



सत्यमेव जयते

Outcome Report of the Office of the Hon'ble Lieutenant Governor



Government of NCT of Delhi

Table of Contents

S. No.	Contents	Page Number
1	Introduction	3
Part I: Policy Proposals sent to the Hon'ble LG		
2	Education Department	6
3	Health Department	10
4	Public Works Department	21
5	Home Department	23
6	Revenue Department	26
7	Services Department	31
8	Administrative Reforms Department	33
9	Urban Development Department	35
10	Transport Department	37
11	Labour Department	38
12	Development Department	39
13	Food And Civil Supplies Department	44
14	Department of Information And Publicity	45
15	Environment Department	46
Part II: Status of Vacancies in Government Departments		
16	Vacancies in Key Departments	48
17	Conclusion	49
18	Annexure I: Department-wise status of vacancies	53

Introduction

Democracy is a form of government that is popularly known as 'of the people, by the people, for the people.' Every five years, citizens elect their representatives who are meant to pass laws and make policies in their interest. And it is to these citizens that the elected representatives and an elected government are accountable. If the citizens feel that their representatives are not working in their interests, then they choose to replace them in the next elections.

The hallmark of a democracy is accountability to the people. Elected representatives and all government officials are custodians of public money, and therefore they must be accountable to those very people. In our democracy, elected representatives are directly accountable to the people through elections. And the bureaucracy is accountable to these elected representatives.

The Government of NCT of Delhi is committed in its accountability to the people of Delhi. Two major steps have been taken towards this end: one, an 'Outcome Budget' prepared in the Financial Year 2017-18 and an Outcome Report Card of the same presented to the Delhi Assembly in the Budget session; two, a 'Timeline Budget' presented with the Budget for the Financial Year 2018-19 where timelines for all major projects were laid down. Both these steps have been to ensure that all Departments of the government are accountable to the people of Delhi, through their elected representatives.

Every institution within a democracy must be accountable to the people. An important institution within the governance structure of Delhi is the institution of the Lieutenant Governor (LG). Even though the Hon'ble LG is appointed by the Central Government, his decisions have an impact on how public money is spent and how public policies are made. It is therefore important that the institution of the Lieutenant Governor should be accountable to the people of Delhi.

As a step in ensuring the accountability of the institution of the Lieutenant Governor to the citizens of Delhi, the Government of NCT of Delhi is tabling this white paper on the 'Outcomes of the Office of the Lieutenant Governor' in the Delhi Assembly, before the elected representatives of this city. As per the current legal position, the Hon'ble LG has two major functions with respect to public money of the people of Delhi: one, all major policy decisions of the elected Government of NCT of Delhi have to be approved by the Hon'ble

LG; two, all service matters related to recruitments, promotions and filling of posts of all departments of the Government of NCT of Delhi are within the purview of the Hon'ble LG.

Therefore, this report has been divided into two parts:

- Part 1: Policy proposals sent to the Hon'ble LG
- Part 2: Sanctioned, filled and vacant posts in important departments

In **Part 1** of the report, all the major policy proposals or matters that have either been rejected or pending approval till date by the Hon'ble LG or have been substantially delayed before giving approval have been summarised department-wise.

In **Part II** of this report, details are given of the total sanctioned posts of all Departments of the Government of NCT of Delhi, along with the details on the positions that are filled and those that are vacant. Since the judgment of the Hon'ble High Court on 04.08.2016, it is the legal position that all issues of 'Services' are within the purview of the Hon'ble LG.

Therefore, ensuring that all vacancies within GNCTD are filled is the responsibility of the Hon'ble LG. Vacancies have an impact on execution of various projects of any Department, as inadequacy of staff bottlenecks both the deliberation on and the implementation of policies. Therefore while appraising the performance of the office of the LG, an important indicator is the vacancies in every department.

The Government of NCT of Delhi believes in accountability of all institutions, and has therefore presented the 'Outcome Budget Report Card' and the 'Timeline Budget' in this Budget session. In continuation we are now tabling 'Outcomes of the Office of the Lieutenant Governor' before the Delhi Assembly, to ensure that this institution remains accountable to the people of Delhi.

PART I

Policy Proposals sent to the Hon'ble LG

Education Department

1. HIGHER EDUCATION LOAN GUARANTEE SCHEME

Project/File description: Students passing out of school from lower socio-economic strata are unable to access higher education due to their inability to afford the fee of higher education institutions. They are also unable to access loans, since banks demand collateral for giving a student loan. However, the very students who do not have collateral are the ones who need the student loan the most. Access to higher education means access to economic opportunity and social mobility. Therefore, the Government of NCT of Delhi set up the 'Delhi Higher Education and Skill Development Credit Guarantee Trust' that would be given a corpus from the government and would be the guarantor for a student loan. This would mean that meritorious students from economically weaker sections would get access to loans up to ₹ 10 lakhs for pursuing higher education.

File Sent to Hon'ble LG for approval on: 30.08.2016

Hon'ble LG's Comments/decision and Subsequent Developments: Hon'ble LG's response received on 13.02.2017

- On 13.2.2017, the Hon'ble LG requested the file to be resubmitted after examining legal issues raised by Law Department. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for examination by the Law Department.
- After several rounds of deliberations with Finance and Law departments, the new proposal with the incorporated changes was passed by the Cabinet and sent to Hon'ble LG on 06.09.2017.
- The Law Department clearly stated that Hon'ble LG could exercise his powers to approve and actualise the proposal. However, instead of approving the proposal, on 18.09.2017, the Hon'ble LG advised the government to consult relevant ministries in Government of India to address the issue of legality of certain provisions in the modified proposal. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the

substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for further discussion with a central government department.

- On 21.09.2017, the Hon'ble Deputy Chief Minister did a Press Conference sharing that the Hon'ble LG had not agreed to the proposal for Student Loans. On 29.09.2017, Hon'ble Deputy Chief Minister wrote to Hon'ble LG quoting the opinion of the Law Departments that Hon'ble LG could exercise his power to actualise this proposal and that getting inputs from departments in GOI would further delay getting this initiative started.
- After the Hon'ble Deputy Chief Minister's Press Conference, there was a lot of negative media publicity regarding the decision of the Hon'ble LG. Finally under media pressure, the Hon'ble LG approved **exactly the same proposal on 04.10.2017**

Date of Final Approval by the Hon'ble LG: 04.10.2017

Avoidable Delay: The Hon'ble LG was sent the proposal on 30.08.2016, and could have cleared it then itself as he had the legal authority to overcome the issues raised by the Law Department. Yet he chose to send it back for re-examination, which led to an avoidable delay of **402 days** in the approval of the policy.

2. REQUEST FOR OFFICERS FOR THE DIRECTORATE OF EDUCATION

Project/File description: The Directorate of Education has 13 education Districts, each of which is headed by a Deputy Director of Education (DDE), who is responsible for all government, government-aided and private schools in the District. With the number of private schools having increased, as also the regulatory functions and legal matters associated with them (like fee regulation, EWS admissions, etc), much of the time of the DDEs is spent on matters related to private schools and inadequate time and attention is paid to government schools. With this background, the Education Minister wrote to the Hon'ble LG asking him to post one DANICS officer in every Education District, who would be designated as DDE (Private Schools). This officer would be responsible for all issues related to private schools and the existing DDEs would supervise all functions related to government schools and the education reforms being carried on there.

Letter sent to Hon'ble LG on: 18.12.2017

Hon'ble LG's Comments/decision and Subsequent Developments: No response has been received from the Hon'ble LG

Impact of Hon'ble LG's Inaction: Shortage of officers has completely crippled the Directorate of Education, at a time when GNCTD is spending 25% of its budget on Education. Since the Hon'ble LG is not providing adequate manpower, it is having serious consequences in spending this money. Moreover, with such shortage of officers and high legal requirements in matters related to private schools, officers are unable to pay adequate attention to government schools, which in turn is impacting exam results.

3. PROVISION OF MID DAY MEALS BY AKSHAYA PATRA FOUNDATION

Project/File description: There have been concerns about the quality of food served in the mid-day meal in Government of NCT of Delhi schools. For this reason, the GNCTD had approached the Akshaya Patra Foundation for supplying high quality mid day meals to all school children. Akshaya Patra Foundation is regarded as the best mid-day meal provider across the country for two reasons: one, their kitchens are centralised, extremely hygienic and have modern equipment; two, they raise their own CSR funds which they use to provide higher nutritional content in the midday meal. When GNCTD approached Akshaya Patra, they were already working in 7 states (including Karnataka, Chattisgarh, Gujarat, Karnataka and Rajasthan). In each of these states, the state government had allotted a piece of land to Akshaya Patra Foundation on a licence-to-use basis, where Akshaya Patra had set up a centralised kitchen with their own funds. The work was awarded to Akshaya Patra Foundation on a nomination basis, without any tender. Additionally, Akshaya Patra was using CSR funds to add extra items to the mid-day meal menu. Based on the model of these states, GNCTD decided to allot a land parcel to Akshaya Patra on a license-to-use basis for setting up a centralised kitchen. The cost of setting up the kitchen was to be borne by the Foundation. This policy was initiated to improve the quality of mid-day meals being served to children in Delhi government schools. Before the proposal was brought to the Cabinet, the Hon'ble CM went and met the Hon'ble LG and the latter assured that he would approve the proposal since it was in public interest.

File Sent to Hon'ble LG for approval on: 21.08.2017

Hon'ble LG's comments/decision and Subsequent Developments:

- LG's response received on 20.11.2017

- The Hon'ble L-G observed that the "proposal should be examined with reference to financial rules and transparency considerations as to whether this work can be awarded and / or land can be allotted to a single agency on nomination basis. There could be other similarly placed agencies/NGOs willing to make the same offer." It was also recommended that other agencies should be explored to cover the supply of meals for all the children. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for further explorations by the administrative department.
- The questions raised by the Hon'ble LG had already been addressed in the file that was sent to him. But once he put those questions on the file, the entire process was re-started and the file went back-and-forth within multiple departments for 4 months
- Cabinet Note was once again tabled in the Cabinet Meeting on 06.03.2018. The Foundation has three rented properties where central kitchens are in operation, and it had been proposed that the Foundation may be empanelled on a nomination basis. The Cabinet directed the Department to inquire the status of the agreements of the Foundation with other State governments. The report has been submitted to the Hon'ble Deputy Chief Minister on 28.03.2018. The matter will be placed before the next cabinet meeting and then sent to the Hon'ble LG again.

Date of Final Approval by the Hon'ble LG: Proposal will be sent to the Hon'ble LG once again

Impact of the delays by the Hon'ble LG: The Hon'ble LG could have cleared this proposal when it was sent to him on 21.08.2017. However, he raised irrelevant queries and introduced delay and red-tapism. Ultimately it is the students who suffered as they are deprived of high quality food.

