

Proceedings of Ordinary Meeting of Cantonment Board Subathu held on 18.01.2014 at 1030 hours in the office of Cantonment Board Subathu:-

MEMBERS PRESENT:-

1.	Brig. O.P. Singh, Station Commander President
2.	Sh.Vikash Kumar, CEO Member Secretary
3.	Sh.Dinesh Kumar,Vice-President
4.	Lt.Col. Piyush Berry Nominated Member
5.	Sh.Mohan Singh Yadav, AGE B/R Ex-Officio Member
6.	Smt. Mansi Devi Elected Member
7.	Sh.Anil Kumar Elected Member
8.	Sh.Ravi Elected Member
9.	Smt.Shakun Chauhan Elected Member

MEMBERS ABSENT:-

1.	Sh.Narinder Pal, Executive Magistrate Nominated Member
2.	Lt.Col. E.Satish, SEMO Ex-Officio Member
3.	Sh.Ashok Kumar Elected Member

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123. OATH OR AFFIRMATION.

1. To make and subscribe an oath or affirmation by Lt.Col. E.Satish, SEMO, Ex-Officio Member, Cantt. Board, Subathu of his allegiance to the constitution of India before taking his seat in the Board as required under section 17 of the Cantts Act, 2006.

2. To make and subscribe an oath or affirmation by Sh.Mohan Singh Yadav, AGE B/R, Ex-Officio Member, Cantt. Board, Subathu of his allegiance to the constitution of India before taking his seat in the Board as required under section 17 of the Cantts Act, 2006.

123. RESOLUTION

1. Lt Col. E.Satish, SEMO, Ex-officio Member, Cantt. Board Subathu was not present in the Board Meeting.
2. Sh.Mohan SinghYadav, AGE B/R, Ex-officio Member, Cantt. Board Subathu made and subscribed oath of Allegiance to the Constitution of India as per section 17 of the Cantt Act 2006 before taking his seat as Member of Cantt. Board Subathu.

124. PROGRESS REPORT.

Cantonment Board Meeting dated 02.12.2013.

To consider and approve the progress on resolutions passed in above Board Meeting. Report alongwith action taken by each Section is put up on the table.

124. RESOLUTION.

The Board considered,discussed and approved the progress report on meeting held on 02.12.2013 except the points at Sr.No.1,2,3,13&15.

Sr.No. 1. (a) Resolution 41(07) point No.38 General Point dated 31.05.2013 : Proposal be invited from Sulabh International for running and maintenance of public toilets in Cantt. area.

Point discussed at agenda No.131.

Sr.No.1 (b) Resolution No.47 Agenda Points for PDs DE Conference on 15.07.2013 Monday:

The Board considered the committee report and resolved that as per report given by the committee constituted, proposal for expansion of civil area be prepared and be forwarded to the higher authorities following the due procedure.

Sr. No.2 Resolution No.99 Preparation of Land Use Plan action u/s 233 of the Cantt. Act, 2006.

The Board considered the committee report dated 28.12.2013 and resolved that Town planer/Architect be engaged for preparing land use plan, and meeting of committee constituted be organized with Architect/Town planer.

Sr.No.3. Resolution No.100 Survey of Disabled Children.

The CEO apprised the Board that there is no centre for differently abled children in proximity of Subathu Cantt. The Board after detailed discussion resolved that vide publicity be made for registration of differently abled children from surrounding of subathu cantt. After registration matter be again placed before the Board so that the Board can consider about the other requirement to open a centre for differently abled children.

Sr. No.13. Resolution No.116 dated 02.12.2013: Provision for contractual service of skilled/unskilled clerical manpower for various services to the Cantonment Board Subathu.

The Board considered and discussed the matter at length. CEO apprised the Board about the statutory provisions necessary to be paid by the Board. After detailed discussion the Board resolved to approve lowest percentage profit quoted above narrick rates(i.e. 8.44%) by M/S Uttam Business Services LLP, #452, Sector-25, Panchkula, Haryana-134109.

