

GOVERNMENT OF ODISHA
FINANCE DEPARTMENT

No. FIN-PCC-MISC-0001-2023/ 22974 /F.

Date: 16.08.2023

From

Sri S.K. Sahu
Additional Secretary to Government,

To

The Principal Secretary to Government,
Works Department.

Sub.: RACP sanction Order No.31722 dated 2.08.2023 in case of Diploma Engineering Service cadre of the Office of EIC, Civil, Bhubaneswar reg.-

Sir,

In inviting a reference to the subject cited above, I am directed to say that since the structure in the Degree Engineering Service cadre changed after 3.1.2013 upon restructuring, the entitlement under RACP as per channel of promotional post Grade Pay (GP) should also change. Hence the orders of HOHC in this regard which allows GP ₹ 6600 even after 3.1.2013 is contrary to their judgment in respect of Biharilal Barik case which need to be placed before HOHC in Writ Appeal.

It may be recalled here that HOHC had allowed promotional channel GP in Biharilal Barik case. As per the promotional channel GP in case of Jr Engineers after 3.1.2013, the third stage promotion becomes Deputy Executive Engineer instead of Executive Engineer. Hence allowing the GP of Executive Engineer is violative of the order of HOHC inasmuch as RACP entitlement is concerned.

Therefore, the Order No.31722 dated 02.08.2023 issued by the Office of the EIC, Civil, Odisha, Bhubaneswar violates the orders of HOHC in Biharilal Barik case and hence should be revoked immediately. It may further be advised that, if any judgment has been passed allowing the GP of Executive Engineer to Jr Engineers after 3.1.2013, the aforesaid fact need to be brought to the notice by filing Writ Appeal. FD had already advised this fact previously. It is however, a separate issue that Diploma and Degree Engineering Services being separate cadres, the entitlement of Degree Engineering Service should not be defined under the Degree Engineering cadre posts. This issue is under challenge before HOHC in separate cases.

It is, therefore, requested to instruct the Office of the EIC (Civil) to revoke aforesaid order dated 02.08.2023 along with all previous orders issued in similar light keeping in view that the Jr Engineers are not entitled for the GP ₹6600 after 3.1.2013 and sanction RACP to the eligible incumbents accordingly.

Yours faithfully,

16/8/2023

Additional Secretary to Government

(Sd/-) Secretary to Govt.
Finance Department



Memo No. 22975 /F., **Date:** 16.08.2023

Copy forwarded to the Office of the EIC, Civil, Odisha, Bhubaneswar for information and immediate necessary action.

26/8/2023
Additional Secretary to Government

Memo No. 22976 /F., **Date:** 16.08.2023

Copy forwarded to Water Resources Department for information and immediate necessary action.

26/8/2023
Additional Secretary to Government

Memo No. 22977 /F., **Date:** 16.08.2023

Copy forwarded to the AG (A&E), Odisha for information and necessary action.

26/8/2023
Additional Secretary to Government