Health Department

1. ESTABLISHING 1000 AAM AADMI MOHALLA CLINICS

Project/File description: The Government of NCT of Delhi aims to achieve the goal of Universal Health Coverage (UHC) by taking health care services to citizens at their doorstep by building a large network of 1000 Aam Aadmi Mohalla Clinics (AAMCs). These clinics are envisaged to provide patient-friendly, free medical for people from every strata of society. The goal is to assure primary health services, reduce out-of-pocket expenditure on healthcare and reduce patient-load at specialist health facilities such as the polyclinics, multi-specialty and super-specialty hospitals.

In the pilot phase in 2016-17 when 101 such clinics were made operational in rented structures, it was found that these clinics attracted an average footfall of 80 OPD visits per day per clinic, or approximately 25,000 OPD visits per clinic per year. As such, by establishing 1000 AAMCs, the capacity of OPD visits that can be handled by the Delhi government health care system would increase by 2.5 Crore per annum, which is almost 75% the current capacity of 3.35 crore OPD visits per annum in all hospitals and dispensaries combined. Under the present proposals, 1000 AAMCs will be established through PWD at an estimated cost of Rs 209.59 crore including the resources required for making these AAMCs operational.

File Sent to Hon'ble LG for approval on: 26.05.2017

Hon'ble LG's Comments/decision and Subsequent Developments: LG's response received on 05.07.2017.

- In a short two paragraph note, the LG did not discuss any matter pertinent to the policy decision of establishing 1000 Mohalla Clinics but instead held off from giving approval to the Cabinet decision citing "some complaints about functioning of Mohalla Clinics related to hiring of private premises, selection of doctors and other financial and procedural irregularities".
- The Hon'ble LG mentioned that the complaints have been forwarded to Vigilance/Health department and suggested waiting for these complaints to be inquired into. While doing so, the Hon'ble LG did not consider the fact that some of these complaints were filed by prominent political opponents like Mr. Ajay Maken and could be politically motivated. And even if they held any merit, a process to

handle such complaints is part of the routine functioning of any public dealing department of GNCTD and did not necessitate putting the entire proposal on hold.

- In any case, the matter was referred to the Vigilance department (which reports directly to the Hon'ble LG) but no response was received from Vigilance department too for several weeks. It was only after over 40 MLAs protested at the Raj Niwas for several hours against the endless delay in approval of Mohalla Clinics scheme and negative media coverage against the Hon'ble LG, that he finally gave approval on 04.09.2017.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG gave his concurrence to the proposal on 04.09.2017.

Avoidable Delay: The Hon'ble LG should have ideally cleared the proposal by 26.05.2017 but gave his concurrence on 04.09.2017 leading to an avoidable delay of **101 days**.

2. ESTABLISHING 500 AAM AADMI MOHALLA CLINICS IN SCHOOLS

Project/File description: The Health status of children in Government of NCT of Delhi schools is quite serious. In 2016-17, 44% children from Classes 1 to 8 were found to be underweight, 16,500 students from 325 schools covered for screening under School Health Programme were referred to nearby dispensary/hospital for general health or nutrition related issue and 600 students were found to be victims of substance abuse. Under the current structure, the School Health Programme of the Health department operates centrally and is able to cover each school for screening and consultation only once in three years.

To address this serious gap in healthcare facilities for students, GNCTD decided that 500 out of the 1000 Aam Aadmi Mohalla Clinics (AAMCs) would be setup in portacabins in schools and adequate Human Resources would be provided for management of health care needs of the school children and citizens of the area. These clinics would ensure dedicated attention round-the-year to medical needs of school children for two hours per shift, and for the remaining time, they would cater to the primary health care needs of the community. The clinics will be established at the perimeter of school buildings and in such a way that general public will not need to enter school premises to access AAMC, and at the same time adequate security protocols for safety of school children shall be ensured.

File Sent to Hon'ble LG for approval on: 17.08.2016

Hon'ble LG's Comments/decision and Subsequent Developments: Hon'ble LG responded on 01.11.2016 (i.e. 10 weeks later) raising several queries on the proposal including potential violation of Delhi School Education Act and Rules, the requirement of DDA approval as well as seeking other documents referred to in the Cabinet note. The file went back and forth between the Hon'ble LG and Health department two times before a more detailed explanatory note was sent along with the same proposal to the Hon'ble LG on 03.01.2017.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG gave his concurrence to the **same proposal** on 09.01.2017.

Avoidable Delay: The Hon'ble LG should have ideally cleared the proposal when it was sent to him on 17.08.2016 but he gave his concurrence only on 09.01.2017 leading to an avoidable delay of **146 days**.

Impact of the Delay by the Hon'ble LG: The Hon'ble LG kept raising objections and asking for clarifications. No value was added and no improvement took place in the original proposal. Finally he cleared exactly the same proposal after a delay of 146 days, and it was the children of the schools and the citizens of the area who suffered.

3. ROGI KALYAN SAMITIS AND JAN SWASTHYA SAMITIS

Project/File description: The Government of NCT of Delhi is committed to providing high quality healthcare to every citizen in Delhi. However, it is a reality that many government hospitals and dispensaries are in a state of disrepair. One of the reasons government health facilities are poorly maintained is that every repair, small purchase or temporary need for personnel can only be approved from the Secretariat. This centralisation and red-tapism means inordinate delays for purchase of minor equipments and repairs. To overcome this, GNCTD decided to constitute Rogi Kalyan Samitis (RKS) and Jan Swasthya Samitis (JSS), which will help to provide local autonomy and flexibility to health facilities. It is proposed to setup 70 Rogi Kalyan Samitis, one in each Assembly Constituency to facilitate and support the Delhi health institutions within that area, and 1345 Jan Swasthya Samitis at each hospital/dispensary level. These RKSs and JSSs would have autonomy to take decisions

regarding repairs, small purchases and engaging personnel on a temporary basis. This decentralisation and autonomy would lead to greater efficiency in government hospitals and dispensaries. This is in accordance with the guidelines of the Central Government.

Three separate files with Cabinet decisions related to modification of RKS, establishing of 70 Rogi Kalyan Samitis (RKS) and 1345 Jan Swasthya Samitis (JSS) in Delhi including 42 existing RKS, and increasing Grant-in-Aid to RKS in hospitals have been sent to the Hon'ble LG's office.

File Sent to Hon'ble LG for approval on:

- Cabinet note related to modification of RKS: 17.08.2016
- Cabinet note for establishing of 70 Rogi Kalyan Samitis (RKS) and 1345 Jan Swasthya Samitis (JSS) in Delhi including 42 existing RKS was approved by Council of Ministers on 29.12.2017 and sent for Hon'ble LG's approval on 10.01.2018
- Cabinet note for increasing Grant-in-Aid to RKS in GNCTD hospitals was approved by Council of Ministers on 29.12.2017 and sent for Hon'ble LG's approval on 10.01.2018

Hon'ble LG's Comments/decision and Subsequent Developments:

- The Hon'ble LG is yet to respond to the Cabinet note for modification of RKS that was sent on 17.08.2016
- The Hon'ble LG returned the files with Cabinet decisions on establishing of 70 Rogi Kalyan Samitis and 1345 Jan Swasthya Samitis (JSS) in Delhi including that on 42 existing Rogi Kalyan Samitis, apart from the proposal for increasing Grant-in-Aid to Samitis. He has asked questions on non-performance of Rogi Kalyan Samitis in the past and performance review system for the same.
- Hon'ble Minister of Health then responded to LG's note saying that the Hon'ble CM was personally reviewing the functioning of Samitis in all Assembly constituencies and that the experience over the past year has been quite positive. Therefore the present proposal must not be compared with the Samitis of the past.

Date of Final Approval by the Hon'ble LG:

- Final approval on Modification of RKS still pending
- Approval for establishing of 70 Rogi Kalyan Samitis and 1345 Jan Swasthya Samitis (JSS) and for increasing Grant-in-aid to RKS in GNCTD hospitals was received on 28.03.2018.

Avoidable Delay: Cabinet decisions on establishing of 70 Rogi Kalyan Samitis and 1345 Jan Swasthya Samitis in Delhi including the 42 existing Samitis, and increasing Grant-in-Aid to

Rogi Kalyan Samitis should have been approved when they were sent on 10.01.2018 but the files were cleared on 28.03.2018 leading to an avoidable delay of **78 days each**.

4. ESTABLISHING DELHI HEALTHCARE CORPORATION LIMITED (DHCL)

Project/File description: The Health Department proposed to establish the Delhi Healthcare Corporation Ltd. (DHCL) as a public limited company under Companies Act 2013, to provide clinical, non-clinical, administrative and support services. These include centralised procurement of drugs and equipment, setting up and running of laboratory services, etc. Similar corporations already exist in other states such as the Rajasthan Medical Services Corporation Ltd established in 2011 and the Kerala Medical Services Corporation established in 2007. The Cabinet approved the proposal for incorporation of a public limited company by name of “Delhi Healthcare Corporation Ltd.” on 29.09.2015 and the file was subsequently submitted for ex post facto approval by the Hon’ble LG.

File Sent to Hon’ble LG for approval on: Sent for ex-post facto approval on 17.08.2016

Hon’ble LG’s Comments/decision and Subsequent Developments: Hon’ble LG did not consider the merits of the policy proposal and returned the file with the observation “I am not sure that this is such a good idea. CS/Health Secretary may discuss with me at their convenience”. The Hon’ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon’ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon’ble LG cannot return a proposal for further discussion with the Chief Secretary and Health Secretary after it has been cleared by the Cabinet.

Date of Final Approval by the Hon’ble LG: No approval

Impact of the Delay by the Hon’ble LG: This is one of the critical reforms of the GNCTD’s efforts to improve the functioning of the government-run hospitals. However, the Hon’ble LG has practically rejected this proposal

5. HEALTH INSURANCE SCHEME

Project/File description: With the aim of providing affordable and reliable Universal Health Care (UHC), the Government of NCT of Delhi moved a proposal to provide health insurance

cover for hospitalization as a key welfare measure for all citizens of Delhi. While the Government is keen to implement systematic reforms and modernize the public healthcare system in Delhi, that would still take a few years. In the interim period, therefore, the residents of Delhi should have a reliable option to meet their hospitalization expenses. Providing for a government-funded health insurance with large participation of private hospitals also ensures that the large number of beds in private hospitals of Delhi that go unutilized (as high as 50% in some hospitals) are used under this scheme. Accordingly, the Cabinet approved the proposal for Health Insurance Scheme in Delhi on 06.06.2016.

File Sent to Hon'ble LG for approval on: The Cabinet decision went for ex post facto approval to the Hon'ble LG on 30.08.2016. The Hon'ble LG's comments were received on 28.10.2016.