The Board further resolved that following condition be also added in agreement to be executed:-

1. The contractor shall make payment to contractual employee through their Bank Account only;
2. The contractor shall be responsible to pay all the statutory requirements and other mandatory charges, which are liability of the Cantt board.

After payment of the statutory requirements and other mandatory charges (which are liability of the Cantt Board) the contractor shall alongwith documentary proof apply to the Cantt. Board for reimbursement of the payment made.

The Board further resolved that necessary agreement be executed with M/S Uttam Business Services LLP, #452, Sector-25, Panchkula, Haryana-134109. CEO is authorised to incur the necessary expenditure.

Sr. No.15. Resolution No.118 dated 02.12.2013: Measurement of all the holding in civil area to detect the encroachment/unauthorised construction.

The Board discussed the matter at length and resolved that measurement of all the holdings in civil/bazar area of Subathu Cantt be carried out to detect the encroachment/unauthorized construction. The Board further resolved that letter to survey of India be written to carry out measurement of all the holdings in civil/bazar area for the Board.

125. MONTHLY ACCOUNT.

To consider and approve the Monthly Account of Receipts and Expenditures for the months of November, 2013 & December, 2013. The details of Receipts and Expenditures are as under:-

		November, 2013	December, 2013
(a)	Opening Balance including service charges.	` 2,09,14,625.01	` 2,00,27,659.01
(b)	Receipts	` 22,05,854.00	` 61,81,653.00
	Total:-	` 2,31,20,479.01	` 2,62,09,312.01
(c)	Expenditure	` 30,92,820.00	` 22,12,173.00
(d)	Closing Balance including service charges	` 2,00,27,659.01	` 2,39,97,139.01
	Total:-	` 2,31,20,479.01	` 2,62,09,312.01

125. RESOLUTION.

Considered and approved.

126. MUTATION.

Reference CBR NO.115 dated 02.12.2013.

As per relevant file Sh. Manu Joshi S/o Late Sh. Satish Chander Joshi has applied for mutation of property No. 148 A & B Sy.No. 82/127. Where as per reference C.B.R the name Sh. Manu Sharma S/o Late Satish Chander Joshi has been mentioned wrongly.

The Board may consider and note and read Sh. Manu Joshi instead of Manu Sharma.

126. RESOLUTION

The Board considered noted and approved that Sh.Manu Joshi be read instead of Sh.Manu Sharma.

127. CIRCULAR AGENDA.

To note and confirm Circular Agenda No.CBS/17/1/- dated 01 Jan, 2014 regarding Extension in Term of office of Elected Members of all Cantonment Boards till 05th June., 2014.

127. RESOLUTION.

Noted and confirmed.

128. NOTING OF WORKS.

To note the action taken by the Chief Executive Officer, Cantonment Board Subathu as required under sub-section (2) of section 128 of the Cantts. Act, 2006 for purchase of followings. The same were purchased as per sub-section (2) of section 127 of the Cantts Act, 2006:-

- | | | | |
|-----|---|---|-----------|
| (a) | Paint the roof of the Cantt. Board Office | - | ₹25,000/- |
| (b) | Paint/white wash the walls of Salaria Park | - | ₹15,000/- |
| (c) | For purchase of External Hard Disks for Computer in Cantt. Board Office | - | ₹25,100/- |

128. RESOLUTION.

Considered, noted and approved.

129. GRANT OF SERVICE BONUS.

To consider and approve the Service Bonus to the following employees of Cantt. Board, Subathu on completion of 25 years of service.

Sr. No.	Name & Designation	No. of years of service	Pay	No. of bonus	Amount
01.	Sh. Raj Kumar, Mali	25 years	10790+1400=12190	04	₹48760.00

The above amount will be credited into Pension Fund Account of Cantt. Board, Subathu as per Rule 32 of the CFSR 1937. Budget provisions exists under Head H(1)(b) of Budget Estimates 2013-14 (Revised).

