

**MINUTES OF PROCEEDINGS OF ORDINARY MONTHLY BOARD MEETING OF
CANTONMENT BOARD ALLAHABAD HELD AT 1100 HOURS ON 27-02-2021
IN ITS OFFICE**

Members Present

1. Brig. Ajay Pasbola, SC, PCB
2. Shri Mane Amitkumar Baburao, MS/CEO

1. CONFIRMATION OF THE LAST BOARD PROCEEDING DATED 27.01.2021.

CBR NO. 1: Member Secretary informed the Board about progress of the resolutions of Board meeting dated 27.01.2021. Board considered & confirmed the same. The important resolutions are as follows:-

- (a) **C.B.R. No: 4 dated 27.01.2021-** Member Secretary informed that a fresh tender for disposal of temporary rights for providing shared communication tower infrastructure on various sites at Allahabad Cantonment area has been floated with fixed area of 25 sqm. for all the 16 locations.
- (b) **C.B.R. No: 9 dated 27.01.2021-** Member Secretary informed that a show cause notice has been issued to the HoR of Sy. No: 109/1, i.e. the State Secretary, U.P. Bharat Scout & Guide ,U.P. Balrampur house 17- Katra Road, Allahabad(Old).
- (c) **C.B.R. No: 12 dated 27.01.2021-** Member Secretary informed that Shri Manvender Singh, Assistant Engineer informed that no NOC was required at the time of application for the said post. Board decided to issue NOC to Shri Manvender Singh, Assistant Engineer for appearing further selection process for the post of Executive Engineer at Sardar Vallabhbhai National Institute of Technology, Surat.

2. CONFIRMATION OF THE LAST SPECIAL BOARD PROCEEDING DATED 09.02.2021.

CBR NO. 2: Noted & confirmed by the Board.

3. CIRCULAR AGENDA [AFTER 09-02-2021]

- (A) **Circular Agenda dated 22.02.2021** - regarding unauthorized construction in campus of Bharat Scout & Guide Inter College, Survey No. 109/1, Old Cantt, Allahabad.

CBR NO. 3: Noted & confirmed by the Board.

4. MONTHLY ACCOUNT

**Summary January, 2021
Cash Account**

Receipts	Amount (Rs.)	Expenditure	Amount (Rs.)
Opening Balance as on 01.01.2021	2,44,76,380.01	Cash in Hand	460.00
Revenue Receipt	76,03,534.00	Revenue Expenditure	3,42,45,540.00
Transfer from TDR	97,55,824.00	Transfer TDR	-
		Closing Balance	75,89,738.01
Total	4,18,35,738.01	Total	4,18,35,738.01

**TDR Account
Month of January, 2021**

Receipts	Amount (Rs.)	Expenditure	Amount (Rs.)
Opening Balance as on 01.01.2021	2,75,00,000.00	Transfer to Cash account	95,00,000.00
Transfer from Cash Account	-	Reinvestment	-
Reinvestment	-	Interest transfer to cash	2,55,824.00
Interest from TDR	2,55,824.00	Closing Balance	1,80,00,000.00
Total	2,77,55,824.00	Total	2,77,55,824.00

CBR NO. 4: Noted & approved by the Board.

5. PROVISION FOR GRANT OF 3rd ACP TO SHRI. SUBHASH KUMAR, SAFAI JAMADAR, CANTONMENT BOARD ALLAHABAD

To consider U.P. G.O. No: Ve Aa-2-773/X-62(M)/2008 dated 05.11.2014 received from Directorate, Defence Estates, Central Command, Lucknow regarding grant of 1st/2nd/3rd ACP to Cantonment Board Employees on completion of 10, 16 & 26 years of satisfactory service.

As per Memorandum of Settlement dated 13.05.1969, the Cantonment Board employees are entitled for the pay and allowances at par with that of State Govt. employees. U.P. Govt. accorded sanction for grant of 1st/2nd/3rd ACP to its employees on completion of 10, 16 & 26 years of satisfactory service which is also applicable to Cantt Board employees. The sanctioning authority for grant of 1st/2nd/3rd ACP is the GOC-in-Chief, Central Command, Lucknow under rule 47 read with rule 19(b) of Cantt. Account Code 1924.

Details of Shri. Subhash Kumar, Safai Jamadar, Cantonment Board Allahabad, is entitled for Grant of 3rd ACP on completion of 26 years of satisfactory service. The details are mentioned below:

S. No	Name & Designation	Date of Appointment	Date of promotion if any (with Pay Scale, if financial benefit given)	Grant of 1st financial benefit given, if any (On completion of 10 years service)		Grant of 2nd financial benefit given, if any (On completion of 16 years service)		Existing Pay Scale and Grade Pay (pre-revised)	Grant of 1 st /2 nd /3 rd ACP on completion Of 10/16/26 years of service, as the case may be	Proposed Pay Scale & Grade Pay	Effective date
				Pay Scale	Effective date	Pay Scale	Effective date				
I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
1.	Shri. Subhash Kumar, Safai Jamadar)	03.02.1994	Promoted as Safai Jamadar (office order No 44 (Part-2) Dated 15.06.2019 (No financial benefit given)	2650-65-3300-70-4000 (on completion of 14 years of service)	03.02.2008	5200-20200 + GP 2400	08.09.2010	5200-20200 + GP 2400	Grant of 3 rd ACP after completion of 26 years of satisfactory service	5200-20200 + GP 2800	03.02.2020

Relevant file is placed on the table. Board may consider further course of action.

CBR NO. 5: Considered & decided by the Board to refer the matter to GOC-in-C, Central Command, Lucknow as required under Rule 47 read with Rule 19(b) of Cantt Account Code 1924.

6. PROVISION FOR GRANT OF 3rd ACP TO SHRI. SANJAY KUMAR S/O RAM MANOHAR, SAFAI JAMADAR, CANTONMENT BOARD ALLAHABAD

To consider U.P. G.O. No: Ve Aa-2-773/X-62(M)/2008 dated 05.11.2014 received from Directorate, Defence Estates, Central Command, Lucknow regarding grant of 1st/2nd/3rd ACP to Cantonment Board Employees on completion of 10, 16 & 26 years of satisfactory service.

As per Memorandum of Settlement dated 13.05.1969, the Cantonment Board employees are entitled for the pay and allowances at par with that of State Govt. employees. U.P. Govt. accorded sanction for grant of 1st/2nd/3rd ACP to its employees on completion of 10, 16 & 26 years of satisfactory service which is also applicable to Cantt Board employees. The sanctioning authority for grant of 1st/2nd/3rd ACP is the GOC-in-Chief, Central Command, Lucknow under rule 47 read with rule 19(b) of Cantt. Account Code 1924.

Details of Shri. Sanjay Kumar S/o Ram Manohar, Safaiwala, Cantonment Board Allahabad, is entitled for Grant of 3rd ACP on completion of 26 years of satisfactory service. The details are mentioned below:

S. No	Name & Designation	Date of Appointment	Date of promotion if any (with Pay Scale, if financial benefit given)	Grant of 1st financial benefit given, if any (On completion of 10 years service)		Grant of 2nd financial benefit given, if any (On completion of 16 years service)		Existing Pay Scale and Grade Pay (pre-revised)	Grant of 1 st /2 nd /3 rd ACP on completion Of 10/16/26 years of service, as the case may be	Proposed Pay Scale & Grade Pay	Effective date
				Pay Scale	Effective date	Pay Scale	Effective date				
I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
1.	Shri. Sanjay Kumar S/o Ram Manohar, (Safaiwala)	19.07.1993	Promoted as Safai Jamadar (office order No 223 (Part-1) Dated 29.01.2021 (No financial benefit given)	2650-65-3300-70-4000 (on completion of 14 years of service)	19.07.2007	5200-20200 + GP 2400	08.09.2010	5200-20200 + GP 2400	Grant of 3 rd ACP after completion of 26 years of satisfactory service	5200-20200 + GP 2800	19.07.2019

Relevant file is placed on the table. Board may consider further course of action.