Hon'ble LG's Comments/decision and Subsequent Developments:

- While a copy of the cabinet decision dated 06.06.2016 was sent to the then Hon'ble LG, no objection was raised at that stage by the Hon'ble LG. Subsequently, the then Hon'ble LG raised certain issues on 28.10.2016 relating to the rationale for implementation of the Health Insurance Scheme through an autonomous society and the need for seeking concurrence of Finance department on certain matters. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for examination by the Finance Department or for minor questions to the administrative department.
- Since all matters were considered in detail at the time of Cabinet Decision and the Autonomous society was already registered, the proposal was re-submitted to the Hon'ble LG through the Hon'ble Deputy CM on 20.02.2017 with an assurance that the suggestions of the Hon'ble LG shall be addressed during the course of implementation by the Hon'ble Minister of Health. However, the Hon'ble LG once again held off from giving concurrence to the proposal and returned the file on 29.03.2017 seeking answers to the question of why the Health department proposed to implement the scheme through an autonomous society, and an advice to consult other states/UTs in India. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble

LG cannot return a proposal for discussion with departments of the Central Government.

Date of Final Approval by the Hon'ble LG: Practically rejected

6. INVESTIGATION OF CORRUPTION IN OUTSOURCING IN LNJP and GTB HOSPITALS

Project/File description: Proposal to engage HLL Life Care Ltd. For Housekeeping on nomination basis was approved by Hon'ble LG on 26.06.2014 (in the absence of an elected government) for two years at estimated cost of Rs 6.56 Crore and Rs. 5.05 Crore per annum for LNJP and GTB Hospitals respectively. A total of 176 persons were engaged for work. As per the contract, the service provider was not to subcontract any service without prior approval of the Hospital. Following issues have emerged with this contract so far:

- a. After the contract period was completed, extension of contract of 176 persons and deployment of additional manpower (additional 142 persons) was done without the approval of the Minister-in-charge/Cabinet/Hon'ble LG.
- b. Even though the contract terms prohibited subcontracting or outsourcing, the same was carried out and continued despite audit objection. HLL Life Care Ltd (a PSU) sub-contracted the work to Updated Services Pvt Ltd back to back. Moreover, HLL is apparently not a core FMS (Facility Management Service) company and has issued tenders seeking FMS from contractors for its own corporate office.
- c. Under the garb of instructions of Hon'ble LG, various officials have manipulated the case and succeeded in avoiding open tendering even though there was no emergency or unique or exception condition to justify invoking GFR 184 for avoiding open tendering.

In view of above glaring facts and apparent collusive actions between the officials and service provider, the matter was recommended by Hon'ble Health Minister to be investigated by CBI.

File Sent to Hon'ble LG for approval on: The file/case was recommended for CBI investigation to the Hon'ble LG by the Hon'ble CM on 11.09.2017.

Hon'ble LG's Comments/decision and Subsequent Developments: No response has been received from the office of the Hon'ble LG. A reminder was again sent by the Hon'ble Health Minister on 07.11.2017.

Impact of the Hon'ble LG's Inaction: A message has gone to the bureaucracy that if they close to the Hon'ble LG and hostile to the elected government, then the Hon'ble LG would protect them from any consequences even if they indulge in corruption or gross irregularities.

7. OUTSOURCING OF LAB DIAGNOSTICS SERVICES (NON-RADIOLOGICAL)

Project/File description: This proposal deals with outsourcing of diagnostic services (non-radiological) of polyclinics, mobile clinics/camps etc. to provide free lab services to the citizens of Delhi. In the pilot phase in 2016-17 when 101 Mohalla Clinics in rented structures and 24 polyclinics were made operational, it was found that the average demand for free diagnostic tests at each Mohalla clinic was 5 tests per day or 1550 tests per year, and at each polyclinic was 50 tests per day or 15,550 tests per year. With the scaling up of the primary and secondary health infrastructure of Delhi by setting up of 1000 AAMCs and 150 polyclinics, the demand for timely and quality diagnostic tests for high quality preventive healthcare is expected to rise and hence the need for outsourcing of the diagnostic services. The proposal was approved by the Cabinet on 12.12.2017 and applied to all citizens of Delhi with in-built safeguards and monitoring mechanisms to prevent excesses.

File Sent to Hon'ble LG for approval on: 20.12.2017

Hon'ble LG's Comments/decision and Subsequent Developments: The Hon'ble LG recommended a modification in the proposal to include an income ceiling for availing the benefits of free lab services, even though the matter had been considered and settled by the Council of Ministers. As a result, the file was sent back and only after the Hon'ble LG received negative media publicity did he approve the file on 16.01.2018.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG gave his concurrence on 16.01.2018.

Impact of Delay by Hon'ble LG: Finally the Hon'ble LG has approved exactly the same proposal. He has only delayed such a critical project of public importance through his objections and clarifications.

8. FINANCIAL ASSISTANCE FOR HIGH-END DIAGNOSTIC TESTS/SURGERIES

Project/File description: This proposal deals with ratification of amendments in the eligibility criteria for availing financial assistance for specified high-end diagnostic tests/surgeries in private radiological centers/hospitals through Delhi Arogya Kosh (DAK). It was proposed that no income ceiling should be applied and the benefits of availing high-end diagnostic tests/surgeries in private radiological centers/hospitals in case the same service isn't available in government hospitals within 30 days, should be available for all citizens of Delhi under the goal of Universal Health Care (UHC). The proposal was approved by the Cabinet on 12.12.2017 and applied to all citizens of Delhi with in-built safeguards and monitoring mechanisms to prevent excesses.

File Sent to Hon'ble LG for approval on: 20.12.2017

Hon'ble LG's Comments/decision and Subsequent Developments: Hon'ble LG recommended a modification in the proposal to include an income ceiling for availing the benefits of free high-end diagnostic tests/surgery services, even though the matter had been considered and settled by the Council of Ministers. As a result, the file was sent back and only after the Hon'ble LG received negative media publicity did he approve the file.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG gave his concurrence on 16.01.2018.

9. REQUEST TO REDUCE STAFF SHORTAGE IN GOVERNMENT HOSPITALS

Project/File description: The Hon'ble Chief Minister and the Hon'ble Health Minister routinely make surprise visits to hospitals run by the Government of NCT of Delhi. The most serious crisis affecting the ability of hospitals to serve patients is the severe shortage of staff. There was a shortage especially of pharmacists, which meant that there were long lines for medicines in every hospital; there was a need for filling vacant positions, getting contractual staff on an emergency basis, as well as creating more posts. In an effort to resolve this issue, the Hon'ble Chief Minister issued several directions to the Health

Department. These steps would provide immediate respite to patients as there would be adequate pharmacists for dispensing medicines, and sufficient medical personnel for operating advanced machinery.

File Sent to Hon'ble LG for approval on:

- The Hon'ble Chief Minister's directions to the Health department were issued on 16.08.2017. The Services and Health departments sent a proposal to the Hon'ble LG for approval, without consulting with the Hon'ble Chief Minister or Hon'ble Health Minister. The Hon'ble Chief Minister wrote to Hon'ble LG expressing his concern about this matter on 23.09.2017:
"Before the file was sent to you, I called for the file. To my utter surprise, the senior officers refused to show me the file saying that they had been instructed by Hon'ble LG not to show this file to any Minister including the CM... I would urge you to kindly send the file to me so that myself and my Ministers could offer our comments on the basis of our extensive visits to various hospitals and our interaction with several patients, doctors and hospital staff. The final decision would, of course, be taken by Hon'ble LG. Our objective is the same, i.e. to provide best quality health care to the people of Delhi. It is in best interests of Delhi that all of us work together and in a transparent manner."
- The Hon'ble Chief Minister wrote another letter to the Hon'ble LG on 08.01.2018: "I had requested that vacancies in hospitals be filled up at the earliest by allowing Medical Superintendents to hire people on contract basis till regular appointments are made... I was astonished to see that the Health department proposed to hire only retired personnel for these posts... The elected government, which is accountable to the people of Delhi is not even told how and by when the vacancies will be filled up."

Hon'ble LG's comments/decision and Subsequent Developments: The Hon'ble LG replied to the Hon'ble Chief Minister's letter on 11.01.2018:

- The Hon'ble LG expressed his surprise about the Hon'ble CM's objections over hiring of retired personnel, since this was the Hon'ble CM's original direction to the Health department. However, the Hon'ble LG ignored the fact that this was only one of many action plans proposed by the Hon'ble CM.
- After the Hon'ble CM's surprise visit of Guru Tegh Bahadur Hospital on 18.01.2018, the continuing need for pharmacists in hospitals was reiterated to the Hon'ble LG by the Hon'ble CM via a letter dated 19.01.2018.
- The files in question continued to bypass all Ministers of GNCTD and the advertisement for recruitment was finally issued with the condition that only retired persons were eligible to apply for the 2169 posts. As a result, only 327 applications were received for the positions.

Date of Final Approval by the Hon'ble LG: No response from the Hon'ble LG

Impact of Inaction by the Hon'ble LG: The situation of shortage of pharmacists and staff for operating high end equipment continues. This means that the people of Delhi have wait in long queues for medicines and diagnostic tests.

Public Works Department

PROVIDING 600 LED SCREENS AT VARIOUS LOCATIONS IN DELHI

Project/File description: Communication between government entities and its citizens is critical for delivery of services. LED screen signage is a natural choice for government bodies because in the long run it cuts costs of government communication, it is user friendly, saves money on promotions and disseminating information to the public, can be used to promote community events, display important real time information like pollution index during winters or in the event of an extreme emergency such as natural disasters etc. In summary, it's a cost effective, environment friendly platform to share real time information with the public. Based on the present need of the GNCTD direction for providing 600 LED screens was given by the Hon'ble Minister PWD in February 2016, and preliminary estimates totaling to Rs 137.22 crores was prepared by PWD department and sent to the Secretary, PWD on 12.02.2016. A draft cabinet note was subsequently prepared and reviewed by five departments of GNCTD and finally put up to the Hon'ble PWD minister, after revisions, on 16.08.2016.

File Sent to Hon'ble LG on: After cabinet decision, file was sent to Hon'ble LG for approval on 13.10.2016.

Hon'ble LG's Comments/decision and Subsequent Developments:

- Hon'ble LG gave directions on 24.01.2017 to address some of the technical concerns by Pr. Secretary PWD, which were already considered and decided upon by the Cabinet. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for examination by the PWD Department.
- Since then the reply of observations of Pr. Secretary, PWD was submitted on 22.03.2017
- Meanwhile, online tenders that had already been invited got cancelled on 29.04.2017 due to expiry of validity of bids and non-availability of Administrative Approval and Expenditure Sanction

- As on date, a simple but most critical aspect of governance that is effective communication to citizens has been stalled due to non-concurrence by Hon'ble LG of the Cabinet decision

Date of Final Approval by the Hon'ble LG: File still has to be put up to the Hon'ble LG again

Home Department

1. ESTABLISHING DISTRICT LEVEL COMMITTEES FOR WITHDRAWAL OF PETTY OFFENCES

Project/File description: Petty offences clog up the judicial system and cause inordinate delays in the course of justice. These delays in the justice system are a cause for tremendous inconvenience to the common people. This is especially true in cases involving senior citizens, minors, disabled and other vulnerable sections of our society. In 2013 the Delhi High Court stressed the need for focusing on quick disposal of petty offences in Hon'ble courts. The then Union Minister for Law & Justice, Mr. Kapil Sibal wrote to the Hon'ble Chief Justice of India to empower committees to review petty cases pending in courts. In 2015, the Union Law Ministry drew a 10-point litigation policy and shared it with states urging them to work towards withdrawing frivolous and ineffective cases. States like Himachal Pradesh have already set up empowered committees at state and district levels to identify obsolete cases.

