912, IN RESPECT OF HOUSE NO.44, SY. NO. 61/11, AHATA SETH, MATHURA CANTT

To consider application dated 06.05.2017 submitted by Sri Hari Shankar Yadav S/o Late Sri Babu Lal, Sri Bangali Singh Yadav S/o Late Sri Ganeshi Lal, Smt Sukhdevi Daughter-in-law of Late Sri Ganeshi Lal Yadav W/o Late Sri Om Prakash Yadav, S/Sri Sunil, Anil, Sushil and Kapil Sons of Late Sri Om Prakash Yadav, Smt Shanti Devi W/o Late Sri Ganeshi Lal, Sri Suresh Singh Yadav S/o Late Sri Ganeshi Lal, Smt Usha and Chandrakanta, S/Sri Rajendra Yadav, Subhash Yadav, Vikram Yadav & Pawan Yadav Sons of Late Sri Sonpal requesting for extension of lease in Form 'C' of Cantt Code 1912, in respect of house No 44, Sy. No. 61/11, Ahata Seth, Mathura Cantt.

As per GLR, H.No. 44, Ahata Seth is comprised of Sy.No.61/11, admeasures 1977 sqft, classified as B-3, located within civil area and is held on Cantt. Code 1912 lease in Form 'C' in the name of S/Sri Babu Lal ,Ganeshi Lal & Sonpal Sons of Sri Pooran Singh. The lease has fully expired on 31.03.1968.

Initially, the said land was given on lease on 05.04.1913 to Sri Tulsi S/o Sri Nand Ram w.e.f. 05.04.1913 for a period of 33 years on annual rent of Rs Four Annas (0.25/-). On expiry of the lease on 04.04.1946, the lease was renewed from 04.04.1946 to 31.03.1968 in accordance with the sanction issued vide GOC-in-Chief, Central Command letter No. 34419-LC-2 dated 15.11.1969 on the payment of annual rent of Rs 0.25/- paisa on the same terms and conditions as in the expired lease expect that the clause for renewal will be replaced for new clause providing for grant of a further lease in Sch- VIII of CLA Rules, 1937 w.e.f. 01.04.1968 at the option of the lease holding on that date. The renewal lease deed was executed on 10.05.1971 and registered in the Sub Registrar, Mathura in Ledger No. 01 Vol. No. 796 pages 105 to 107 at Serial No. 1448 on 22.05.1971. Further, a proposal was sent to HQs, Central Command, Lucknow vide this office letter No . 15/1/897 dated 11.08.1971 for grant of fresh lease in Sch-VIII of CLA Rules, 1937 in respect of site held on Cantt. Code lease. The sanction is still awaited till date. Secondly, the mutation has been done in favour of S/Sri Babu Lal, Ganeshi Lal & Sonpal Sons of Sri Pooran Singh (legal heirs of Late Smt Mulia Devi) vide CAC minute No. 01 dated 03.07.1978 and confirmed vide CBR No. 02 dated 28.07.1978.

As per new policy of Govt. of India, Min. of Defence issued vide letter No. 11013/2/2016/D (Lands) dated 10.03.2017, this office had constituted a committee vide Office Order Part-01 No-02 dated 10.04.2017. The site was inspected by the Committee Members i.e. Sri Tota Ram, store Keeper, Sri Devendra Kumar, Tax Collector and Sri Munish Kumar, Junior Engineer of the Board. As per their Site inspection report dated 18.05.2017, unauthorized construction and encroachment are involved at the site.

Thereafter, as per new policy letter dated 10.03.2017, this office has issued Demand Notice for extension of lease of house no. 44, Sy. No. 61/11, Ahata Seth, Mathura Cantt for payment of arrears and current year annual rent w.e.f. 01.04.1968 to 31.12.2018 amounting to Rs 26,890/- to the legal heirs of lessees. The legal heirs of lessees have deposited the current year annual rent amounting to Rs 4437/- out of total rent of Rs 26,890/- and first installment of arrears amounting to Rs 5613/- out of total rent of Rs 26,890/- in this office.