CBR NO. 6: Considered & decided by the Board to refer the matter to GOC-in-C, Central Command, Lucknow as required under Rule 47 read with Rule 19(b) of Cantt Account Code 1924.

7. PROVISION FOR GRANT OF 1ST ACP TO SHRI SHAILENDRA KUMAR YADAV, MALI, CANTT. BOARD, ALLAHABAD.

To consider U.P.G.O. No: Ve Aa-2-773/X-62(M)/2008 dated 05.11.2014 received from Directorate, Defence Estates, Central Command, Lucknow regarding grant of 1st/2nd/3rd ACP to Cantonment Board Employees on completion of 10, 16 & 26 years of satisfactory service.

As per Memorandum of Settlement dated 13.05.1969, the Cantonment Board employees are entitled for the pay and allowances at par with that of State Govt. employees. U.P. Govt. accorded sanction for grant of 1st/2nd/3rd ACP to its employees on completion of 10, 16 & 26 years of satisfactory service which is also applicable to Cantt Board employees. The sanctioning authority for grant of 1st/2nd/3rd ACP is the GOC-in-Chief, Central Command, Lucknow under rule 47 read with rule 19(b) of Cantt. Account Code 1924.

Details of Shri Shailendra Kumar Yadav, Mali, who is entitled for Grant of 1st ACP on completion of 10 years of satisfactory service is mentioned below:-

S N	Name & Designation	Date of Appointment	Date of promotion if any (with Pay Scale, if financial benefit given)	Grant of 1st financial benefit given, if any (On completion of 10 years service)		Grant of 1/2/3 ACP on completion of 10, 16, 26 years of service as the case may be	Existing Pay Scale and Grade Pay	Proposed Pay Scale and Grade Pay	Effective date
				Pay Scale	Effective date				
I	II	III	IV	V	VI	XI	XII	XIII	XIV
1.	Shri Shailendra Kumar Yadav (Mali)	02.06.2007	-	-	-	Grant of 1 st ACP on completion of 10 years of satisfactory service	5200-20200 +GP 1800	5200-20200 +GP 1900	02.06.2017

Relevant file is placed on the table. Board may consider further course of action.

CBR NO. 7: Considered & decided by the Board to refer the matter to GOC-in-C, Central Command, Lucknow as required under Rule 47 read with Rule 19(b) of Cantt Account Code 1924.

8. PROVISION FOR GRANT OF 2ND PROMOTIONAL SCALE TO SMT. SHANTARA DEVI, ASSISTANT TEACHER (RETIRED)

To consider U.P. G.O. No: 684/79-5-2009-50/08 dated 24.02.2009 received from Directorate, Defence Estates, Central Command, Lucknow regarding grant of 2nd Promotional Scale to Cantonment Board Employees on completion of 12 years of satisfactory service from the date of grant of 1st selection grade.

As per Memorandum of Settlement dated 13.05.1969, the Cantonment Board employees are entitled for the pay and allowances at par with that of State Govt. employees. U.P. Govt. accorded sanction for grant of 1st/2nd/3rd ACP to its employees on completion of 10, 16 & 26 years of satisfactory service which is also applicable to Cantt Board employees. The sanctioning authority for grant of 1st/2nd/3rd ACP is the GOC-in-Chief, Central Command, Lucknow under rule 47 read with rule 19(b) of Cantt. Account Code 1924.

Details of Smt. Shantara Devi, Assistant Teacher, retired on 31.08.2016, Cantonment High School, is entitled for Grant of 2nd promotional scale on completion of 12 years of satisfactory service from the date of grant of 1st selection grade. The details are mentioned below:

S. No	Name & Designation	Date of Appointment	Date of promotion if any (with Pay Scale, if financial benefit given)	Grant of 1st financial benefit (Selection Grade) On completion of 10 years service from date of appointment		Grant of 2nd financial benefit given, if any (On completion of 16 years service)		Existing Pay Scale and Grade Pay (pre-revised)	Grant of 2 nd promotional scale after completion of 12 years of satisfactory service from the date of grant of 1 st selection grade	Proposed Pay Scale & Grade Pay (Pre- Revised)	Effective date
				Pay Scale	Effective date	Pay Scale	Effective date				
I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
1.	Smt. Shantara Devi (Assistant Teacher, Primary)	Appointed on 15.02.1980 Retired on 31.08.2016	-	1250-30-1520- EB-40-1920 (4 th CPC) 5000-150-8000 (5 th CPC) 9300-34800 + GP 4600 (6 th CPC)	01.02.1990	-	-	9300-34800 + GP 4600	Grant of 2 nd promotional scale after completion of 12 years of satisfactory service from the date of grant of 1 st selection grade	9300- 34800 + GP 4800	01.12.2008

Relevant file is placed on the table. Board may consider further course of action.

CBR NO. 8: Considered & decided by the Board to refer the matter to GOC-in-C, Central Command, Lucknow as required under Rule 47 read with Rule 19(b) of Cantt Account Code 1924.

9. PROVISION FOR GRANT OF 2nd PROMOTIONAL SCALE TO SMT. KANTI DEVI KANOJIA, ASSISTANT TEACHER (RETIRED)

To consider U.P. G.O. No: 684/79-5-2009-50/08 dated 24.02.2009 received from Directorate, Defence Estates, Central Command, Lucknow regarding grant of 2nd Promotional Scale to Cantonment Board Employees on completion of 12 years of satisfactory service from the date of grant of 1st selection grade. As per Memorandum of Settlement dated 13.05.1969, the Cantonment Board employees are entitled for the pay and allowances at par with that of State Govt. employees. U.P. Govt. accorded sanction for grant of 1st/2nd/3rd ACP to its employees on completion of 10, 16 & 26 years of satisfactory service which is also applicable to Cantt Board employees. The sanctioning authority for grant of 1st/2nd/3rd ACP is the GOC-in-Chief, Central Command, Lucknow under rule 47 read with rule 19(b) of Cantt. Account Code 1924.

Details of Smt. Kanti Devi Kanojia, Assistant Teacher, retired on 31.12.2015, Cantonment High School, is entitled for Grant of 2nd promotional scale on completion of 12 years of satisfactory service from the date of grant of 1st selection grade. The details are mentioned below:

S. No	Name & Designation	Date of Appointment	Date of promotion if any (with Pay Scale, if financial benefit given)	Grant of 1st financial benefit (Selection Grade) On completion of 10 years service from date of appointment		Grant of 2nd financial benefit given, if any (On completion of 16 years service)		Existing Pay Scale and Grade Pay (pre-revised)	Grant of 2 nd promotional scale after completion of 12 years of satisfactory service from the date of grant of 1 st selection grade	Proposed Pay Scale & Grade Pay (Pre-Revised)	Effective date
				Pay Scale	Effective date	Pay Scale	Effective date				
I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
1.	Smt. Kanti Devi Kanojia (Assistant Teacher, Primary)	Appointed on 13.08.1979 Retired on 31.12.2015	-	1250-30-1520-EB-40-1920 (4 th CPC) 5000-150-8000 (5 th CPC) 9300-34800 + GP 4600 (6 th CPC)	01.08.1989	-	-	9300-34800 + GP 4600	Grant of 2 nd promotional scale after completion of 12 years of satisfactory service from the date of grant of 1 st selection grade	9300-34800 + GP 4800	01.12.2008

Relevant file is placed on the table. Board may consider further course of action.

CBR NO. 9: Considered & decided by the Board to refer the matter to GOC-in-C, Central Command, Lucknow as required under Rule 47 read with Rule 19(b) of Cantt Account Code 1924.