129. RESOLUTION.

Considered and approved.

130. SUPPLY AND INSTALLATION OF WATER PUMP TO IMPROVE WATER SUPPLY IN CIVIL AREA CANTONMENT BOARD, SUBATHU.

Reference CBR No.28 dated 31.05.2013 & CBR No.120 dated 02.12.2013.

To consider letter dated 06.12.2013 received from Sh.Rameshwar Sharma for extension of period.

The above letter is placed on the table.

130. RESOLUTION.

The Board considered letter dated 06.12.2013 received from Sh.Rameshwar Sharma for extension of period. The Board discussed the matter at length. The Board asked the JE of the Cantt. Board Subathu about technical aspect of water pump installation. J.E. Sh.Amrish Jolly apprised the Board that it is better to carry out flushing in the month of May/June as that time water level is at its lowest level and availability of water can be exactly confirmed. The Board resolved to carry out flushing and installation of water pump in the hand pump near Cantt.General Hospital in the month of May/June. The Board further resolved not to allow consider extension to Sh.Rameshwar Sharma.

131. RUNNING & MAINTENANCE OF PUBLIC TOILETS IN CANTT. AREA THROUGH SULABH INTERNATIONAL.

Reference CBR No.38 (General Point) dated 31.05.2013.

To consider the estimate alongwith drawing and general specification received from Sulabh international Social Service Organisations vide their letter No.SISSO/CHD/2013/1367 dated 26.11.2013.

The above letter alongwith all relevant documents is placed on the table.

The Board may consider further action in the matter.

131. RESOLUTION.

The Board discussed the matter at length. The Board considered the cost estimates alongwith the drawing and general specification received from Sulabh International and resolved that estimates by Sulabh International are much higher, hence cannot be accepted at this stage. The Board further resolved that more agencies/NGO's be invited for construction, running and maintenance of community latrines in the civil/bazar area of Subathu Cantt. So that better services can be provided to the residents of Subathu Cantonment.

132. VEHICLE ENTRY FEE UNDER SECTION 67(e) OF CANTTS. ACT, 2006.

To consider and approve the terms & conditions for auction of vehicle entry fee collection rights levied on entry of vehicles in Cantt. area. The Term Contract for the year 2013-14 is being expired on 31.03.2014.

The terms and conditions are placed on the table for further necessary action.

132. RESOLUTION.

The Board considered and discussed the terms and conditions for auction of vehicle entry fee collection rights levied on entry of vehicles in Cantt area for the year 2014-2015 at length. The Board resolved that following changes be made in terms and conditions:-

- (i) Condition of 50 Lac Bank Guarantee be excluded/removed;
- (ii) Security amount be increased from 10% to 20% of the highest bid amount;
- (iii) Highest bidder shall deposit first installment (i.e 25% of bid amount) within 07 days of Auction;
- (iv) Highest bidder shall deposit the bid amount in four equal installment as per following schedule:-

- (a) First installment : within 07 days of auction.
- (b) Second installment: before 01.06.2014
- (c) Third installment: before 01.09.2014
- (d) Fourth installment: before 01.12.2014

(v) The Board excluded/removed the condition mentioned at Sr. No.19 of the terms and condition.

The Board further resolved that amended terms and condition be vetted from the CBLA and the vetted terms and condition be placed before the Board.

133. EVICTION OF ENCROACHMENT ON DEFENCE LAND.

To consider the question of eviction of encroachment from defence land having permanent structures of 20 years or more duration.

It is submitted that as per available record in the office, following encroachments are of 20 years or more duration Civic amenities are also available at present.