At present, a Suit No 1094/90 filed by Sri Ganeshi Lal v/s Cantt. Board, Mathura is pending in the District Court Mathura regarding encroachment. The stay exists till date.

As per report dated 01.12.2017 of J.E. of this Board, there is no change of purpose and sub-division of site but unauthorized construction and encroachment involved at the site.

The subject case has been examined in detail and it is observed that the fully expired lease of the said house can be extended w.e.f 02.04.1968 to 31.12.2018 in accordance with the provisions of the Govt new policy dated 10.3.2017.

As renewal of fully expired leases is a PAC matter, necessary proposal for extension of lease in respect of Sy .No. 61/11 house No. 44, Ahata Seth, Mathura Cantt, w.e.f. 02.04.1968 to 31.12.2018 is required to be forwarded expeditiously to PDDE, CC, Lucknow Cantt. under new policy of Govt. of India, Min. of Defence issued vide letter No. 11013/2/2016/D (Lands) dated 10.03.2017. Action for carrying out Mutation in the names of legal heirs of S/Sri Babu Lal ,Ganeshi Lal & Sonpal Sons of Sri Pooran Singh will also be taken simultaneously.

All relevant documents are placed on the table.

RESOLUTION NO. 150 Considered and approved. Proposal be forwarded to the PDDE for obtaining necessary sanction.

AGENDA NO. 151 **REVISED ESTIMATE FOR REPAIR / RENOVATION OF PARK NO.7, CHANDANVAN COLONY PHASE-I, MATHURA CANTT**

Reference CBR No. 103 dated 07.11.2017.

Vide above referred CBR, an estimate for repair / renovation of Park No. 7 situated at Chandanvan colony, Phase-I, Mathura Cantt. amounting to Rs. 4,50,000/- was approved.

The work is in progress, however, due to extension of park boundary wall, M.S. Grill, soil-filling between park wall and footpath, the said estimate is required to be increased by Rs.1,50,000/- (approx). Therefore, the revised estimated cost of the said work is Rs. 6.00 lakh only.

Board to consider and approve the revised estimated cost.

RESOLUTION NO. 151 Considered and approved. Further resolved that the estimates may also be shown / got approved from the GE MES also.

AGENDA NO. 152 ESTIMATES FOR REPAIRS OF CANTT FUND BUILDINGS, INTERLOCKING TILES ROADS, DRAINS & MISC PUBLIC IMPROVEMENTS FOR THE FINANCIAL YEAR 2017-18

To consider and approve the estimates of the following public works of repairs/ maintenance for execution under term contracts during the financial year 2017-18 :

(i) **REPAIR / MAINTENANCE OF CANTT FUND BUILDINGS UNDER HEAD D-2(a)**

Sl. No.	Description of Works	Estimated Cost
1.	Repair / renovation / provision of tiling work on walls and floors including repairs of plastering, painting, etc. of Cantt. Board office building	Rs. 10,00,000/-
2.	Repair/Renovation of Group D staff qtr No. 17 at Regimental Bazar, Bara Parisar, Mathura Cantt.	Rs 3,00,000/-
3.	Repair/Renovation of Group D staff qtr No. 22 at Regimental Bazar, Bara Parisar, Mathura Cantt.	Rs 2,50,000/-

(ii) **REPAIR / MAINTENANCE OF INTERLOCKING TILES ROADS UNDER HEAD D-2(b)**

Sl. No.	Description of Works	Estimated Cost
1.	Repair / renovation of Interlocking tiles in front of Group-D staff Qtr. No. 37 to 41 at 13 qtrs MES Colony Mathura Cantt.	Rs. 1,20,000/-
2.	Repair / renovation of Interlocking tiles road from Group-D staff Qtr. No. 19 to house of Smt. Chaman at Regimental Bazar, Mathura Cantt.	Rs. 10,00,000/-
3.	Repair/Renovation of Interlocking tiles road near Electric Transformer at Church Road, Mathura Cantt.	Rs 2,00,000/-
3.	Repair / renovation of Interlocking tiles path in front of Group latrine at Nai Basti, Mathura Cantt.	Rs. 9,00,000/-