10. PROVISION FOR GRANT OF 2nd PROMOTIONAL SCALE TO SMT. BHAGIRATHI DEVI, ASSISTANT TEACHER (RETIRED)

To consider U.P. G.O. No: 684/79-5-2009-50/08 dated 24.02.2009 received from Directorate, Defence Estates, Central Command, Lucknow regarding grant of 2nd Promotional Scale to Cantonment Board Employees on completion of 12 years of satisfactory service from the date of grant of 1st selection grade. As per Memorandum of Settlement dated 13.05.1969, the Cantonment Board employees are entitled for the pay and allowances at par with that of State Govt. employees. U.P. Govt. accorded sanction for grant of 1st/2nd/3rd ACP to its employees on completion of 10, 16 & 26 years of satisfactory service which is also applicable to Cantt Board employees. The sanctioning authority for grant of 1st/2nd/3rd ACP is the GOC-in-Chief, Central Command, Lucknow under rule 47 read with rule 19(b) of Cantt. Account Code 1924.

Details of Smt. Bhagirathi Devi, Assistant Teacher, retired on 30.11.2011, Cantonment High School, is entitled for Grant of 2nd promotional scale on completion of 12 years of satisfactory service from the date of grant of 1st selection grade. The details are mentioned below:

S.No	Name & Designation	Date of Appointment	Date of promotion if any (with Pay Scale, if financial benefit given)	Grant of 1st financial benefit (Selection Grade) On completion of 10 years service from date of appointment		Grant of 2nd financial benefit given, if any (On completion of 16 years service)		Existing Pay Scale and Grade Pay (pre-revised)	Grant of 2 nd promotional scale after completion of 12 years of satisfactory service from the date of grant of 1 st selection grade	Proposed Pay Scale & Grade Pay (Pre-Revised)	Effective date
				Pay Scale	Effective date	Pay Scale	Effective date				
I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
1.	Smt. Bhagirathi Devi (Assistant Teacher, Primary)	Appointed on 11.02.1980 Retired on 30.11.2011	-	1250-30-1520-EB-40-1920 (4 th CPC) 5000-150-8000 (5 th CPC) 9300-34800 + GP 4600 (6 th CPC)	01.02.1990	-	-	9300-34800 + GP 4600	Grant of 2 nd promotional scale after completion of 12 years of satisfactory service from the date of grant of 1 st selection grade	9300-34800 + GP 4800	01.12.2008

Relevant file is placed on the table. Board may consider further course of action.

CBR NO. 10: Considered & decided by the Board to refer the matter to GOC-in-C, Central Command, Lucknow as required under Rule 47 read with Rule 19(b) of Cantt Account Code 1924.

11. RE-APPROPRIATION IN BUDGET (REVISED) 2020-2021

Budget of Cantonment Board Allahabad for the financial year 2019-2020 (Revised) and 2020-2021 (Original) was sanctioned by the GOC-in-C, Central Command, Lucknow vide letter No. 260506/BE/Allahabad/Q3L2 dated 18.12.2019. Budget for the financial year 2020-2021 (Revised) and 2021-2022 (Original) was submitted to GOC-in-C, Central Command, Lucknow vide letter No. B-1/1/CBA/2020/772 dated 12.06.2020 for obtaining necessary sanction.

Since the sanction of Budget for the financial year 2020-2021 (Revised) and 2021-2022 (Original) was pending at Central Command Lucknow for sanction, the expenditure in various heads was being done as per sanctioned Budget Original for the financial year 2020-2021.

The revised Budget for the financial year 2020-2021 has been sanctioned by the GOC-in-C, Central Command, Lucknow vide letter No. 260506/BE/Allahabad/Q3L2 dated 29.09.2020 in which in various heads the allocated amount has been reduced, with the result in various heads expenditure have become over and above the revised sanctioned Budget 2020-2021, the details are mentioned below-

Sr. No.	Account code	Account Head	Budget sanctioned as original for the year 2020-2021	Original Budget 2020-2021 revised by GOC-in-C dated 29.09.2020	Till date budget utilization	Balance	Amount required for Re-appropriation	Reason
1	2	3	4	5	6	7	8	9
1	480 - 4522	Cost of purchase of Annual electrical articles	2500000.00	142500.00	142360.00	140.00	50000.00	To meet the expenditure of anticipated/already done of Cost of purchase of Annual electrical articles from account code 480-4522.

Keeping in view the anticipated transaction as well as expenditure already done in the various Account code, the re-appropriation of Budgetary allocation proposing the transfer of amount, as per provisions made under Rule 33, Sub rule 2(b) of Cantonment Board Account Rules, 2020 are given below-

Allahabad Cantonment Board Form No. 7M (2B)

[See rule 33]

Statement of Proposed Re-appropriation in the Cantonment Fund Budget Estimate

For budgetary period 2020-2021

Account Code	Account Head	Amount of Original Grant (Rs.)	Amount and Authority for any re-appropriations by which original grant may have been increased or decreased till date	Total Grant sanctioned till date	Number and date of order sanctioning the last proposal for re-appropriation	Utilization till date	Balance available	Proposed Increase	Proposed Decrease	Balance after Proposed adjustment	Reason
480-2449	Repair & maintenance of electrical articles	400000.00	-	400000.00	-	344762.00	55238.00	-	50000.00	5238.00	To meet the expenditure of anticipated/already expenditure done in code 480-4522 transferred amount Rs. 50000/- from code 480-2449 (Proposed Decrease) to code 480-4522 (Proposed Increase).
480-4522	Cost of purchase of Annual electrical articles	142500.00	-	142500.00	-	142360.00	140.00	50000.00	-	50140.00	

Board may consider for further course of action.

CBR NO. 11: Considered & sanctioned by the Board.

12. UNAUTHORISED CONSTRUCTION IN BUNGALOW NO. 3, SY. NO. 233/2, CASSELS ROAD, NEW CANTT ALLAHABAD

Reference CBR No. 14 dated 24.11.2020.

Bungalow No. 3, Sy. No. 233/2, Cassels Road, New Cantt, Allahabad was inspected by the Engineering Section of this office and found that unauthorized construction in the form of repairs to the existing building and a partition wall was being carried out in the premises of Bungalow No: 03, Cassels Road, New Cantt. Allahabad. Show Cause Notices (SCN) dated 09.08.2018 and 05.10.2018 were issued to Ms. Rashmi Jaiswal, Mr. Amardeep Jaiswal and Dr. Ajit Jaiswal as to why action should not be taken under provisions of the Cantonments Act, 2006 within 07 days for committing the offence (under section 247 of the Cantonments Act, 2006) of carrying unauthorized construction without giving valid notice as required under section 235 of the Cantonments Act, 2006 and without obtaining the proper sanction from the Cantonment Board. In reply to the SCN dated 05.10.2018, Sh. Amardeep Jaiswal, one of the HoRs, stopped the repairs and submitted a reply dated 12.10.2018 in which he elaborated reasons justifying his repairs. He argued that these repairs do not fall under the

definition of material alteration and re-erection and therefore does not require submission of prior notice to Cantonment Board under section 235 of the Cantonments Act, 2006. He further prayed that even if it is assumed that the unauthorized repair work falls under the definition of re-erection and material alteration, it may kindly be compounded under the provision 248 of the Cantonments Act, 2006. Simultaneously, he directly filed an appeal under section 340 (2) of the Cantonments Act, 2006. Accordingly, the appeal was received by the Cantonment Board on 10.12.2018.

Matter was placed before the Board and Board vide CBR No. 07 dated 02.03.2019 resolved to issue a notice u/s 248(1) of the Cantonments Act, 2006 be issued to the offenders to remove the unauthorised constructions within 30 days of receipt of the notice and thereafter Notice u/s 320 may also be issued to the offender. Accordingly, a notice u/s 248(1) of the Cantonments Act, 2006 vide this office letter No.G-29/ B.N:2/ Cassels Rd/2019/CB/ALD/1633 dated 15.06.2019 was issued to Ms. Rashmi Jaiswal, Mr. Amardeep Jaiswal & Dr. Ajit Jaiswal to remove the unauthorised construction within 30 days of receipt of the notice.