- (1) Sh.Wishwa Nath, H.No.33-34, constructed a tin shed admeasuring 2.50mx4.80m=12.00Sqms. over the Govt. land comprising Sy. No.82/2.
- (2) Sh.Hari Ram Sood, H.No.271, admeasuring 672 Sft. Comprising Sy.No.82/2 occupying a piece of land over the Govt. land.
- (3) Smt. Laxmi Devi, H.No.307, constructed a piece of land admeasuring 9'-6"x9' = 85.5 Sft. by constructing a wooden sheed over the Govt. land comprising Sy.No.82/2.
- (4) Sh.Kali Ram S/o Late Kundan, Sh.Bali Ram S/o Late Ram Dass & Sh.Sewa Ram S/O Late Ram Dass, Ravidaspura, occupying a piece of land and has been cultivating the same without permission admeasuring 1.77 Acres over the Govt. land comprising Sy. No. 101-B.

That as per the prevailing policy on the subject, prior permission of the Ministry of defence is required before removal of encroachment in aforesaid cases as per Govt. of India, Min. of Defence Policy letter No.10 (60)/2002-D (Q&C) dated 06.06.2003. In view of the above proposal may be submitted for obtaining requisite permission through prescribed channel of correspondence.

Relevant papers alongwith policy letter is put up on the table.

133. RESOLUTION.

Considered. The Board resolved to defer the matter for next Board meeting to discuss all the aspects in detail.

134. TRADE LICENCES.

To consider and approved the Trade Licences under Section 277 of the Cantts Act, 2006 for the year 2013-14 as per Sr. No.01 to 87 of the Licence Register. The Trade applications have been recommended by the Health Officer. Licence Register is placed on the table.

134. RESOLUTION.

The Board considered and resolved that the trade licences under section 277 of Cantts Act, 2006 for the year 2013-14 as per Sr. No.01 to 87 of the licence register be issued within 15 days.

135. IRRECOVERABLE TAX.

To consider the question of irrecoverable tax, in this connection bills of House Tax for the year 2013-14 were issued to the HORs as recorded in the GLR in respect of the properties shown under :-

Bill No.	Date	Property No.	Recorded HOR	Amount (In Rs.)
1.	2.	3.	4.	5.
1390	31.08.2013	B. No. 58-B	Smt. Mohini Dinanath Rajdeep Chauhan	194.00
1397	31.08.2013	109	Sh. Ishmail etc.	6.00
1398	31.08.2013	236	Mohmad Sarif Rathor	2.00
1399	31.08.2013	250,251	Sh. Ram Saran	2.00
1400	31.08.2013	253	Mohmad Ishaq	3.00
1401	31.08.2013	254	Mst. Dilafroj Bano	3.00
1402	31.08.2013	278	Sh.Rahim Bux S/O Sh. Gainda	2.00
1403	31.08.2013	315	Sh.Banarsi Dass S/O Sh. Krishan	13.00
1404	31.08.2013	413	Sh.Amir Bux	2.00
1405	31.08.2013	415	Sh. Kalloo	4.00
1406	31.08.2013	451	Sh. Kalloo Ram	2.00
1407	31.08.2013	453	Sh. Jhandoo	2.00
1408	31.08.2013	454	Mohmd Abdul Karim for Muslim community	5.00
1409	31.08.2013	½ of 465	Sh.Abdul Nabi S/O SH. Abdul Rahim	3.00
1410	31.08.2013	478,478A &479	Sh. Tulsi Ram S/O Sh. Babu Lal	4.00
1411	31.08.2013	492	Sh. Abdul Sayyad S/O Sh Sharfool	2.00
1412	31.08.2013	493	Sh. Ahmed and Abdul Ghani	2.00
1413	31.08.2013	494	Mohd and Abdul Ghani	2.00
			Total Rs.	253.00

Bills in respect of all above mentioned properties could not be served, since whereabouts of the HORS are not known to this office and no occupant resides on site. Therefore above amount is irrecoverable. Further, properties other than Bung.No.58-B, 315 and 454 are vacant plots, Bung.No.58-B and House No. 315 are in ruinous state. Therefore, the Board may consider to write-off the above amount under section 115 of the Cantts Act 2006.