In Delhi there is only one committee for withdrawing petty cases - Pr. Secy. Home is its Chairperson, Sec L&J, ACP Crime and Dir. Prosecution are its other members. Recommendations of this committee are submitted to the Hon'ble LG after which the matter is decided by the Court for final clearances. This results in a large number of petty cases awaiting clearance, in October 2015 a very small proportion of the 4,000 cases had been screened. It was thus recommended that 11 sub-committees for each Assembly constituency under the District Commissioners are created to diffuse these bottlenecks. The need for the same was rejected by the Hon'ble LG.

The pendency of the cases has naturally only increased over time – the only solution from the Government's end is to create and empower more committees. The proposal was re-submitted to the Hon'ble LG.

File sent to the Hon'ble LG on: October 2015

Hon'ble LG's Comments/Decisions and Subsequent Developments: The recommendation was rejected by the Hon'ble LG. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the

substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot simply reject a proposal by a pocket veto. Since the number of cases has increased manifold the suggestion was resubmitted to the Hon'ble LG and the matter is pending with him.

File Approved by the Hon'ble LG on: Approval on the file is still pending.

2. RE-CONSTITUTING THANA LEVEL COMMITTEES

Project/File description: The Thana Level/District Level Committees are constituted by the Hon'ble LG. These committees work as an important bridge between common citizens and the Police as they constitute elected representatives, RWA representatives including from JJ Clusters, Trade/Industry Associations (if any), Educational Institutions, Women's Organizations, and representatives of Students and Labour. They help the Police in becoming more effective, accountable and people friendly. They also advise the Police on matters of public land encroachment and unauthorized construction, grievances against the Police and role of public in crime prevention.

District and Thana Level committees in 183 Thanas and 11 Districts were to be reconstituted with new MLAs/MPs after 2014 Parliamentary Elections and 2015 Assembly Elections. Request for such reconstitution was sent and re-submitted multiple times but unlike in the past Thana level committees are yet to be created. For having effective decentralized policing through empowered committees on the ground apart from the request for reconstitution, changes in the role and constitution were also submitted.

Issues first raised with the Hon'ble LG on: 06.10.2015

Hon'ble LG's Comments/Decisions: Request for reconstitution of the committees was sent to the Hon'ble LG with suggested changes in role of these committees on 06.10.2015. The series of events that took place since then:

- On 18.4.2016 previous Hon'ble LG issued orders to do away with Thana Level Committees and only reconstituted District Level Committees
- On 20.5.2016 the proposals for constituting committees on both levels was resubmitted to the Hon'ble LG, but was rejected. District Level committees were set up on 22.08.2016.
- Increased representations from about inadequacy and breakdown of interaction with Police led to resubmission of the matter to the Hon'ble LG on 1.9.2017. Orders for monthly meetings at District level was addressed without approving the proposal for Thana level committees.

- Matter resubmitted to the Hon'ble LG on 23.10.2017 and is still pending response.

Date of Final Approval by the Hon'ble LG: Final approval is still pending; the Hon'ble LG has effectively applied a pocket veto

Revenue Department

1. SCHEME FOR GRANT OF RS 1 CRORE EX-GRATIA FOR ARMED PERSONNEL WHO DIED ON DUTY

Project/File description: Any armed personnel, if he/she dies on duty in operations, calamities and disaster relief, and is a resident of Delhi, should be awarded Rs 1 crore posthumously.

File Sent to Hon'ble LG for approval on: 01.09.2016

Hon'ble LG's Comments/decision and Subsequent Developments: LG's response received on 15.02.2017 (i.e. nearly 14 weeks later).

- The Hon'ble LG had requested inputs from Home Ministry, Defence ministry and Department of Ex-servicemen Welfare on this issue. His comments were as follows: "I support in principle the need to provide enhanced ex-gratia payment to the next of kins.....The earlier policy, explained at para 335, was based on the recommendations of Ministry of Defence. It appears that no consultation has been done while faring the new policy with stakeholders. i.e Ministry of Defence (in case of armed forces) and Ministry of Home (in case of paramilitary forces). Consultations with these ministries is important as they are in continuous touch with organisations concerned and can provide valuable inputs besides helping in ensuring a certain level of uniformity." The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for further consultations with departments of the Central Government.
- Despite several reminders via letters and phone calls since 27.04.2017 to the concerned departments, the government has not received any response from Government of India.
- On writing to the Hon'ble LG about the lack of response and thereafter requesting him to process the Cabinet decision without inputs from Government of India, Hon'ble LG this time sent back the file to with a direction to include omitted categories and inputs from Department of Ex-servicemen Welfare on 17.01.2018; effectively withholding approval till this was done. The Hon'ble LG does not have the

power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return with clarifications to the administrative department

Date of Final Approval by the Hon'ble LG: File not approved

2. RECONSTITUTION OF WAKF BOARD

Project/File description: The Delhi Wakf Board was dissolved on 07.10.2016 and this has led to difficulty in managing the duties of Wakf Board and its properties. For example, there are currently about 991 Wakf board properties that are illegally occupied. Last year several imams and widows affiliated with the Delhi Wakf Board did not receive their salary and pension respectively for several months. Therefore, a proposal was moved for the reconstitution of the Wakf Board.

File Sent to Hon'ble LG for approval on: 21.11.2017

Hon'ble LG's Comments/decision and Subsequent Developments: LG's response received on 28.11.2017

- The Hon'ble LG sent the file back on 28.11.2017 raising questions about the qualifications of two candidates and requested more information on how some existing complaints the dissolved Wakf Board have been resolved. Hon'ble LG's questions were answered on 07.12.2017.
- Due to a pending court case against one of the members, the file was sent to the Hon'ble LG on 19.12.2017 for approval with a suggestion to reconstitute the board with only 5 members. Despite an opinion from the Law Department that the Board can be constituted with 5 Members, the Hon'ble LG returned the file on 01.01.2018 asking the reconstitution be stayed till the high court issue is sorted out, as reconstituting with 5 members would reduce Muslim representation.
- Interestingly, the Hon'ble High Court has not granted any stay on this issue. Therefore, the Hon'ble LG has stayed the re-constitution of the Wakf Board in a completely illegal manner despite elections having taken place for all members

Date of Final Approval by the Hon'ble LG: File not approved

3. MUKHYAMANTRI TIRATH YATRA YOJANA

Project/File description: During the Chief Minister's public meeting hours, many senior citizens have come to ask the Chief Minister for financial assistance for pilgrimages. Since it is not possible to support this from the CM Relief Fund, a policy was initiated to provide government assistance to Delhi residents above the age of 60 to undertake a pilgrimage/ 'tirath yatra'.

File Sent to Hon'ble LG for approval on: 15.02.2018

Hon'ble LG's Comments/decision and Subsequent Developments: LG's response received on 08.03.2018

- After reviewing the file, Hon'ble LG has asked for an income criteria be added to the program to ensure only senior citizens who do not have means to undertake the pilgrimage on their own could avail government services.
- The Hon'ble LG has also questioned the need for an MLA's recommendation for residency proof and asked more information about how the system would function when the number of applicants exceeded the available slots. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for clarifications by the administrative department.
- The details that were asked for by the Hon'ble LG are still being put together by the Department and the file has not been re-submitted yet

Date of Final Approval by the Hon'ble LG: Approval still pending

4. GRANT OF 1 CRORE EX-GRATIA TO LATE SUBHEDAR RAM KISHEN GREWAL

Project/File description: During the One Rank One Pension (OROP) protests across the country, retired Subedar Ram Krishen Grewal lost his life for the cause after he consumed poison in protest of the Central government's failure to accept the ex-servicemen's demand. In view of the fact that Subedar Grewal had served in the Army for 30 years before retirement and had lost his life for the cause of fellow ex-servicemen, the Government of

NCT of Delhi decided to provide his family with an amount of Rs 1 crore as ex-gratia compensation.

File Sent to Hon'ble LG for approval on: 09.11.2016

Hon'ble LG's Comments/decision and Subsequent Developments:

- The Cabinet took the decision on 04.11.2016 and it was sent to the Hon'ble LG on 09.11.2016. When no response was received, the Council of Ministers inquired about the implementation of the earlier decision on 08.12.2016. The Hon'ble Chief Minister met with the Hon'ble LG on 03.03.2017 to personally request the Hon'ble LG to implement the Cabinet decision.
- The Hon'ble LG observed that the Cabinet decision did not specify under which scheme/policy of the GNCTD was the ex-gratia being given to the family of Subedar Grewal. The Revenue department had clarified that the ex-gratia was not covered under the existing scheme for war widows, war disabled, POWs, missing in war/operations, etc of Defence Personnel.
- The GNCTD via a Cabinet decision on 08.12.2016 had made an exception to the existing scheme to provide the ex-gratia. However, the Hon'ble LG rejected the proposal observing that the specific case did not fall within the parameters of the scheme.
- The Hon'ble Chief Minister responded on 30.03.2017 noting that although the specific case was not covered by the existing policy, the Hon'ble LG had not taken note of the fact that the Council of Ministers had therefore made a specific exception for this purpose. The Hon'ble LG was reminded that the policy in question was approved by the Cabinet first on 01.04.2015, then amended on 24.02.2016 and on 21.09.2016. This suggests that the Cabinet was empowered to draft and amend the policy, and is therefore within its right to make an exception for this case. It was also communicated that the scheme is neither a statutory scheme, nor a Central government scheme, but was "purely a decision of Delhi Government finalized by Delhi Cabinet."
- The Hon'ble LG rejected the proposal once again with no response to the Hon'ble Chief Minister's explanation, but an offer of sympathy for the family of the bereaved family.
- The Hon'ble Chief Minister wrote back to the Hon'ble LG invoking the Transaction of Business Rules, according to which, in the case of a difference of opinion, the Hon'ble LG is required to refer the matter to the Council of Ministers for its consideration.