Against the notice us/ 248 of Cantts Act, 2006, Shri Amardeep Jaiswal preferred an Appeal under section 340 of Cantonments Act, 2006 before the GOC-in-C, Central Command, Lucknow. However, before Cantonment Board could forward the appeal to GOC-in-C, Central Command along with parawise comments, Shri Amardeep Jaiswal vide letter dated 19.10.2019 requested to withdraw his appeal and further requested to condone the offence. On perusal of compounding application dated 19.10.2019, it was found that building notice has not been enclosed and accordingly, Cantonment Board vide office letter dated 31.12.2019 directed him to submit building notice. In reply, Shri Amardeep Jaiswal vide letter dated 10.01.2020 has stated that unauthorised constructions mentioned in notice u/s 248 of the Cantonments Act, 2006 dated 15.06.2019 does not require permission under section 235 of Cantonments Act, 2006 as per MoD Order No. 2(2)/2018-D(Q&C) dated 10.12.2019. In reply, Shri Amardeep Jaiswal vide letter dated 10.01.2020 has stated that unauthorised constructions mentioned in notice u/s 248 of the Cantonments Act, 2006 dated 15.06.2019 does not require permission under section 235 of Cantonments Act, 2006 as per MoD Order No. 2(2)/2018-D(Q&C) dated 10.12.2019. Further, he was unaware of requirement of "building notice" or the provision (or the format in which) it is desired by Cantonment Board. Further, Cantonment Board convened a meeting in this office on 31.01.2020 in which Shri Amardeep Jaiswal was told to submit the requisite documents in proper format for processing the compounding application. Instead, Shri Amardeep Jaiswal vide letter dated 10.02.2020 requested to treat all matters with respect to unauthorised construction at Bungalow No. 3 & 3C as closed in view of submission made in the letter and in light of the MoD's Clarificatory Order/ Circular dated 10.12.2019.

Cantonment Board vide letter No. G-29/B.No. 02/Cassels Rod/CBA/2020/374 dated 03.03.2020 intimated Shri Amardeep Jaiswal that Govt of India, MoD, New Delhi Order dated 10.12.2019 cannot be applied retrospectively. Hence, unauthorised constructions carried out by Shri Amardeep Jaiswal as listed in Notice u/s 248 of Cantonments Act, 2006 dated 15.06.2019 attracts Section 235 & Section 248 of Cantonments Act, 2006. In reply, Shri Amardeep Jaiswal vide letter dated 09.03.2020 requested to proceed with compounding application dated 19.10.2019. However, since compounding application dated 19.10.2019 was in proper format as desired by this office, Cantonment Board vide letter dated 13.03.2020 requested Shri Amardeep Jaiswal to submit composition plan (in quadruplicate Size A-1 showing in distinctive colors authorized/ unauthorised constructions, which are to be compounded with measurements) and other requisite documents within 15 days of receipt of this notice. However, Shri Amardeep Jaiswal did not comply. In reply, Shri Amardeep vide letter dated 27.03.2020 requested this office to seek legal opinion to ensure that neither this office nor Shri Amardeep Jaiswal is in violation of MoD Circular and to grant one month time for submission of documents due to lockdown and COVID-19. However, due to COVID-19 situation, Cantonment Board being an essential service provider could not be able to reply to Shri Amardeep Jaiswal letter dated 27.03.2020. However, it is submitted that sufficient time was given to Shri Amardeep Jaiswal to comply with this office letter No. G-29/B. No. 02/Cassels Road/CBA/2020/456 dated 13.03.2020.

Cantonment Board vide letter dated 23.05.2020 again requested Shri Amardeep Jaiswal to submit composition plan (in quadruplicate Size A-1 showing in distinctive colors authorized/ unauthorised constructions, which are to be compounded with measurements) and other requisite documents within 15 days of receipt of this notice.

In the meantime, Cantonment Board sought legal opinion of Cantt Board Legal Adviser (CBLA) as to whether Govt of India, MoD, New Delhi Order dated 10.12.2019 can be applied retrospectively. CBLA perused Govt of India, MoD, New Delhi Order dated 10.12.2019. CBLA intimated that in his opinion Govt of India, MoD, New Delhi Order dated 10.12.2019 cannot be operative from retrospective date rather it will be operative from the date of issue of Order and same was communicated to Shri Amardeep Jaiswal vide this office letter G-29/B.No.02/CaselsRoad/CBA/2020/688 dated 28.05.2020.

However, Shri Amardeep Jaiswal did not comply with this office letter dated 23.05.2020 and forwarded a representation through letter dated 07.06.2020. Cantonment Board vide letter dated 11.06.2020 forwarded a detailed reply to Shri Amardeep Jaiswal on points raised by him. Further, considering prevailing conditions due to COVID-19, this office granted him 30 days time to comply with letter No. G-29/B. No. 02/Cassels Road/CBA/2020/456 dated 13.03.2020 to submit requisite documents.

But, Shri Amardeep Jaiswal did not comply with the same and hence, Cantonment Board issued notice under section 320 of Cantonments Act, 2006 bearing No. G-29/B. No.02/Cassels Road/CBA/2020/1239 dated 13.07.2020.

Shri Amardeep Jaiswal vide e-mail dated 13.07.2020 intimated that due to lockdown on 11th & 12th July, 2020, he could not submit the plans and requested to ignore the minor delay and process his application for composition.

Compounding application dated 11.07.2020 of Shri Amardeep Jaiswal was received in this office on 14.07.2020. Since, subject site is situated outside notified civil area under management of DEO Allahabad Circle, Allahabad, Cantonment Board vide letter dated 21.07.2020 forwarded the application to DEO Allahabad Circle, Allahabad for necessary action under the provisions of section 238 (3) of Cantonments Act, 2006.

DEO Allahabad Circle Allahabad vide letter dated 24.07.2020 returned the compounding application with following observations:-

- i. Building application and plan is signed by one lessee while the property is held by 04 lessees. Application and plan should be signed by all the lessees.
- ii. Building application under section 235 of Cantonments Act, 2006 under which views from land point of view under provision of 238 (3) of Cantts Act, 2006 is required has not been found attached with plan.

In view of observations raised by DEO Allahabad Circle, Allahabad, Cantonment Board vide letter dated 29.07.2020 returned back the compounding application to Shri Amardeep Jaiswal and he was directed to resubmit the requisite documents within 03 weeks of receipt of the letter.

Shri Amardeep Jaiswal re-submitted the compounding application dated 06.08.2020 in this office on 19.08.2020.

In order to check the extent of unauthorised construction and whether unauthorised construction conforms to Building Byelaws of Allahabad Cantonment Board, sanctioned building plan is a pre-requisite.

Sanctioned building plan of subject site is not traceable in this office and Defence Estates Office, Allahabad Circle, Allahabad. Since, as per records available in this office, Allahabad Cantt was under management of DEO Lucknow Circle, Lucknow till 1980s, Cantonment Board vide letter dated 22.08.2020 requested to provide soft or hard copy of sanctioned building plan of subject site, if available. However, no communication has been received till date from DEO Lucknow Circle, Lucknow.

Cantonment Board vide letter dated 09.09.2020 also requested Director, Map Archive & Dissemination Centre, Hathibarkala Estate, New Cantt Road, Dehradun to provide soft or hard copy of sanctioned building plan of subject site, if available. Map Archive & Dissemination Centre, Hathibarkala Estate, New Cantt Road, Dehradun vide e-mail dated 11.09.2020 intimated that their office mainly deals with the collection and issue of records of topographical maps and building plan map and related records you want are not under the scope of this office.

Cantonment Board Allahabad vide letter No. G-29/B.N:2/CasselsRd/CBA/2020/244 dated 10.02.2020 requested Shri Amardeep Jaiswal to submit a copy of building plan sanctioned by Cantonment Board Allahabad of Bungalow No. 3, Sy. No. 233/2, Cassels Road, New Cantt, Allahabad. However, this office has not received the same. Also, Cantonment Board vide letter No. G-29/B.No:3/CasselsRd/CBA/2020/2147 dated 10.11.2020 also requested Dr. R.S. Jaiswal S/o Shri Mishri Lal Jaiswal, Smt. Rashmi Jaiswal D/o Shri Mishri Lal Jaiswal, Dr. Ajit Jaiswal S/o Shri Mishri Lal Jaiswal and Sh. Amardeep Jaiswal S/o Shri Mishri Lal Jaiswal (Recorded HORs of Sy. No. 233/2), Bungalow No. 2 & 3, Cassels Road, New Cantt, Allahabad to submit sanctioned building.