(iii) **REPAIR / MAINTENANCE OF CANTT FUND DRAINS UNDER HEAD D-2(c)**

Sl. No.	Description of Works	Estimated Cost
1.	Repair / renovation of drains at various places in ward No. 01, Mathura Cantt.	Rs. 4,00,000/-
2.	Repair /renovation of drain from house No. A-16 to A-17, Motikunj Ext. Mathura Cant.	Rs. 45,000/-
3.	Repair /renovation of drain from house No. A-18 to A-19, Motikunj Ext. Mathura Cant.	Rs. 45,000/-
4.	Repair /renovation of drain in Chandanvan Colony, Phase-01, Mathura Cantt.	Rs. 6,50,000/-

(iv) **REPAIR / MAINTENANCE OF MISC. PUBLIC IMPROVEMENT WORKS UNDER HEAD D-2(f)**

Sl. No.	Description of Works	Estimated Cost
1.	Repair / renovation/ provision of boundary wall including interlocking tiles floor and entry gate at new pump house at Nai Basti, Mathura Cantt.	Rs. 6,80,000/-
2.	Repair/renovation of Park No. 01 including boundary wall, M.S. Grills, footpaths etc. at Motikunj Colony, Mathura Cantt.	Rs 6,75,000/-
3.	Repair/raising of road in Motikunj Ext. Road near H. No. B'-29, Mathura Cantt.	Rs 70,000/-
4.	Repair/Renovation of Park No. 03 with boundary wall, M.S. Grill, footpaths and earth filling etc at Chandanvan Colony, Phase-01, Mathura Cantt.	Rs 6,80,000/-

RESOLUTION NO. 152 Considered and approved.

AGENDA NO. 153 GRANT OF DEARNESS ALLOWANCE TO CANTONMENT BOARD EMPLOYEES

To consider and approve the Dearness Allowance to Cantonment Board employees w.e.f. 01.07.2017 @ 1% of their Basic Pay (Revised under 7th Pay Commission 2016) as sanctioned vide PDDE Central Command letter No. 9334/UP/ DA/LCP dated 09 October 2017 in accordance with UP G.O. No. 9/2017-Ve.Aa.-1-790/Das-2017-8(M)/2016 dated 12.12.2017. As per term and conditions of the said G.O., the arrears of D.A. will be deposited in the Provident Fund Account of the employees. The financial implications are as under:-

Budget Head	Amount of arrears of DA	Monthly enhancement
A-2(a)	14106	2351
B-2(a)	3876	646
D-3(a)	2772	462
E-5(a)	1866	311
E-6(a)	6708	1118
F-1(a)	7260	1210
F-4(a)	6288	1048
F-5(a)	2034	339
G-1(a)	33048	5508
Total:	77,958	12,993

Budget provisions have been made in the Budget Estimates for the year 2017-18 (Revised). The concerned file is placed on the table.

RESOLUTION NO. 153 Considered and approved.

