

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Griev.No.PGC/2017/Punjabi Academy/01 (Re-opened) Date of hearing: 10th Oct.,2018

Complainant : Sh. Gulshan Kumar Ahuja, Present

Respondent : The Secretary, Punjabi Academy,
Govt. of NCT of Delhi.

1. Facts emerged during the proceedings

1.1 None present on behalf of the respondent nor has any ATR been filed.

1.2 The Appointment letter issued by the Punjabi Academy issued to the complainant apart from other things, clearly states that *“(i) The candidate will not be eligible or any other right to privilege from the Academy for regular appointment or any other kind of service benefit from the Government/Academy or any other Education Institution for this Contract Basis Agreement, (ii) A consolidated monthly remuneration will be paid to the candidate by the Academy for this contract basis agreement and (iii) In addition to the Sundays and other gazetted holidays (excluding summer vacations) observed in the school, the candidate will be entitled to only one day casual leave for every complete month of engagement subject to maximum of 10 days for the entire season. No other leave any other kind of leave is admissible. All other absence will be treated as leave without wages. Payment for absence or for vacations will not be admissible.”*

1.3 The complainant has pressed his claim only with regard to Leave Encashment.

1.4 The Commission explained to the complainant again that the task assigned to his wife, Smt. Santosh Ahuja, of teaching Punjabi language in the schools on behalf of Punjabi Academy, Delhi, was an alternative arrangement for teaching Punjabi. Punjabi

Academy is an autonomous body, run by grants, where they provide employment of teachers on contractual basis to teach Punjabi language. Rule 101(2) and Rule 101(3) of Delhi School Education Act, 1973 are not applicable in complainant's case and likewise to other teachers of Punjabi Academy, Delhi, as they are teaching Punjabi as an alternative arrangement and were contractual employees. That Punjabi Academy being an autonomous body is provided grant-in-aid and has different functions as compared to the School. It is not a school established by GNCT of Delhi or MCD. However, other available benefits of the complainant have already been extended to the wife of complainant.

2. Directions

2.1 In view of the above, the case of the complainant is closed in the Commission being devoid of merit.

**(MRS. MADHU SHARAN)
MEMBER(PGC)**

Copy to:

1. Shri Gurbhej Singh Guraya, Secretary, Punjabi Academy, Govt. of NCT of Delhi, DDA Community Centre, Sadar Thana Road, Motia Khan, Pahar Ganj, New Delhi-110055.
2. Sh. Gulshan Kumar Ahuja.