Due to non-availability of sanctioned building plan of the subject site, this office could not process the compounding application dated 06.08.2020 of Shri Amardeep Jaiswal & others.

Therefore, entire matter was referred to Board and Board vide CBR No. 14 dated 24.11.2020 resolved that DEO Allahabad Circle and DEO Lucknow Circle can be asked if sanctioned building plan of Bungalow No. 3, Sy. No. 233/2, Cassels Road, New Cantt, Allahabad is available with them.

In reply to Cantonment Board letter No. G-29/B.No:3/CasselsRd/CBA/2020/2147 dated 10.11.2020, Shri Amardeep Jaiswal vide letter dated 17.11.2020 which is received in this office on 23.11.2020 stated that he is not seized of the approved building plan and is therefore unable to make the same available.

In pursuance of CBR No. 14 dated 24.11.2020, Cantonment Board Allahabad vide letter No. G-29/B.No:3/CasselsRd/CBA/ 2020/2255 dated 27.11.2020 requested DEO Allahabad Circle, Allahabad to provide a copy of sanctioned building plan, if available, of Bungalow No. 3, Sy. No. 233/2, Cassels Road, New Cantt, Allahabad.

Cantonment Board Allahabad vide letter No. G-29/B.No:3/CasselsRd/CBA/ 2020/2256 dated 27.11.2020 also requested DEO Lucknow Circle, Lucknow to provide a copy of sanctioned building plan, if available, of Bungalow No. 3, Sy. No. 233/2, Cassels Road, New Cantt, Allahabad

DEO Allahabad Circle, Allahabad vide letter No. A-2/24/IV (FMS ID No:12083) dated 02.12.2020 intimated that sanctioned building plan in respect of Bungalow No. 3, Cassels Road is not traceable in the Office of DEO Allahabad Circle, Allahabad.

Matter was referred to Board and Board vide CBR No. 8 dated 29.12.2020 decided to get Defence Estates Officer, Lucknow Circle's reply in writing and matter shall be referred to the next Board meeting.

DEO Lucknow Circle, Lucknow vide letter No. DEO/LKO/TECH MISC. dated 19.02.2021 intimated that sanctioned building plan in respect of Sy. No. 233/2, Cassels Road, New Cantt is not traceable in this office.

Relevant file is placed on the Table. Board to consider.

CBR NO. 12: Member Secretary informed that copy of sanctioned building plan for Bungalow No. 3, Sy. No. 233/2, Cassels Road, New Cantt, Allahabad is not traceable in the offices of Defence Estates Officer, Allahabad Circle & Defence Estates Officer, Lucknow Circle (as per the letter mentioned in the agenda) & in the event of non-availability of sanctioned building plan the request for the compounding application dated 06-08-2020 of Shri Amardeep Jaiswal & others cannot be considered & hence to be rejected. Board considered the same & decided to reject the compounding application.

13. WORKING PERMISSION TO NAGAR-NIGAM, PRAYAGRAJ FOR ERECTION OF 04 SECONDARY TRANSFER STATIONS FOR SOLID WASTE MANAGEMENT ON LAND UNDER THE MANAGEMENT OF CANTONMENT BOARD, ALLAHABAD.

Ref:- Nagar-Nigam, Prayagraj letter No. la0Mh0% 330/,l0Vh0lh0bZ0/2021) dated 28.01.2021.

Vide above reference letter Nagar-Nigam, Prayagraj has requested for establishment of 04 secondary transfer station on the land under the management of Cantonment Board, Allahabad. Said transfer station are required for collection & compaction of Door to door waste for onward transfer to the processing plant. Based on the joint site inspection of Cantonment Board, Allahabad & Nagar-Nigam, Prayagraj following 04 locations have been identified for establishment of secondary transfer station:-

Sl. No.	Location	Survey No.	Land classification	Area requirement
1.	Sadar Bazar, New Cantt.	Part of Sy. No. 88-16 & 88-15	B-4 (under Cantt Board management)	3000 sq.m. (50X60 mtr.)
2.	Meagherganj, New Cantt.	Part of Sy. No. 285-1 & 285-50	B-4 (under Cantt Board management)	3000 sq.m. (30X100 mtr.)
3.	Baghara, Old Cantt.	Part of Sy. No. 149-154	B-4 (under Cantt Board management)	3000 sq.m. (50X60 mtr.)
4.	Kydganj, Fort Cantt.	Part of Sy. No.	B-4 (under Cantt	3000 sq.m.

	111-16	Board management)	(50X60 mtr.)
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As per Ministry of Defence Govt. of India policy No: 11015/2/2012/D (Lands) dated 02.02.2016 Nagar-Nigam, Prayagraj can be given working permission to use land on license basis as per point 5(C) of the said policy. Based on the Boards approval matter shall be referred to Ministry of Defence through proper channel for the working permission.

Relevant documents is placed on the table. Board to consider.

CBR NO. 13: Member Secretary informed that as per 5C Ministry of Defence Govt. of India policy No: 11015/2/2012/D (Lands) dated 02.02.2016 following are the policy provisions for permission to use land on license basis:

5C: Permission to use land on License Basis:

When only permission to do something on the defence land without grant of any easement or interest therein is required (such as construction of flyovers, Rail Over-bridges, laying electric cables, laying underground water or sewer pipe lines, domestic gas pipelines etc.) a license may be granted on payment of an annual license fee which shall be determined on following general principles:-

- a.) For projects aimed at providing service or utility to public at large, proposed to be executed by the Central Government or a State Government or by organization/bodies owned or fully controlled by them and by local bodies where the bulk of capital expenditure is to be borne by the Central, State or the Local Government, a nominal annual license fee varying from Rs.1/- to Rs. 1000/- per sq. meter or running meter, depending on the nature of public use and utility for the Military Station/Defence establishment/Cantonment will be charged. The specific range of licence fee chargeable under different categories will be subsequently worked out by DGDE and circulated.
- b.) For projects proposed to be executed by joint ventures between government and private entities and public projects being executed in the PPP mode wherein capital expenditure is not mainly incurred by the Government and for projects executed on commercial terms, annual licence fee will be calculated at the rate of 2.5% of land value (normal rate) based on STR rates if the defence land is situated within the limits of Cantonment. For defence land located outside the Cantonment, annual licence fee will be calculated at the rate of 2.5% of the present market value of the land as notified by the State Government or in its absence on the basis of cost of land calculated by taking average sales statistics of the past three years (Licence fee will be 2.5% of the cost of land so determined).
- c.) No premium will be charged for grant of licence for purposes as in sub-para (a) and (b) above. Instead, a refundable security deposit, not exceeding 5% of cost of defence land involved in the project, as assessed by the DEO, will be deposited by the Indenting Authority with the DEO before the license for use of defence land is given by the DEO, on sanction by the Government. The refund of security will be made by the DEO on completion of the work and site clearance by the Indenting Authority. In case of non-compliance of any licence condition, claim by third party of damage etc., security deposit will be forfeited to the Government either in full or in part so as to idemnify the Government against any loss, claim or damage.
- d.) The period of license and provision for renewal will be decided on a case to case basis taking into account nature of the project, public purpose being served, ownership of the project and utility for the Defence Establishment and Cantonment. Renewal will also be subject to the condition that land continues to be used for the public purpose for which it was originally licensed. For calculating rent at the time of extension or renewal of license same principles as enunciated in sub-paras (a) and (b) above shall apply.