Report of Junior Assistant is placed on the table.

135. RESOLUTION.

The Board considered and resolved to write off the irrecoverable House Tax of Rs.253/- as per detail given at the agenda side for the year 2013-14 in exercise of the powers vested in the Board under section 115 of the Cantts. Act, 2006.

136. LICENSE.

To consider the following applications received for issuing of license:-

Sr. No.	Name & Address	Date of receipt of application	Purpose
1.	M/s M.J. Tailor & Beauty Parlar, Shop No.284, Subathu	09.10.2013	For run a shop of Ladies Tailor and for Beauty Parlar.
2.	Sh. Gopal Thapa, S/O Sh. Jeet Singh, 4-Out Building, Subathu	23.12.2013	For run a Dhaba in the premises of 4-Out Building.
3.	Sh. Deepak Chand S/O Sh. Naresh Kumar, Village Olgi, P.O.-Subathu, Teh. & Distt. Solan, H.P.	16.12.2013	For run a shop of Daily Needs Shop/ Vagitable Shop.
4.	Sh. Sudhir Kumar, Village-Radiyana, P.O. Subathu, Distt. Solan, H.P.	18.12.2013	For selling of vegetables in Cantt. area by Hawking.

2. The above applications are placed on the table. The Board may consider further action in the matter.

136. RESOLUTION.

The Board considered and resolved that the trade licences under section 277 of Cantts Act, 2006 for the year 2013-14 be issued to the applicants mentioned at agenda side.

137. COURT CASE.

To note and authorize the CEO to defend the following court cases through Sh. V.K. Attri, Advocate (Board's Counsel) in the Hon'ble Court of Civil Judge (Senior Deivision) Solan and Assistant Labour Commissioner (Central), Chandigarh and to incur the expenditure connected therewith:-

- (a) Sh.Vivek Gupta V/s CB Subathu
- (b) Sh.Sanjeev V/s CB Subathu
- (c) Sh.Yashwant Kumar V/s CB Subathu
- (d) Sh.Ashok V/s CB Subathu
- (e) Sh.Naveen Mahajan V/s CB Subathu
- (f) Sh.Narender V/s CB Subathu
- (g) Sh. Lekh Ram Thakur V/S Chief Executive Officer, Subathu Cantt.
- (h) Sh. Jai Kumar Attri V/S Chief Executive Officer, Subathu Cantt.

The above case files alongwith all relevant documents are placed on the table.

137. RESOLUTION.

The Board considered, noted and authorised the CEO to defend the court cases mentioned at agenda side and CEO is authorised to incur the necessary expenditure.

The Board further discussed that each time CEO has to get prior permission of the Board to prosecute any person in the court of law on behalf of the Board for the offenses made punishable under Cantt Act, 2006. So the Board after detailed discussion resolved to authorize the CEO and Office Supdt. to Prosecute any persons in the court of law for the offenses made punishable under the Cantt. Act, 2006. The Board further resolved that CEO is authorised to incur necessary expenditure involved.

138. COURT CASE.

To note and authorise the CEO to defend the court case titled as Rajender Dinesh V/S Cantonment Board, Subathu through Sh. Jagnesh Mahajan, Advocate, Central Govt. Counsel in the Hon'ble High Court of Himachal Pradesh at Shimla and to incur expenditure connected therewith.

The above case files alongwith all relevant documents are placed on the table.

138. RESOLUTION.

The Board considered and resolved that the court case titled as Rajender Dinesh Vs Cantonment Board Subathu be defended through Sh.Sandeep Sharma, ASG in the Hon'ble High Court of Himachal Pradesh at Shimla. CEO is authorized to incur the expenditure.