- On 05.05.2017, the Hon'ble LG referred the proposal back to the Council of Ministers according to Rule 49 as mentioned by the Hon'ble Chief Minister.
- On 13.07.2017, the Cabinet reiterated its original decision urging the Hon'ble LG to reconsider his decision.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG referred it to the President under the proviso to Article 239AA (4) of the Constitution

Services Department

1. REVISION OF PAY SCALE FOR DANICS OFFICERS

Project/File description: The Delhi, Andaman & Nicobar Islands Civil Service (DANICS) cadre serves the Government of NCT of Delhi apart from other Union Territories across India. The DANICS officers have had a longstanding demand that they be granted an enhanced pay, at par with the state public service officers of the same rank in other states. The GNCTD proposed to grant a Grade Pay of Rs 10000 in the Pay Band-IV and a time bound grant of scale of Grade Pay of Rs 8700 and Rs 7600 after completion of 18 years and 13 years respectively. The same proposal was initially moved by the Union Ministry of Home Affairs in 2006, but no decision was taken since. The DANICS officers demand for parity of pay with officers of other states is a legitimate demand that should not have been ignored for ten years. The GNCTD accepted the demand in the interest of the sustained satisfaction and morale of officers of the DANICS cadre.

Decision taken on: The Cabinet decision was sent on 07.08.2015.

Hon'ble LG's comments/decision and Subsequent Developments: Hon'ble LG's response received on 17.09.2015

- The Hon'ble LG communicated the Government of India's decision to the GNCTD as the delegatee of the Central government, that the GoI has declared the decision/order of change in pay structure of DANICS officers as illegal and *ab initio* void.
- It was also communicated directly to all officers serving under GNCTD that the compliance of any 'illegal and void' order of the GNCTD would result in disciplinary action and recovery of financial loss caused to the Government as a result of such action.
- It was also communicated that "any officer placed with the GNCTD who acts contrary to the directions/orders of the Government of India or its delegatee, i.e. Lt. Governor, Delhi, and takes any action against the provisions of the Constitution, laws and rules to implement illegal and *ab initio* void orders, will be held responsible for such action and shall invite action.."

Date of Final Approval by the Hon'ble LG: The Hon'ble LG referred the proposal to the President under the proviso to Article 239AA (4) of the Constitution

2. OFFICERS' STRIKE

Project/File description: IAS and DANICS officers of GNCTD have been on strike since February 20, 2018. For the first time in independent India, officers have gone on strike where they are not attending meetings called by the Minister-in-Charge, not answering phone calls or WhatsApp messages.

File/Letters sent to the Hon'ble LG: On 26.02.2018, the Hon'ble Dy Chief Minister wrote to the Hon'ble LG about how senior officers were refusing to attend meetings called by Ministers and how this was in gross violation of IAS conduct rules. He requested the Hon'ble LG to ensure that officers begin to start attending meetings

Response of the Hon'ble LG and Subsequent Developments:

- On 27.02.2018, the Hon'ble LG wrote to the Hon'ble Chief Minister saying that, '... as far as I know, there has not been any strike by any section of the bureaucracy'
- On 28.02.2018, the Hon'ble Dy Chief Minister once again wrote to the Hon'ble LG pointing out that his letter seemed to be encouraging IAS officers to stay away from meetings of Ministers

Action Taken by the Hon'ble LG: No action has been taken by the Hon'ble LG despite a gross violation of conduct rules by officers of GNCTD. 'Services' comes under the purview of the Hon'ble LG and therefore any action has to be taken by him. The lack of any action against officers for violation of service rules seems to indicate that the officers strike is supported by the Hon'ble LG

Administrative Reforms Department

1. DOORSTEP DELIVERY OF PUBLIC SERVICES

Project/File description: Citizens face a lot of difficulties while accessing government services, as this involves standing in line for hours at government offices, uncertainty and lack of clarity about dates and times on which the services can be availed, as well as repeated trips to government offices due to non-availability of officers. People wishing to avail of these government services have to give up several working days to get their work done. This policy entailed the engagement of 'mobile sahayaks' to go to the doorsteps of people and provide 40 public services (such as Issue of NOC, SC/ST certificate, Domicile Certificate etc) in first phase and 30 more such services in the second phase.

File Sent to Hon'ble LG for approval on: 18.12.2017

Hon'ble LG's Comments/decision and Subsequent Developments: Hon'ble LG's response received on 25.12.2017

- The Hon'ble LG declined approval for this proposal on 25.12.2017 writing that these services would increase traffic congestion and hence air pollution in Delhi. He suggested setting up of internet kiosks in various areas to provide these services instead. He also raised concerns about safety of people using these services and said they will increase the overall cost of government services as citizens need to bear an additional facilitation fee.
- This decision was met with negative media coverage, since people from all walks of life face difficulty and harassment in accessing government services.
- The file was re-submitted to the Hon'ble LG on 11.01.2018.

Date of Final Approval by the Hon'ble LG: 15.01.2018

2. CHIEF MINISTER'S URBAN LEADERSHIP FELLOWS PROGRAMME

Project/File description: Urban Governance, especially of large metropolitan cities like Delhi, is increasingly being understood across the world as an extremely complex policy

task, requiring higher and higher expertise. Chief Ministers Urban Leadership Fellows program was conceptualised as a program to get experts from different fields, from across the country to work with the Government of NCT of Delhi. The program was designed as a two-year Fellowship along the lines of the Prime Minister's Rural Development Fellowship. Each Fellow would work on a key project of a specific Department, based on their background and experience.

File Sent to Hon'ble LG for approval on: 30.08.2016

Hon'ble LG's Comments/decision and Subsequent Developments: Hon'ble LG's response on 14.03.2018

- The Hon'ble LG did not approve the scheme but sent it to the Chief Secretary to examine whether it was a 'Services' matter and involved the creation of posts. The file was then examined by Services, Planning and Finance departments and it was observed that creation of new posts were not required. The said file was finally submitted for intimation of the status of the CMULF programme to Hon'ble LG on 15.01.2018.
- Based on the observations of the Shunglu Committee report, the Administrative Reforms Department prepared a revised cabinet note for CMULF programme. This was circulated and comments of Law, Services, Planning, Finance and TTE departments were answered by Administrative Reforms department. After approval of the Council of Ministers, the final Cabinet decision was sent to Hon'ble LG on 06.03.2018.
- Hon'ble LG sent the file back on 14.03.2018 with the inputs that a written examination should be included as a part of the selection process and that weightage of interview should be reduced in the interest of transparency and objectivity.
- Obviously, an elaborate written exam for a simple fellowship program is practically killing the scheme. At a time when there are more than 30,000 vacant posts in GNCTD and the Delhi Subordinate Services Selection Board (DSSSB) does not have the capacity to conduct exams for these posts on time, who will conduct the exam for this Fellowship?

Date of Final Approval by the Hon'ble LG: The suggestions of the Hon'ble LG have practically killed the project

Urban Development Department

TOWN VENDING COMMITTEES

Project/File description: Under the Street Vendors (Protection of Livelihood & Regulation of Street Vending) Act, 2014, the GNCTD's Scheme was notified on 23.09.2015. After representations from street vendors, pressure groups regarding certain restrictions placed on vending by the existing Rules, the GNCTD proposed changes in the Rules and Scheme, which were notified on 07.01.2016. The Act prescribes the formation of Town Vending Committees for efficient regulation of street vending, with a significant role of elected street vendors in the TVCs, making them stakeholders in the regulatory framework. The notification of the Rules and the Scheme was essential for the implementation of the legal protection the 2014 Act promised to street vendors.

File Sent to Hon'ble LG for approval on: 15.09.2016

Hon'ble LG's Comments/decision and Subsequent Developments: LG's response received on 30.09.2016

- The Hon'ble LG questioned the changes in the Scheme and Rules notified by the GNCTD in 2016 in supersession of the earlier Rules notified by the Hon'ble LG in 2014 (in the absence of an elected Government), especially the increase in number of TVCs, their composition, change in the role of local bodies vis-a-vis GNCTD. The Hon'ble L-G questioned the legality of the notification since his approval had not been sought.
- Despite the reasons for changes in the Rules and Scheme being noted on several occasions in the file notings, the Hon'ble LG observed "No explanation for the changes made have been provided by the Administrative Department". The file was asked to be re-submitted with detailed explanations for changes made, along with a fresh opinion of the Law department.
- It took several months for the Law Department to address the queries of the Hon'ble LG. The file was subsequently re-submitted by the Hon'ble Chief Minister to the Hon'ble LG on 23.06.2017.
- The Hon'ble LG returned the file stating that the GNCTD may consider the Union Ministry of Housing and Urban Poverty Alleviation's (HUPA) draft rules on 11.07.2017. After the GNCTD considered the Hon'ble LG's recommendation, the file was re-submitted and concurrence was obtained on 04.09.2017.

- The Hon'ble High Court on 05.09.2017 directed the GNCTD to amend the rules to include the process of election for the first TVCs, in place of the nomination process earlier notified. After the changes mandated by the Hon'ble High Court were made, the Hon'ble L-G approved the proposal on 28.11.2017.
- The GNCTD made fresh amendments, regarding which the Hon'ble L-G raised objections on 28.12.2017 regarding number of representatives from local bodies and the minimum rank of police representatives.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG gave his concurrence to the proposal on 04.01.2018.

Avoidable Delay: The proposal was submitted to the Hon'ble LG on 14.09.2016 but he gave his concurrence after multiple re-submissions on 04.01.2018. If the period after the concurrence on 04.09.2017 and subsequent delay as a result of the Hon'ble High Court's directions are discounted, the avoidable delay was of **376 days**.

Transport Department

RECONSTITUTION OF DTC BOARD

Project/File description: The Delhi Transport Corporation (Board of Directors) Rules were amended in the year 2004 and as per the amended rules, the Board shall consist of a Chairman and seven official Directors including a Managing Director, and ten non-official Directors. The present Board does not have any representative in so far as non-official Directors are concerned. The break-up of ten non-official Directors are as under: four shall be representatives of Legislative Assembly of NCT of Delhi, four shall be persons with expertise in the field of transportation, two shall be persons to represent the commuters of Delhi. Accordingly, a proposal was put up by the Hon'ble Minister of Transport through Hon'ble CM to the Hon'ble LG to reconstitute the DTC board and appoint the ten non-official Board of Directors, including 4 MLAs nominated by the Hon'ble Speaker of Legislative Assembly of NCT of Delhi. In addition, the Hon'ble Minister of Transport was to be appointed as the Chairman of the DTC Board. The Hon'ble Minister of Transport, in his note dated 14.12.2017 also flagged several instances where MLAs had been appointed to the Board of Directors and as Chairman of autonomous corporations after suitable amendments of Rules by several State governments.

File Sent to Hon'ble LG for approval on: 15.12.2017

Hon'ble LG's Comments/decision and Subsequent Developments: Hon'ble LG returned the file to the Hon'ble Chief Minister on 28.12.2017 raising queries. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal with queries to the administrative department. The file has moved back and forth with the office of the Hon'ble LG twice and was last sent to him on 08.02.2018.

Date of Final Approval by the Hon'ble LG: Final approval pending

Labour Department

REVISION OF MINIMUM WAGES IN DELHI

Project/File Description: The minimum wages in Delhi had not kept pace with the actual rise in prices and living standards. As the file explores, the minimum wages were not enough to sustain a family unit- for the purchase of food with enough nutritional values apart from their other living expenses. Wages that don't match up to the rising costs of living in the city become the cause of families living at the edge of poverty. Therefore, there was a pressing need to increase the current rates and provide workers at all levels with a fair minimum wage.