- e.) For licensing of any land vested in a Cantonment Board, similar procedure and terms as given in sub-paras (a) to (c) above shall apply, provided that the licence fee shall be payable to the Cantonment Board, Refundable security deposit in respect of land vested in a Cantonment Board shall also be deposited with the Board.
- f.) The schedule in which the license will be executed will be decided on case-by-case basis, in consultation with DG DE, depending upon the requirement in each case by suitably modifying the standard schedule provided under the CLAR, 1937. No part of the licensed land will be used for purposes other than for which it has been licensed and the land licensed will not be sub-licensed in full or part to any other entity without the approval of the MoD.

Member Secretary informed Board that an inspection of transfer stations near AG office, Prayagraj was arranged by Nagar-Nigam, Prayagraj on 28-01-2021 in which C.E.O., Cantt Board, Shri Mukesh Kumar Yadav, Elected Member, Shri Jitendra Kumar, Elected Member & Shri Ashok Kumar, Sanitary Inspector were present along with the officials of Nagar-Nigam, Prayagraj. During inspection it was observed by team that despite the transfer stations are located along road side there are no issues of foul smell/ odour or spreading of garbage. Officials of Nagar-Nigam informed the team of Cantonment Board that Solid Waste enters transfer stations daily, by afternoon & leaves the station on the same day to processing plant.

Member Secretary also informed Board that said erection of Secondary Transfer Stations shall be done through Smart City scheme fund by Nagar-Nigam, Prayagraj. Board noted that said Secondary Transfer Stations will be useful for solid waste management of waste generated from area under the Municipal jurisdiction of Cantonment Board, Allahabad & hence will help Cantonment Board to fulfill its statutory obligations under Municipal Solid Waste Management Rules, 2016.

Based on the significance of the said project for Cantonment area, Board decided to charge license fee of Rs.250/- per sq. meter per year to Nagar-Nigam, Prayagraj for installation of 04 Secondary Transfer Stations. Board also decided to charge 1% of cost of land as a security deposit as required under 5C (c) of the above mentioned extant policy of Ministry of Defence.

Board recommended the proposal from Nagar-Nigam, Prayagraj & decided to forward the same to Ministry of Defence, Government of India through Principal Director, Defence Estates, Central Command, Lucknow.

14. PROPOSAL OF VEHICLE ENTRY FEE NEAR BADE HANUMAN MANDIR AND RAM GHAT CHAURAHA

Ref:- Prayagraj Mela Pradhikaran, Prayagraj letter No. 3715/iUnzg &ek0es0 (2020-21) dated 20.02.2021.

Prayagraj Mela Pradhikaran vide letter under reference stated that a large number of Pilgrims visit to holy Sangam area and face difficulties in parking of vehicles. Prayagraj Mela Pradhikaran further stated during Military and Civil administration joint meeting, it was decided that for safety of Pilgrims/tourists and their vehicles, Prayagraj Mela Authority will invite tender for following locations:-

1. Near Akshayvat (South)
2. Near Hanuman Temple Jagdish Marg to Kali Marg, B/t Interlocking Marg to Qila Marg.
3. Helipad Kali and Lal Road.
4. Jagdish Marg and Triveni Marg.

Prayagraj Mela Pradhikaran further stated that Defence authority will receive total bid amount after deducting the cost incurred on controlling the traffic / Parking management, temporary toilets, temporary cloak room etc.

Relevant letter is placed on the table. Board to consider.

CBR NO. 14: CBR NO. 14: Member Secretary informed that locations mentioned in the letter No: 3715/iUnzg &ek0es0 (2020-21) dated 20.02.2021 are under the management of Defence Estates Officer, Allahabad Circle. Member Secretary further informed that if Prayagraj Mela Pradhikaran is planning to create parking facility at the above locations they are required to approach the office of Defence Estates Officer, Allahabad Circle.

Member Secretary further informed that as per the Ministry of Defence Government of India policy No: 11015/2/2012/D dated 02.02.2016, in case land is transferred from Defence Estates Officer, Allahabad Circle to Prayagraj Mela Pradhikaran on lease or license, then rent/license fee will be deposited to the consolidated fund of India through Defence Estates Officer, Allahabad Circle & in that case Mela Pradhikaran is required to pay rent as per the existing S.T.R. which will be a huge amount. Moreover Cantonment Board will not get any revenue since agreement will be between Defence Estates Officer, Allahabad Circle & Prayagraj Mela Pradhikaran.

Board decided that Cantonment Board, Allahabad (an autonomous body under Ministry of Defence Government of India) will seek a formal approval from Defence Estates Officer, Allahabad Circle for use of land for the creation of parking facility. Board further decided that based on the formal approval of Defence Estates Officer, Allahabad Circle & NOC from Local Military Authority (L.M.A.). Cantonment Board will do all the tendering process & then can jointly control the parking management at the 04 location mentioned in the above reference letter of Prayagraj Mela Pradhikaran. Board also decided that a revenue sharing mechanism shall be formulated by which Prayagraj Mela Pradhikaran will be given revenue against the services rendered by Prayagraj Mela Pradhikaran like traffic & parking management, temporary toilet, temporary cloakroom & other sanitation services. A decision of the Board shall be communicated with Prayagraj Mela Pradhikaran.

15. ECHHAWANI PORTAL – APPROVAL OF TRADE LICENSE FOR 23 APPLICATIONS

Cantonment Board Allahabad received 23 no of applications for renewal of their Trade License for the session 2021–2022. All the applications are verified and found in order. All the applications are placed before the Board for approval.

Relevant file placed on the table. Board to consider.

Sl. No.	Applicant Name	Trade Name	Financial Year	Shop No.
1	Manoj Sonkar	Tailor	2021-22	02
2	Piyush Srivastava	Jut Bag	2021-22	05
3	Mohd Junaid Ansari	General Store	2021-22	27
4	Rajesh Kumar Thakur	Jan Seva Kendra	2021-22	21
5	Vinod Kumar	Flower Decoration	2021-22	28
6	Rubi Kumari	Parlur	2021-22	07
7	Sunil Kumar	KUMAR TLECOME	2021-22	13
8	Vivek Kumar	STATIONARY	2021-22	18
9	Pradeep Kumar Kanojia	STATIONARY	2021-22	17
10	Mohd Aphajal Ahmed	TAILOR	2021-22	12
11	Neeraj Kumar Sonkar	Mobile Shop	2021-22	03
12	Tarkeshavar Nath Gupta	books	2021-22	04
13	Vimlesh Kumar mishra	Vishal Hair Cutting	2021-22	24
14	Mohd Hasim	Cyber Cafe	2021-22	30
15	Atul Kumar Jaiswal	Jaiswal bartan seller	2021-22	20
16	Mohd Jaid	Mobile Shop	2021-22	27
17	Mohd Siraz Ali	Smart Mobile Shop	2021-22	02
18	Mohd Farooq	Mobile Shop	2021-22	28
19	Satish Kumar	Kumar Photostat	2021-22	34
20	Nitin Kumar Kanojia	Chandra Medical	2021-22	09
21	Sachin Kumar Sahu	Stationary Shop	2021-22	15
22	Sandeep Kumar	Bike repairing shop	2021-22	36
23	Vinod Singh Bist	Digital Photo Studio	2021-22	04

CBR NO. 15: Board decided to approve trade license against 23 applications received from shops operating at Triveni Complex, Sadar Bazar against the annual license fee of Rs. 1,000/-

16. RECRUITMENT OF CONTRACTUAL TEACHING STAFF IN CANTT BOARD SCHOOL FOR THE YEAR 2021-22.

Principal Cantt High School, Incharge Vicker Public Junior High School & Head Mistress R.A.B. Public School vide letter dated 19.02.2021 has requested to recruitment of following teaching staff. As per the Uttar Pradesh Govt. letter No: 56/68-5-2021 dated 05.02.2021, a decision to open classes for standard 1st to 10th has been taken.