139. NOTING OF WORKS.

To note the action taken by the Chief Executive Officer, Cantonment Board Subathu with prior approval of the President, Cantonment Board, Subathu as required under sub-section (2) of section 128 of the Cantts. Act, 2006 the Cantts Act, 2006:-

(a)	Removal /cutting of eucalyptus tree for construction of Board Room.	-	₹ 15,000/-
(b)	Cutting of trees adjacent to Conference Hall No.1 and . Two trees on adjacent to the War Memorial and another Near Duty Coy.	-	₹ 5,000/-
(c)	Removal /cutting of dangerous trees in civil area	-	₹ 5,000/-
(d)	Removal/cutting of 05 trees in salaria stadium wall	-	₹ 12,000/-
(e)	Removal/cutting of dangerous/ dead 02 trees in civil area	-	₹ 12,429/-

Relevant documents are placed on the table.

139. RESOLUTION.

Considered noted and approved.

140. ESTIMATES OF WORKS.

To consider and approve the estimates of following works which are to be carried out through Term Contract 2013-2014 under different maintenance heads.

- i) Construction of water tank 10,000 ltrs. = Rs.1,67,250/-
- ii) Provision of culvert in Ward No.1 near H.No.500 = Rs.1,20,750/-
- iii) Construction/repair to existing path in bazar area Sy.No.93 = Rs.5,93,850/-
- iv) Repair to Nallaha in Ward No.1, Ravidasapura = Rs.4,88,750/-
- v) Repair/ construction of retaining wall near H.No.110 & H.No.136. = Rs.5,78,700/-
- vi) Provision of benches in bazar area & road side area in Cantonment. = Rs.3,88,000/-
- vii) Construction /repair of drain in Ward No.2&3. = Rs.2,16,840/-

The Board may consider further action in the matter.

140. RESOLUTION.

The Board considered and approved the estimates for the execution of maintenance and repair works as mentioned in agenda side. The Board further resolved that the works, be got executed through the concerned term contractor approved by the Board for the current financial year 2013-14 within the availability of funds and under relevant budget heads.

141. ADVANCE PAYMENT TO WAPCOS.

Reference CBR No.108 dated 02.12.2013.

The Board vide CBR under reference approved the WAPCOS Ltd. for Survey and Demarcation of Defence land in Subathu Cantt. (inside Cantt). Accordingly Agreement/MOU between WAPCOS Ltd. and President Cantt. Board has been signed on 17.01.2014.

The Board may consider and approve 40% advance payment to WAPCOS Ltd (i.e. 3,07,142/- (Rupees Three Lakh Seven Thousand One Hundred Forty Two) only admissible as per term and conditions of MOU executed. Provision has been made in Budget Head 'J' for the year 2013-14 (Revised) and 2014-15 (Original). The Board may consider further action in the matter.

Relevant file alongwith documents is placed on the table.

141. RESOLUTION.

The Board considered and approved the agreement/MOU signed with WAPCOs, Ltd. The Board resolved that 40% advance payment be made to WAPCOs Ltd. CEO is authorized to make the payment.

142. GENERAL POINT.

At the end of the Board meeting the PCB started to address the Board. Elected Member Sh. Anil Gupta started interrupting the PCB without prior permission of the PCB. The PCB directed

Sh .Anil Gupta to behave in disciplined member and advised that if he wants to say/raise some point, he should follow proper procedure. But Sh. Anil Gupta continued interruption and indisciplined behavior. The PCB warned Sh. Anil Gupta repeatedly, but Sh. Anil Gupta continued indisciplined behavior, then the PCB directed CEO to put up draft show cause notice to be issued to Sh.Anil Gupta for his indisciplined behavior.

Further the PCB advised the board members that if they want to raise some point for discussion during the board meeting, they should follow proper procedure and should behave in disciplined manner maintaining decorum of the board.

TRUE COPY

SD/-xxx

CHIEF EXECUTIVE OFFICER SUBATHU
(VIKASH KUMAR)