File sent to the Hon'ble LG for approval on: 22.08.2016

Hon'ble LG's Comments/Decisions: Hon'ble LG's response received on 02.09.2016.

- The Hon'ble LG while agreeing in principle to the need for increasing the minimum rate of wages stalled the approval of the proposal by claiming that it suffers "serious legal infirmities".
- The Hon'ble LG said that the original Minimum Wages Advisory Committee, whose recommendations formed the basis of the proposal, was not formed with his approval. Therefore, a new committee should be constituted.
- The Hon'ble LG could have given ex-post facto approval to the original Minimum Wages Advisory Committee, but he chose to send the file back. Exactly the same Committee was reconstituted, this time with the approval of the Hon'ble LG. The Committee repeated the same process of consultations, had 9 meetings and thereafter gave exactly the same recommendations
- The last meeting of this newly formed committee was on 15.02.2017 and its proposal received Cabinet approval on 25.02.2017.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG finally approved the revised minimum wages on 02.03.2017.

Avoidable Delay: The Hon'ble LG stated that he understood the urgency of improving the minimum wages, as he writes in the file. Yet he insisted on constituting a new committee instead of giving ex-post facto approval and going through all the proceedings once again. This caused an unnecessary delay of **192 days**.

Development Department

1. RE-CONSTITUTION OF FISH, POULTRY AND EGG MARKETING COMMITTEE, GAZIPUR

Project/File Description: The Fish, Poultry and Egg Marketing Committee, comes under the APMC Act and is responsible for ensuring fair trade and protecting producers from exploitation. The term of the last Market Committee expired on 30.05.2014 and elections and nominations for the new committee were held thereafter.

File sent to the Hon'ble LG for Approval on: 06.06.2017

Hon'ble LG's Comments/ Decisions and Subsequent Developments:

- On the basis of the last precedence adopted in the constitution of Market Committees and approved by the Hon'ble LG in the preceding tenure, the file was prepared and sent to the Hon'ble LG for approval.
- However, the Hon'ble LG effectively refused approval to the file by writing that the administrative department should 'confirm that the requirements as prescribed in terms of eligibility and procedure are met in respect of each nomination being proposed.'
- In response to the query raised by the Hon'ble LG, the Department spent time to prepare a fresh list of Committee members. The file was finally re-submitted to the Hon'ble LG on 09.10.2017
- The Hon'ble LG once again stalled in giving his approval. The Hon'ble LG only gave his approval once the East DMC nominated the name of a councillor to the Market Committee.

Date of Final Approval by the Hon'ble LG: 02.11.2017

Avoidable Delay: The Hon'ble LG should have avoided delay on two occasions. One, when he asked to confirm requirements, he discredited the already established precedent of the department and two, when he awaited the name of an East DMC Councilor. The Hon'ble LG thus delayed the work by **150 days**.

2. RE-CONSTITUTION OF AGRICULTURAL PRODUCE MARKETING COMMITTEE (SHAHDARA), GAZIPUR

Project/File Description- The Agricultural Produce Marketing Committees, come under the APMC Act and are responsible for ensuring fair trade and protecting agricultural producers from exploitation. The term of the last Market Committee expired on 28.08.2016 and elections and nominations for the new committee were held thereafter.

File sent to the Hon'ble LG for Approval on: 06.06.2017

Hon'ble LG's Comments/Decisions and Subsequent Developments:

- On the basis of the last precedence adopted in the constitution of Market Committees and approved by the Hon'ble LG in the preceding tenure, the file was prepared and sent to the Hon'ble LG for approval.
- However, the Hon'ble LG effectively denied approval to the file by writing that the administrative department should 'confirm that the requirements as prescribed in terms of eligibility and procedure are met in respect of each nomination being proposed.'
- In response to the query raised by the Hon'ble LG, the Department spent time to prepare a fresh list of Committee members, which was finally submitted to the Hon'ble LG on 28.11.2017

Date of Final Approval by the Hon'ble LG: 05.12.2017

Avoidable Delay: The Hon'ble LG was submitted the proposal on 06.06,2017 and he approved it on 05.12.2017, thus delaying the work by **183 days**.

3. RE-CONSTITUTION OF AGRICULTURAL PRODUCE MARKETING COMMITTEE, KESHOPUR

Project/File Description- The Agricultural Produce Marketing Committees, come under the APMC Act and are responsible for ensuring fair trade and protecting agricultural producers

from exploitation. The term of the last Market Committee expired on 28.08.2016 and elections and nominations for the new committee were held thereafter.

File sent to the Hon'ble LG for Approval on: 06.06.2017

Hon'ble LG's Comments/Decisions:

- On the basis of the last precedence adopted in the constitution of Market Committees and approved by the Hon'ble LG in the preceding tenure, the file was prepared and sent to the Hon'ble LG for approval.
- However, the Hon'ble LG effectively denied approval to the file by writing that the administrative department should 'confirm that the requirements as prescribed in terms of eligibility and procedure are met in respect of each nomination being proposed.'
- In response to the query raised by the Hon'ble LG, the Department spent time to prepare a fresh list of Committee members, which was finally submitted to the Hon'ble LG on 28.11.2017

Date of Final Approval by the Hon'ble LG: 04.12.2017

Avoidable Delay: The Hon'ble LG was submitted the proposal on 06.06.2017, but approved it only on 04.12.2017, thus delaying the work by **183 days**.

4. RE-CONSTITUTION OF FLOWER MARKETING COMMITTEE (IFC), GAZIPUR

Project/File Description- The Flower Marketing Committee, comes under the APMC Act and is responsible for ensuring fair trade and protecting producers from exploitation. The term of the last Market Committee expired on 28.08.2016 and elections and nominations for the new committee were held thereafter.

File sent to the Hon'ble LG for Approval on: 06.06.2017

Hon'ble LG's Comments/Decisions:

- On the basis of the last precedence adopted in the constitution of Market Committees and approved by the Hon'ble LG in the preceding tenure, the file was prepared and sent to the Hon'ble LG for approval.

- However, the Hon'ble LG effectively denied approval to the file by writing that the administrative department should 'confirm that the requirements as prescribed in terms of eligibility and procedure are met in respect of each nomination being proposed.'
- In response to the query raised by the Hon'ble LG, the Department spent time to prepare a fresh list of Committee members, which was finally submitted to the Hon'ble LG on 28.11.2017

Date of Final Approval by the Hon'ble LG: 04.12.2017

Avoidable Delay: The Hon'ble LG was submitted the proposal on 06.06.2017, but approved it only on 04.12.2017, thus delaying the work by **183 days**.

5. RE-CONSTITUTION OF AGRICULTURAL PRODUCE MARKETING COMMITTEE (MARKET OF NATIONAL IMPORTANCE), AZADPUR

Project/File Description- The Agricultural Produce Marketing Committees, come under the APMC Act and are responsible for ensuring fair trade and protecting agricultural producers from exploitation. The term of the last Market Committee expired on 15.02.2017 and elections and nominations for the new committee were held thereafter.

File sent to the Hon'ble LG for Approval on: 01.06.2017

Hon'ble LG's Comments/Decisions:

- On the basis of the last precedence adopted in the constitution of Market Committees and approved by the Hon'ble LG in the preceding tenure, the file was prepared and sent to the Hon'ble LG for approval.
- However, the Hon'ble LG effectively denied approval to the file by writing that the administrative department should 'confirm that the requirements as prescribed in terms of eligibility and procedure are met in respect of each nomination being proposed.'
- In response to the query raised by the Hon'ble LG, the Department spent time to prepare a fresh list of Committee members, which was finally submitted to the Hon'ble LG on 03.10.2017

Date of Final Approval by the Hon'ble LG: 30.10.2017

Avoidable Delay: The Hon'ble LG was submitted the proposal on 01.06.2017, but approved it only on 30.10.2017, thus delaying the work by **152 days**.

6. RE-CONSTITUTION OF AGRICULTURAL PRODUCE MARKETING COMMITTEE, NARELA

Project/File Description- The Agricultural Produce Marketing Committees, come under the APMC Act and are responsible for ensuring fair trade and protecting agricultural producers from exploitation. The term of the last Market Committee expired on 28.08.2016 and elections and nominations for the new committee were held thereafter.

File sent to the Hon'ble LG for Approval on: 12.06.2017

Hon'ble LG's Comments/Decisions:

- On the basis of the last precedence adopted in the constitution of Market Committees and approved by the Hon'ble LG in the preceding tenure, the file was prepared and sent to the Hon'ble LG for approval.
- However, the Hon'ble LG effectively denied approval to the file by writing that the administrative department should 'confirm that the requirements as prescribed in terms of eligibility and procedure are met in respect of each nomination being proposed.'
- In response to the query raised by the Hon'ble LG, the Department spent time to prepare a fresh list of Committee members, which was finally submitted to the Hon'ble LG on 09.10.2017
- The Hon'ble LG once again stalled in giving his approval. The Hon'ble LG only gave his approval once the North DMC nominated the name of a councillor to the Market Committee.

Date of Final Approval by the Hon'ble LG: 02.11.2017

Avoidable Delay: The Hon'ble LG was submitted the proposal on 12.06.2017, but approved it only on 02.11.2017, thus delaying the work by **148 days**.

Food and Civil Supplies Department

DOORSTEP DELIVERY OF RATION

Project/File description: The present model of distribution of ration under the Targeted Public Distribution System suffers from serious leakages, including corruption and inefficiencies. In order to overcome the inherent difficulties of this process, the GNCTD has proposed to Home Deliver ration, eliminating the need for the existing dysfunctional machinery of ration shops. There are close to 20 lakh beneficiaries of the targeted PDS, but the widespread corruption and inefficiency of ration shops, coupled with the temporary linking of distribution with Aadhar resulted in the exclusion of at least 2.5 lakh rightful beneficiaries. The 'Doorstep Delivery of Ration' scheme will plug most of the existing leakages, apart from making ration accessible to the section of the population that is unable to commute to the ration shops on a regular basis, such as senior citizens and the disabled.

File Sent to Hon'ble LG for approval on: 14.03.2018

Hon'ble LG's Comments/decision and Subsequent Developments: LG's response received on 20.03.2018

- The Hon'ble LG returned the file with several observations; it was suggested that instead of distributing ration, the GNCTD should consider Direct Benefits Transfer.
- The Hon'ble LG directed that the approval of the relevant department of the Central Government be obtained. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal asking for approval by a department of the Central Government.

Date of Final Approval by the Hon'ble LG: The Hon'ble LG has not yet given his concurrence.