Details of required teaching staff are as under:-

Sl. No.	Subject Name	Qualification/ Training	No. of Post
1.	Hindi	B.A./M.A & B.Ed. Equivalent (Hindi, Sanskrit in B.A.)& TET/CTET	4
2.	Science	B.Sc/M.Sc., B.Ed & Equivalent (Zoology, Botany& Chemistry)& TET/CTET	5
3.	Social Science	B.A./M.A & B.Ed. & Equivalent (History, Geography in B.A.) & TET/CTET	5
4.	Math	B.Sc./ M.Sc./M.A.in Math & B.Ed. Equivalent (PCM in B.Sc.) & TET/CTET	6
5.	Sanskrit	B.A./ Sanskrit/M.A. & B.Ed. & Equivalent & TET/CTET	2
6.	English	B.A. /M.A & B.Ed Equivalent (B.A. /M.A.in English) & TET/CTET	4
7.	Art	B.A./ M.A with Bombay Art & Equivalent (Pravidhik Kala) & TET/CTET	3
8.	Computer	B.C.A/M.C.A/ B.Tech in Computer Science/Application & Equivalent	3
9.	General Teacher	B.A/B.Ed /D.Ed/D.El.E.d & Equivalent & TET/CTET	3
10.	Sport Teacher	B.P.Ed/M.P.Ed	2

Board may consider for further course of action.

CBR NO. 16: Board decided to float tender either through GeM or Govt. e-procurement portal for recruitment of contractual teaching staff in the schools under the management of Canttt Board, Allahabad for the year 2021-22 against the following terms & conditions:-

- Selection will be based on the marks obtained in written test & skill test combined.
- Written test will be of aptitude & general studies based.
- All the recruitment are on contractual basis only.

As per Ministry of Finance OM No.29(1)/2014-PPD dated 28.01.2014, if a firm quotes NIL charges/ consideration the bid shall be treated as unresponsive and will not be considered. While in a separate clarification issued by Ministry of Commerce & industry vide their letter No.31/14/1000/2014-GA dated 17.09.2017, it has been mentioned that the quotations offered over and above the minimum wages of the Central/State Govt. (as applicable) pertaining to Service Charges/Administrative Charges quoted by the bidder necessarily has to be over and above Zero percent. Further zero percent included all derivatives of zero up to 0.9999 and thereof. Any service charge not adhering to the above guidelines should be considered unresponsive and such bid should not be considered.

Vide letter No. IFA/142/Vol-I dated 27.09.2017, Controller General of Defence Accounts (IFA Wing) clarified that- "The ruling of Ministry of Commerce is not applicable to Ministry of Defence. However, there is no bar to apply the rule in case of outsourcing contracts, if CFA/IFA feels/believes that such a clause in RFP will be necessary to eliminate the unscrupulous vendors and in identifying the correct vendor for proper execution of such contracts to ensure value for Money. This clause could be considered at the pre-bid conference stage or for inclusion as a 'Special condition of contract depending up on the level of competition, value of contract, past records of vendors, concerns/ complaints/delay noticed in the past concluded contracts".

Based on the above clarification of CGDA (IFA Wing), Board decided to fix a minimum service charge/ profit to be quoted by the bidders at 1%, in order to eliminate the unscrupulous contractor and in identifying the correct contractor for proper execution of such contracts to ensure value for Money & quality of the services.

17. OPENING OF UDAAN SCHOOL AND HIRING OF TEACHERS (SPECIAL EDUCATOR, PHYSIOTHERAPIST ETC.) ON CONTRACT BASIS FOR THE YEAR 2020-21.

Shri Vijay Shankar, Principal "Udaan" special School has requested for opening of "Udaan" special School, vide letter No: Udaan/ACB/reopenschool/2021/107 dated 24.02.2021. As per the Uttar Pradesh Govt. letter No: 56/68-5-2021 dated 05.02.2021, a decision to open classes for standard 1st to 5th has been taken.

Board may consider for further course of action.

CBR NO. 17: Considered & approved by the Board.

18. COMPOUNDING OF UNAUTHORIZED CONSTRUCTION IN CAMPUS OF BHARAT SCOUT & GUIDE INTER COLLEGE, SURVEY NO. 109/1, OLD CANTT ALLAHABAD

Reference Circular Agenda No. 01 dated 22.02.2021 and State Secretary, Bharat Scout & Guide, Uttar Pradesh compounding application dated 17.02.2021.

Board vide CBR No. 11 dated 02.03.2020 decided that a notice under section 248 (1) of Cantonments Act, 2006 be issued to State Secretary, Bharat Scout & Guide, UP to remove the unauthorised constructions from Defence land comprising Sy. No. 109/1, Old Cantt, Allahabad within 30 days of the receipt of the order. Thereafter, notice u/s 320 of the Cantonments Act, 2006 may also be issued to the offender.

Accordingly, Notice under section 248 (1) of Cantonments Act, 2006 bearing No. BO/MISC/U/s 179/UPBSG/91-92/CBA/2020/396 dated 05.03.2020 was issued by this office to State Secretary, Bharat Scout & Guide, UP to remove the unauthorised constructions admeasuring 20,564.58 sq.ft. from defence land comprising Sy. No. 109/1, Old Cantt, Allahabad within 30 days of the receipt of the order.

State Secretary, U.P. Bharat Scout & Guide, Lucknow vide letter No. प्रा 0 मु0/लेखा डी-131/137/2020-21 dated 30.06.2020 submitted the building plans for compounding of unauthorized construction carried out on defence land comprising Sy. No. 109/1, Old Cantt, Allahabad and also raised query over total area (20,564.58 sq.ft.) covered under unauthorized construction on defence land comprising Sy. No. 109/1, Bharat Scout & Guide Inter College, Old Cantt, Allahabad.

Cantonment Board vide letter No. BO/Misc/U/s179/UPBSG/CBA/2020/1639 dated 07.09.2020 intimated State Secretary, UP Bharat Scouts & Guides that the details of measurements shown in plans are not matching with existing site plan prepared jointly by DEO Allahabad Circle and Cantonment Board Allahabad. Cantonment Board also clarified the query raised construction by State Secretary, UP Bharat Scouts & Guides on total area (20,564.58 sq.ft.) covered under unauthorized construction. Cantonment Board also requested State Secretary, UP Bharat Scouts & Guides to make necessary corrections in the compounding plans and re-submit the corrected plans at the earliest.

State Secretary, U.P. Bharat Scout & Guide vide letter No. प्रा 0 मु0/लेखा डी-131/737/2020-21 dated 24.09.2020 re-submitted the building plans for compounding of unauthorized construction.

Cantonment Board vide letter No. BO/Misc/U/s179/UPBSG/CBA/2020/1888 dated 05.10.2020 intimated State Secretary, UP Bharat Scouts & Guides that following shortcomings have been noticed:

- A. In application, you have applied for compounding of unauthorized construction covering total area 19,668.39 sq.ft. However, as per site inspection report, total area covered under unauthorized construction is 20,564.58 sq.ft.
- B. Composition plan (in quadruplicate) is not enclosed and also, single plan submitted by you is illegible.
- C. Confirmation to the effect that no breach of terms such as change of purpose, sub-division of site, encroachment on Govt. land is involved.
- D. Certificate to the effect that HOR has not carried out further unauthorised constructions and no unauthorised constructions carried out by him/her in the past has been left out.

Hence, Cantonment Board requested State Secretary, UP Bharat Scouts & Guides to submit compounding application for an area 20,564.58 sq.ft. in this office along with following documents:

- A. Composition plan (in quadruplicate), one on tracing cloth and three copies of blue print showing in distinctive colors, authorized/ unauthorized constructions, which are to be compounded, with measurements.
- B. Confirmation to the effect that no breach of terms such as change of purpose, sub-division of site, encroachment on Govt. land is involved.
- C. Certificate to the effect that HOR has not carried out further unauthorised constructions and no unauthorised constructions carried out by him/her in the past has been left out.

State Secretary, U.P. Bharat Scout & Guide vide letter No. प्रा 0 मु0/लेखा डी-131/859/2020-21 dated 20.10.2020 re-submitted the building plans for compounding of unauthorized construction.