AGENDA NO. 154 GRANT OF 2nd PROMOTIONAL POST PAY SCALE TO GROUP 'C' RETIRED/EXPIRED EMPLOYEES ON COMPLETION OF 24 YEARS OF SERVICE

To consider and approve the grant of 2nd Promotional Post Pay scale /Time scale to the following two Group 'C' retired/ expired employees of this Board in terms of U.P. Govt. Order No. Ve-Aa—2-560//Das-45(M)-99 dated 02.12.2000 and GOC-in –Chief, Central Command letter No.34238/GEN/LC^ dated 21 Dec. 2001, on completion of 24 years of satisfactory service. The details are as under :

S. No	Name & Designation	Date of appointment	Date of promotion	1st Promotional Post Pay scale granted on completion of 14 years of service, and date of grant	Existing Pay Scale	Proposed 2 nd Promotional Pay Scale on completion of 24 years of satisfactory service	Effective date as per GO
1	Sh.Salamat Khan, Ex. Junior Clerk (Retired on 30.11.2013)	01.1.1980	--	Rs. 4000-6000 w.e.f. 01.3.1995 vide O.O.No.112 dt.23.05.2001 & revised Fitment pay scale 4500-7000 vide O.O.No. 18 dt.27.07.2009, 01.3.1995	5200-20200 + GP 2800	9300-34800 + GP 4200	01.1.2004

2	Late Udai Vir Singh, Ex. Accountant (Expired on 15.06.2015)	01.9.1984	2.12.2013 (promoted as Accountant without any financial benefit)	Rs.4000-6000 w.e.f. 01.9.1998 vide O.O.No.112 dt.23.05.2001 & revised Fitment pay scale 4500-7000 vide O.O.No. 27 20.10.2008	5200-20200 + GP 2800	9300-34800 + GP 4200	01.9.2008
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RESOLUTION NO. 154

Considered and approved.

AGENDA NO. 155 **INCIDENCE OF TAXATION OF THE PROPERTY IN R/O H.NO.410, MAYUR VIHAR PRIVATE COLONY FOR TAX RECORD PURPOSE**

To consider applications dated 25.7.2013 and 23.7.2017 submitted by Shri Pradeep Kumar S/o Late Rameshwardayal Gupta and Smt. Alka Gupta w/o Shri Pradeep Kumar, under Section 74, 77 and 79 of Cantts Act, 2006, requesting for amending the name in the tax record for tax purpose only in respect of H. No. 410, Shri Krishna Paradise, Mayur Vihar Colony, Mathura Cantt. in their names on the basis of Sale Deed dated 24.2.2010.

Mayur Vihar Colony is a private land comprising G.L.R. Sy. No. 221, located outside notified civil area under the management of Cantonment Board. The said house is presently recorded in the name of Smt. Sangeeta Chaturvedi W/o Shri Manoj Chaturvedi, who has sold this house to Shri Pradeep Kumar S/o Late Rameshwardayal Gupta and Smt. Alka Gupta w/o Shri Pradeep Kumar vide Sale Deed dated 24.02.2010.

The taxes of Cantonment Board for this property are paid up to 31-03-2018.

A notice for inviting objections to the proposed amendment was published on 18/10/2017 in "Hindustan" Newspaper. This office has not received any objection.

The details of mutation application are given in the table below :-

Name of existing owner as per Tax demand register	Name of the person whose name is to be recorded for tax purpose	Address	Ground of amendment	Date of amendment application	Name of news paper & date of publication of notice as required for amendment
Smt. Sangeeta Chaturvedi W/o Shri Manoj Chaturvedi	Shri Pradeep Kumar S/o Late Rameshwardayal Gupta and Smt. Alka Gupta w/o Shri Pradeep Kumar	410, Shri Krishna Paradise, Mayur Vihar Colony	Sale deed	25.7.2013 and 23.7.2017	"Hindustan" 18.10.2017

The concerned file is placed on the table.

RESOLUTION NO. 155 Considered and approved.

AGENDA NO. 156 **MUTATION IN RESPECT OF HOUSE NO. 53, SY. NO. 63/30, NAI BASTI, MATHURA CANTT**

To consider application dated 03.09.2013 submitted by Sri Gul Mohammad Khan and Smt. Meena W/o Sri Gul Mohammad Khan requesting for mutation of H. No. 53, Sy. No. 63/30, Nai Basti in their names jointly on the basis of a Will Deed of Late Vashir Ahmed S/o Jahir Ullah who died on 13.03.2016, executed on 13.08.2002, registered with Sub-Registrar, Mathura.