Department of Information & Publicity

REQUEST FOR CHANGE OF DIRECTOR DIP

Project/File description: The Department of Information and Publicity (DIP) is a crucial department in the Government, since it is responsible for ensuring that information regarding different schemes of the government reaches each citizen. Therefore, the impact of the policies of all departments is dependent upon the role played by DIP. Due to the incompetence of the DIP during crucial campaigns, the Hon'ble Deputy Chief Minister wrote several letters to Hon'ble LG asking for a change in the Director DIP.

Letters sent to Hon'ble LG on:

- On **07.06.2017**, the Hon'ble Deputy Chief Minister wrote to the Hon'ble LG regarding the non-cooperation of the Director in the matters of i) Organising a Facebook Live to interact directly with Delhi's traders regarding implementation of GST, ii) Designing a media campaign to publicise the new minimum wages, iii) Publicising the excellent Class 12 results of children studying in Delhi's government schools. Hon'ble L-G was requested to find a suitable replacement for the officer concerned
- On **13.06.2017**, the Hon'ble Deputy Chief Minister wrote another letter about the difficulty he was facing in the release of advertisement campaigns on awareness about Dengue and Chikunguniya, and also the Education loan scheme
- On **16.06.2017**, the Hon'ble Deputy Chief Minister wrote again expressing his anguish over the fact that the awareness campaign about mosquito borne diseases was not being put out by the department.

Hon'ble LG's Comments/decision and Subsequent Developments: No response from the Hon'ble LG

Environment Department

WETLAND REGULATORY AUTHORITY

Project/File description: Under the Wetlands (Conservation and Management) Rules, 2010, the Central Government has to constitute a Wetland Authority for the conservation and management of wetlands in Union Territories. This Wetland Authority would identify the wetlands present within their territory and then take measure to protect this sensitive ecosystem from encroachments and various forms of pollution.

File Sent to Hon'ble LG for approval on: 24.07.2017

Hon'ble LG's Comments/decision and Subsequent Developments:

- For the constitution of a Wetland Authority in Delhi, a proposal was sent to the Hon'ble LG with details of members (both ex-officio and nominated), and the proposed Chairman.
- The Hon'ble LG withheld approval for the proposal as it was based on the Draft Rules that the Central government had drafted. Instead, he asked for the proposal to be re-submitted along with final rules of the Central Government (once they had been issued) and after having been vetted by the Law department.
- Even after the Rules were prepared by the Central Government, they could not be implemented until the Union Territory Wetlands Authority of Delhi was constituted and became functional.
- The proposal was thereafter sent to the Law Department, which has vetted it. It will now be resubmitted to the Hon'ble LG

Date of Final Approval by the Hon'ble LG: Approval still pending

PART II

Status of Vacancies in Government Departments

The following table is a report of the vacancies in some of the key departments of GNCTD:

S. No.	Name of Department	Sanctioned Posts	Vacant Posts*	Vacant Posts (%)
1	Education	77305	34970	45.23%
2	Health	13422	2873	21.41%
3	Public Works Department	3292	1302	39.55%
4	Transport	1798	1128	62.73%
5	Training & Technical Education	2858	1813	63.43%
6	Women and Child Development	1573	1001	63.63%
7	Revenue	1254	628	50.07%
8	Social Welfare	1222	586	47.95%
9	Welfare of SC/ST/OBC/Minorities	90	38	42.22%
10	Law	68	59	86.76%
11	Excise, Entertainment and Luxury Taxes	323	155	47.98%
12	Finance (Accounts)	1026	304	29.62%
13	Trade and Taxes	459	108	23.52%
14	Planning	134	59	44.02%
15	Statistics & Economics	162	79	48.76%
16	Administrative Reforms	40	14	35%
17	Information Technology	267	142	53.18%
18	Art, Culture & Language	22	14	63.6%
19	Power	15	3	20%
20	Tourism	21	6	28.57%
21	Registrar Cooperative Societies	362	222	61.32%

** The number of vacancies in a given department (except Health) includes posts that are currently occupied by contractual staff. Details of contractual employees can be seen in Annexure 1.*

Since 'Services' comes under the purview of the Hon'ble LG (after the judgement of the Hon'ble High Court on 04.08.2016), the accountability for such a large number of vacancies rests with him. There are approximately 50% vacancies in key departments of GNCTD (details in Annexure 1). This is bound to have a serious impact on the implementation of the projects and policies of that Department. On multiple occasions, the Hon'ble Chief Minister

and Hon'ble Ministers have written to the Hon'ble LG regarding this issue, but as the numbers show, no progress has been made.

Conclusion

In a democracy, the balance of power between the Government and the governed is maintained through systemic accountability structures. The electorate has the right to appraise their elected representatives once every five years. The power to keep the unelected public servants accountable to the public has been vested in the elected representatives. The Government demands accountability of each Department by preparing the Outcome Budget. After every quarter, the Hon'ble Chief Minister conducts a review of the progress made by every Department mapped against outcome indicators.

The one institution in Delhi that has not subject to scrutiny of any kind is the Office of the Lieutenant Governor (LG). Given the impact that the Office of the LG has today on the daily lives of people merits a periodic analysis of the nature of interventions being made by the Hon'ble LG. The questions asked of the elected Government must extend to the Hon'ble LG as well. Therefore, this report has been tabled before the Delhi Assembly.

Article 239AA (4) of the Indian Constitution, which lays out the role of the Hon'ble LG in the Government of NCT of Delhi, states:

“ There shall be a Council of Ministers consisting of not more than ten percent, of the total number of members in the Legislative Assembly, with the Chief Minister at the head to aid and advise the Lieutenant Governor in the exercise to his functions in relation to matters with respect to which the Legislative Assembly has power to make laws, except in so far as he is, by or under any law, required to act in his discretion

Provided that in the case of difference of opinion between the Lieutenant Governor and his Ministers on any matter, the Lieutenant Governor shall refer it to the President for decision and act according to the decision given thereon by the President and pending such decision it shall be competent for the Lieutenant Governor in any case where the matter, in his opinion, is so urgent that it is necessary for him to take immediate action, to take such action or to give such direction in the matter as he deems necessary.”

This makes it amply clear that the role of the Hon'ble LG is that in case of a substantive difference of opinion with the Council of Ministers, he may refer the matter to the President

and further when the matter is referred to the President, he may give directions when he feels that the matter is so urgent that it is necessary to take immediate action.

PART I of the report has highlighted how the Hon'ble LG does not express any substantive differences of opinion or even refers matters to the President, but often asks raises objections, asks for clarifications or refers matters to central government departments. In the policy proposals detailed in Part 1 of the report, we can see the following consequences of the actions of the Hon'ble LG:

1. **Asking for clarifications or raising objections:** This gives a signal to the bureaucracy that this proposal needs to be stalled or scuttled. In repeated examples it can be seen that after the Hon'ble LG's request for clarifications or raising of objections, the administrative departments take months to put up the file before the cabinet once again. In the case of Akshay Patra, after the Hon'ble LG's questions, it took the Department of Education almost 4 months to table the proposal before the Cabinet again. There appears to be a nice symphony between the Hon'ble LG and the bureaucracy, over whom he enjoys complete control to the exclusion of the elected government.
2. **Referring issues back to specific departments like Law, Finance, etc:** When a decision is taken by the Cabinet, it is final. The Law Secretary, Finance Secretary, etc are all present in the Cabinet, and their views are taken on board before any decision is taken. It is the prerogative of the Cabinet to consult the departments before the Cabinet meeting. For example, when the Hon'ble Prime Minister brought in the policy of 'Demonetization', the views of the Secretaries of the relevant departments were taken only in the Cabinet meeting itself. Therefore, when a proposal is sent back to any of those Departments whose views have already been taken on board by the Cabinet, then the message is clear – that this proposal of the elected government needs to be delayed or derailed. In the case of Town Vending Committees, the very Law Department that had vetted the Draft Rules, raised several objections after its opinion was sought by the Hon'ble LG. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for examination by the Law Department.

3. **Referring matter to a department of the Central Government for discussion:**

Despite no such legal provision, on many matters the Hon'ble LG suggests a discussion with the concerned Central Government department. This entails months of delays due to lack of any response from the Central Government departments. In the case of ex-gratia compensation of Rs 1 crore for any armed personnel who dies on duty, the Revenue Department write multiple letters to the Ministry of Defence but no response was received. In the meantime, the proposal for ex-gratia compensation remains to stay in cold storage. Similarly, all Bills passed by the Delhi Assembly have been referred to the Centre by the Hon'ble LG.

4. **Rejection on a flimsy ground:** On the file for 'Delhi Healthcare Corporation Ltd', the Hon'ble LG has refused to approve the proposal by saying, 'I am not sure that this is such a good idea.' Consequently, the DHCL proposal has not been able to see the light of day. The Hon'ble LG does not have the power to do so. According to the proviso to Article 239AA (4) of the Constitution and Rule 49 of the Transaction of Business Rules, the Hon'ble LG can express difference of opinion with the substantive decision of the Cabinet or the Minister; however, the Hon'ble LG cannot return a proposal for discussion with some officers like the Chief Secretary or Health Secretary.

The proposal for Minimum Wages was not approved since the formation of the Advisory Committee had not been approved by the Hon'ble LG. Instead of giving ex-post facto approval (which was within his powers), the Hon'ble LG got the same committee reconstituted, that repeated the same consultations and gave the same proposal. Consequently, the proposal was delayed by 192 days.

5. **Difference of Opinion:** The Hon'ble LG can only express difference of opinion as per the constitution. However, the Hon'ble LG has expressed difference of opinion only in two cases: the upgrade of the pay scales of DANICS officers and the grant of ex-gratia compensation to the family of Late Subedhar Ram Kishen Grewal. However, he has practically scuttled almost every proposal of the elected government.

Each of the aforementioned actions effectively translates into a 'pocket veto' of the Hon'ble LG as he is able to delay or derail any proposal of the elected government, by raising minor and often irrelevant concerns. The lack of substantive concerns of the Hon'ble LG can be seen by the fact that once there is a media and public outcry against his decision not to grant approval to Cabinet Decisions – as was seen in the case of the Higher Education Loan Guarantee Scheme or the Doorstep Delivery of Services – he reverses his decision and

grants approval, without any change in the proposal. This seems to reflect that the insubstantive queries and clarifications are merely a means to delay, derail or scuttle policies of the elected government.

PART II of the report has details of all the sanctioned, filled and vacant posts in the departments of the Government of NCT of Delhi. Since 'Services' comes under the purview of the Hon'ble LG, it is his responsibility to ensure that all vacancies are filled. It is a matter of great concern that there are thousands of positions that are currently vacant.