Cantonment Board vide letter No. BO/Misc/U/s179/UPBSG/CBA/2020/2117 dated 07.11.2020 intimated State Secretary, UP Bharat Scouts & Guides that following shortcomings have been noticed:

- A. Plans submitted by you are not duly signed by Holder of Occupancy Rights.
- B. Site Plan of Existing buildings on Sy. No. 109/1, Old Cantt is not found enclosed.
- C. Certificate of confirmation to the effect that no breach of terms such as change of purpose, sub-division of site, encroachment on Govt. land is not found enclosed.
- D. Certificate to the effect that HOR has not carried out further unauthorised constructions and no unauthorised constructions carried out by him/her in the past has been left out is not found enclosed.

Hence, Cantonment Board requested State Secretary, U.P. Bharat Scout & Guide to submit compounding application complete in all respect keeping in view shortcomings/ observation mentioned above at the earliest.

Since no communication was received in this office from State Secretary, U.P. Bharat Scout & Guide, Cantonment Board vide letter No. BO/Misc/U/s179/UPBSG/CBA/2020/2305 dated 07.12.2020 again requested to submit the compounding application complete in all respect at the earliest. Cantonment Board also intimated State Secretary, U.P. Bharat Scout & Guide that in case of any query related to the subject matter, they can meet CEO Allahabad in person.

In the meanwhile, as per CEO's order, a joint site inspection of campus of Bharat Scout & Guide Inter College, Sy. No. 109/1, Old Cantt, Allahabad has been carried out by Shri Gajender Singh, JE, Rep of Cantt Board and Shri Rajeev Gupta, SDO-II, Rep of DEO Allahabad Circle on 07.01.2021.

Joint inspection has been carried out of North side structures on basis of Sanctioned Building Plan vide GOC-in-C letter No. 8972/LC2 dated 25.11.1967. Unauthorised construction was observed in Main Building (Training Center), Administrative Block, unauthorised constructed area between Main Building & Administrative Block, Out Houses and Over Head Tank.

Site inspection report dated 07.01.2021 was referred to Board and Board vide CBR No. 09 dated 27.01.2021 decided to issue show cause to the HOR of Sy. No. 109/1, i.e. State Secretary, Bharat Scout & Guide, U.P. Balrampur House, 17 Katra Road, Allahabad (Old). Board also decided to issue a Notice under Section 248(1) of the Cantonment Act, 2006 in case no satisfactory reply received against the show cause.

Accordingly, Cantonment Board vide letter No. BO/MISC/U/s 179/UPBSG/91-92/CBA/2021/158 dated 29.01.2021 issued Show Cause notice to State Secretary, Bharat Scout & Guide, UP to Show Cause within 07 days of receipt of the notice as to as to why action under the provisions of Cantonments Act, 2006 should not be taken against you in respect of the above mentioned unauthorized constructions

State Secretary, U.P. Bharat Scout & Guide, Lucknow vide letter No. ऋ0 ऋ0/D13I/137/2020-21 dated 17.02.2021 submitted the building plan for compounding of unauthorized construction involved in Bharat Scout & Guide Inter College, Main Building (Training Center), Administrative Block & unauthorised constructed area between Main Building and Administrative Block, Out Houses and Over Head Tank carried out on defence land comprising Sy. No. 109/1, Old Cantt, Allahabad

Unauthorised constructions involved in Bharat Scout & Guide Inter College, Main Building (Training Center), Administrative Block & unauthorised constructed area between Main Building and Administrative Block, Out Houses and Over Head Tank are compoundable in view of provisions of Building Byelaws of Allahabad Cantonment Board.

As per G.L.R. maintained by the D.E.O., site of Bharat Scout & Guide Inter College admeasuring 9.0 acre comprising G.L.R. Sy. No. 109/1, Old Cantt, Allahabad is held on lease in Schedule VIII of CLAR, 1937. Land is classified as B-3 and situated outside notified civil area under the management of Defence Estates Office, Allahabad Circle, Allahabad. The description of the site is Shri Ram Bajpai Smarak Bhawan. and the land lord is Government of India. The subject property is recorded in the name of (HoR) The State Secretary, the Bharat Scouts and Guides, U.P. Balrampur house 17- Katra Road, Allahabad(Old).

As site is situated outside notified civil area and placed under the management of Defence Estates Office, Allahabad Circle.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Application dated 17.02.2021 of State Secretary, U.P. Bharat Scout & Guide, Lucknow was referred to Board and Board vide Circular Agenda No. 01 dated 22.02.2021 resolved that compounding application dated 17.02.2021 of State Secretary, U.P. Bharat Scout & Guide, Lucknow be referred to DEO, Allahabad Circle, Allahabad for report from land point of view under section 238 (3) of Cantonments Act, 2006 as the site is situated outside notified civil area and placed under the management of DEO, Allahabad.

Accordingly, Cantonment Board vide letter No. BO/MISc/U.s 179/UPBSG/CBA/2021/216 dated 23.02.2021 referred the matter to DEO Allahabad Circle, Allahabad for report from land point of view under section 238 (3) of Cantonments Act, 2006.

DEO Allahabad Circle, Allahabad vide letter No. DEO/ALD/A-7/51/Vol.V dated 25.02.2021 stated that DEO office has received the compounding plan with respect to survey No. 109/1 Old Cantt, Allahabad. DEO Allahabad Circle further stated the enclosed documents along with the plans have been perused by the Technical Rep. of this office & was found to be in order.

DEO Allahabad also intimated that DEO Allahabad Circle vide letter No. A-751/IV/52 dated 04.06.2019 has forwarded a proposal for renewal or otherwise due to violation of lease condition by way of unauthorised constructions to Dte, DE CC Lucknow as per Interim Policy/Guideline dated 10.03.2017.

DEO Allahabad Circle further stated that thereafter, based on Regional Secretary UP Bharat Scout and Guide letter dated 05.12.2019, DEO Allahabad Circle vide letter No. A-7/51/IV/52 dated 15.01.2020 has intimated the Dte, DE CC Lucknow for renewal sanction or otherwise.

DEO Allahabad Circle further stated that as per available office record, there exists no litigation and title dispute on the subject defence land.

In view of the above, DEO Allahabad Circle requested Cantonment Board Allahabad to take necessary action as per Cantt. Act, 2006 and extant rules & Policy etc. as amended from time to time in the subject case under intimation to this office.

Relevant file along all documents and compounding plans are placed on the Table. Board to consider.

CBR NO. 18: Member Secretary informed that vide Circular Agenda dated 22.02.2021 matter was referred to Defence Estates Officers, Allahabad Circle to report from land point of view as required under section 238(3) of Cantt Act, 2006. Member Secretary further informed that Defence Estates Officers, Allahabad Circle vide letter No DEO/ALD/A-7/51/Vol.V dated 25.02.2021 stated that "DEO Allahabad Circle, Allahabad vide letter No. DEO/ALD/A-7/51/Vol.V dated 25.02.2021 stated that DEO office has received the compounding plan with respect to survey No. 109/1 Old Cantt, Allahabad. DEO Allahabad Circle further stated the enclosed documents along with the plans have been perused by the Technical Rep. of this office & was found to be in order. DEO Allahabad Circle further stated that as per available office record, there exists no litigation and title dispute on the subject defence land".

Member Secretary informed that the compounding application submitted by State Secretary UP Bharat Scout & Guide are found to be in accordance with the building plan bylaws of Cantonment Board, Allahabad & hence can be compounded.

As per section 248(1) of the Cantt Act, 2006 Board may accept by way of composition such sum as it think reasonable . As the said Bharat Scout & Guide U.P. is a Govt. organization, Board decided to charge Rs.1,50,000/- as a compounding fee & refer matter to GoC-in-C, Central Command, Lucknow through Principal Directorate, Central Command, Lucknow for concurrence as required under proviso of Section 248(1) of the Cantt Act. 2006.

**SD/-
Mane Amitkumar Baburao
Chief Executive Officer
Cantonment Board, Allahabad**

**SD/-
Brig. Ajay Pasbola, SC
President
Cantonment Board, Allahabad**

27-02-2021

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CANTONMENT BOARD, ALLAHABAD**