As per GLR, House No. 53 is comprised of Sy. No. 63/30, admeasures 825 sqft, classified as B-3, situated at Nai Basti notified civil area under the management of Cantonment Board, and is held on lease in Schedule VIII of the CLA Rules, 1937 in the name of Vashir Ahmed S/o Jahir Ullah.

A public notice for inviting objections, if any, to the proposed mutation was published in daily newspaper "Hindustan" on 17.11.2017. This office has not received any objection.

As per report dated 18.10.2017 of J.E. of this Board, there is no sub-division of site, no encroachment, no unauthorised construction and no change of purpose in the said house.

The subject lease has been renewed w.e.f. 09.02.2015 to 08.02.2045 on payment of annual lease rent of Rs 3.50/-, vide PDDE Central Command letter No. 35013/LC-2 dated 04.12.2017.

The concerned file is placed on the table.

RESOLUTION NO. 156 Considered and approved.

AGENDA NO. 157 **ISSUE OF TRADE LICENSE FOR RUNNING SHOPS HAVING FOOD ITEMS IN CANTT AREA**

To consider various applications enlisted from Sl. No. 01 to 41, from shopkeepers selling food items requesting for grant of Trade Licence for the year 2017-18 as required under section 277 of Cantts Act, 2006. All applications received from various applicants have been checked on ground and recommended for grant of licence by AHO of Military Hospital, Mathura Cantt.

The concerned register, file, along with recommendation report of AHO of Military Hospital Mathura Cantt, are placed on table.

RESOLUTION NO. 157 Considered and approved. Further resolved that shopkeepers who have not yet applied for grant of licence may be asked to apply within 15 days.

AGENDA NO. 158 COMPOSITION OF PARTLY FIRST FLOOR EXISTING BUILDING PLAN AND SANCTION OF PARTLY PROPOSED FIRST FLOOR BUILDING PLAN : HOUSE NO. A-100, MOTIKUNJ COLONY, MATHURA CANTT

To consider building application dated 12.07.2017 received u/s 235 of Cantt. Act,2006 from S/Sri Satyaban Sharma, Bhagwan Swarup and Manoj Kumar Sharma requesting for composition of un-authorized construction at partly first floor by the way of rooms, store, etc and sanction of partly proposed first floor building plan of house No. A-100, situated at Motikunj Colony, Mathura Cantt. on private land comprising GLR Sy. No. 221 outside notified civil area. Though the land in question is private land and ownership of the same is with the private persons but as the same is under Cantonment limits. The plot size is 24.38mt+26.52mt/2 x 12.72mt i.e. 324.83 sqmt only. The F.A.R. of the said property is 1.01 < 1.50. Previously the ground floor plan was sanctioned vide CBR No. 13 dated 24.01.2001 by the Board. However, the applicant had made additional partly unauthorized construction on first floor. The unauthorized construction will be compounded as per provisions Cantt. Board CBR No. 41 dated 27.05.2016 & prevailing building – bye laws. The said compounding fees will be applicable in the said case.

The building plan received from the said applicant has been checked and verified on the ground by the J.E. Cantt. Board on 24.08.2017 & found that the applicant had made additional unauthorized construction measuring 40.82 sqmt on partly first floor portion. The total cost of the compounding fee is Rs. 23,145/-.

The concerned file alongwith site inspection report and calculation sheet prepared by J.E. of this Board is placed on the table for perusal and consideration of the Board.

RESOLUTION NO. 158 Considered and approved.

Sd/- Neeraj Jain
Chief Executive Officer
Cantt. Board Mathura

Sd/- Brig Naveen Rathi,
President, Cantonment Board
Mathura Cantt

C.T.C.

Office Supdt.
Cantonment Board, Mathura
(Devendra Singh)