In the Directorate of Education, the number of sanctioned teachers positions are 66128, but only 34211 regular teachers are currently employed. This means that there are over 30,000 vacancies in the schools of Directorate of Education (DoE). Of the 76 posts for Deputy Directors of Education (DDE), only 14 are currently filled. When a large scale audit of accounts of the private schools was to be conducted, the Hon'ble Deputy Chief Minister requested that 12 DANICS officers be deputed as DDEs for this purpose. Not only did the L-G fail to provide the manpower needed to function, it never responded to the Government's letter. If the departments are so severely understaffed in the Hon'ble LG's watch, how can one expect the work directed by the Government to be completed? The Outcome Budget Report showed that several departments have not been able to achieve their proposed outcomes. An important reason for this seems to lie in the extremely large number of vacancies in all departments. Despite the Cabinet approving policies, the Legislative Assembly passing the Budget for them, no policies can actually be implemented unless the Hon'ble LG ensures there is enough staff in the departments.

This report has shown that the Office of the Hon'ble LG is responsible for delaying and delaying policies. Many policies are not implemented due to bottlenecks of the shortage of staff. The Office of the Hon'ble L-G is funded by the taxpayers of the state, and is an institution within a democratic framework that exists to serve the public. Therefore, systems of ongoing accountability need to be ensured for the Hon'ble LG so that policies of public interest do not get delayed, derailed or bottlenecked.

ANNEXURE I

Department-wise status of vacancies

DIRECTORATE OF EDUCATION

S. No.	Name of Post	Number of Sanctioned Posts	Allocated Posts	Number of Filled Posts (Regular)	Number of Filled Posts (Guest Teachers)	Total Filled	Number of Vacant Posts
1.	Lecturer Agriculture	21	19	10	0	10	9
2.	Lecturer Bengali	1	1	1	0	1	0
3.	Lecturer Biology	245	291	160	76	236	0
4.	Lecturer Chemistry	271	307	163	77	240	67
5.	Lecturer Commerce	1039	1044	656	246	902	142
6.	Lecturer Computer Science	869	91	0	45	45	46
7.	Lecturer Economics	1288	1245	962	191	1153	92
8.	Lecturer English	1816	1828	1024	499	1523	305
9.	Lecturer Engg. Drawing	20	13	9	2	11	2
10.	Lecturer Fine Art (Painting)	216	225	48	43	91	134
11.	Lecturer Geography	655	598	331	169	500	98
12.	Lecturer Graphics	1	1	1	0	1	0
13.	Lecturer Hindi	2404	2317	1108	849	1957	360
14.	Lecturer History	1824	1809	951	587	1538	271
15.	Lecturer Home Science	942	930	165	405	570	360
16.	Lecturer Horticulture	6	0	0	0	0	0

17.	Lecturer Math	781	808	483	160	643	165
18.	Lecturer Music	38	38	19	7	26	12
19.	Lecturer Physical Education	864	885	46	411	457	428
20.	Lecturer Physics	271	307	153	73	226	81
21.	Lecturer Political Science	2127	2053	1180	660	1840	213
22.	Lecturer Psychology	1	2	1	0	1	1
23.	Lecturer Punjabi	37	44	22	10	32	12
24.	Lecturer Sanskrit	720	689	405	167	572	117
25.	Lecturer Sociology	402	401	21	240	261	140
26.	Lecturer Urdu	54	67	15	27	42	25
27.	PGT (Special Education Teacher)	300	0	0	0	0	0
28.	EVGC	500	499	38	134	172	327
29.	TGT English	5513	5512	3021	1926	4947	565
30.	TGT Math	5790	5758	3545	1685	5230	528
31.	TGT Social Science	5243	5257	3210	1718	4928	329
32.	TGT Hindi	5043	5069	3332	1454	4786	283
33.	TGT Sanskrit	4583	4573	2489	1934	4423	150
34.	TGT Urdu	1024	1024	81	315	396	628
35.	TGT Punjabi	1024	1018	123	113	236	782
36.	TGT Bengali	2	2	0	1	1	1
37.	TGT Natural Science	5538	5570	3395	1659	5054	516
38.	Assistant	4016	4210	2549	1378	3927	283

	Teacher (Primary)						
39.	PET	2229	2187	863	901	1764	423
40.	PRT (PET)	423	0	0	0	0	0
41.	Drawing Teacher	1310	1288	774	309	1083	205
42.	Assistant Teacher (Nursery)	752	785	429	320	749	36
43.	Music Teacher	334	356	217	79	296	60
44.	Librarian	999	1035	750	256	1006	29
45.	Domestic Science Teacher	818	801	414	279	639	108
46.	Special Education Teacher	1748	1748	411	723	1134	614
47	TGT Computer Science	2026	936	636	1	637	299
	Total	66128	63641	34211	20129	34211	29430

Accounts Functionaries

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1	Controller of Accounts	1	1	0
2	Dy. Controller of Accounts	1	1	0
3	Accounts Officer	16	16	0
4	Asstt. Accounts	23	16	7
	Total	41	34	7

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1	Grade I (DASS) / Section Officer	945	412	533

Secretariat Branch

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1	Addl. D.E. (Sports)	1	0	1
2	Addl. D.E. (Ex. Cadre)	4	1	3
3	DDE	76	14	62
4	DDE (Sports)	1	0	1
5	DDE (PE & NI)	1	0	1
6	ADE (PE & NI)	3	0	3
7	ADE (Sport)	2	2	0
8	Supervisor	23	20	3
9	Guidance Officer	2	0	2
10	Counsellor In-Charge	13	13	0
11	Law Officer	12	0	12
12	Principal	945	317	628
13	Vice-Principal	1660	1545	115
	Total	2743	1912	831

Ministerial Staff

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1	Gr.II (DASS) /HC	912	553	359
2	Gr.III (DASS)/ UDC	1468	472	996

3	Gr. IV (DASS)/ LDC	825	314	511
4	Steno GR.II	40	40	0
5	Steno Gr. III	55	18	37
6	S.A.	25	12	13
7	Mali Full Time	298	212	86
8	Peon Full Time	956	262	694
9	Sweeper Full Time	702	359	343
10	Watermen/Women Full Time	969	671	298
11	Chowkidar Full Time	894	293	601
12	Aya	304	73	231
	Total	7448	3279	4169

HEALTH & FAMILY WELFARE DEPARTMENT

Group A

S. No.	Name of the Post	Number of Sanctioned Posts	Number of Vacant Posts
1	General Duty Medical Officer	1256	293
2	Non- teaching Specialists	654	242
3	Teaching Specialists	573	212
4	Suppertime Grade / Senior Administrative Post (SAG)	36	36
5	Principal	3	1
6	Nursing Superintendent	4	3
7	Deputy Nursing Superintendent	27	9
	Total	2553	796

Group B

S. No.	Name of the Post	Number of Sanctioned Posts	Number of Vacant Posts
8	Technical Supervisor (Radiology)	7	2
9	Principal Tutor/Senior Tutor	4	1
10	Assistant Nursing Superintendent	215	96

11	Senior Nursing Officer	1229	372
12	Technical Supervisor (Radiology)	27	9
	Total	1476	479

Group C

S. No.	Name of the Post	Number of Sanctioned Posts	Number of Vacant Posts
13	Nursing Officer	6002	684
14	Public Health Nurse	184	66
15	Auxiliary Nurse Midwife	379	89
16	Clinical Instructor	23	10
17	Physiotherapist	59	17
18	Occupational Therapists	36	7
19	Speech Therapist	10	3
20	Refractionist	34	12
21	Technical Assistant Ophthalmologist	6	2
22	Orthoptist	4	3
23	Audiometric Assistant	22	8
24	Assistant Dietician	43	17
25	Dental Hygienist	30	2
26	Dental Mechanic	15	1
27	Telephone Operator	43	12
28	Dark Room Asstt.	63	30
29	Laundry Technician	3	3
30	Laundry Mechanic	1	1
31	Library inf. Asstt.	3	3
32	Chair Side Asstt.	37	31
33	Perfusionist	4	2
34	Hawaldar	22	22
35	Sanitary inspector	11	2
36	Asstt. Security Officer	2	1
37	Dresser	1	1

38	Projectionist	1	1
39	Social Worker	28	21
40	Medical Record Clerk	23	11
41	Medical Record Technician	3	3
42	Lab Technician(Lab Gr. IV)	106	32
43	Lab Asstt. (Lab Gr.IV)	483	178
44	Lab Technician (Lab Gr. III)	87	2
45	Technical Asstt. (OT/CSSD)	10	10
46	Technician (OT/CSSD)	70	36
47	Asstt.(OT/CSSD)	120	98
48	Technical Supervisor (Radiology)	7	5
49	Radiographer	226	136
50	Pharmacist	1044	251
51	Tech. Asstt. In PCR Lab Hepatitis	1	1
52	Sr. Physiotherapist	6	4
53	Sr. Occupational Therapist	3	2
54	Dietician	5	1
55	Sr. Dietician	4	2
56	Chief Dietician	2	2
57	Sr. Dental Hygienist	2	2
58	Sr. Dental Mechanic	2	2
59	Technical Supervisor (Dental Mechanic)	1	1
60	Driver	198	34
61	Plaster Asstt.	17	17
62	Photographer	5	4
63	Post-mortem Technician	17	13
64	Post-mortem Technician	12	12
65	Post-mortem Technician Asst	3	3
66	Mortuary Asstt.	3	3
67	Library Clerk	4	1
68	Clerk (Canteen)	14	4

69	Halwai(Canteen)	4	3
70	Asstt. Halwai/Cook (Canteen)	4	1
71	Cook (Canteen)	3	1
72	Sanitary Supervisor	1	1
73	Sanitary Sudt.	4	4
74	Medical Record Clerk	13	11
75	Medical Record Technician	1	1
76	Technical Supervisor (Lab. Gr.IV)	38	24
77	Technical Asstt. (Lab Gr. IV)	86	12
78	Lab Technician (Lab. Gr. IV)	319	40
79	Lab Asstt. (Lab Gr. IV)	161	62
80	Junior Technical Officer (Lab Gr. III)	2	2
81	Technical Supervisor (Lab Gr.III)	6	5
82	Technical Asstt. (Lab Gr.III)	21	12
83	Lab Technician (Lab Gr. III)	87	51
84	Technical Supervisor (OT/SCCD/) Sr. OT Mechanic	19	5
85	Technical Asstt. (OT/CSSD)	38	11
86	Technician (OT/CSSD)	212	107
87	Asstt. (OT/CSSD)	360	47
88	Sr. Radiographer	70	25
89	Public Relation Officer	5	5
	Total	10998	2351

S. No.	Name of Post	Number of Sanctioned Post	Number of Filled Posts	Number of Vacant Posts
1.	Pharmacist	1060	865	195
2.	Assistant (OT/CSSD)	468	383	85
3.	Technician (OT/CSSD)	278	168	110
4.	Radiographer	218	157	61
5.	Technician (Lab)	400	329	71

PUBLIC WORKS DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Spl. DG	1	1	0
2.	ADG (Civil,E)	2	1	1
3.	Chief Engineer(c)	4	4	0
4.	Chief Engineer(E)	1	1	0
5.	SE (C)	26	11	15
6.	SE (E)	6	1	5
7.	Dir (H)	1	1	0
8.	SA	3	3	0
9.	EE (C)	94	72	22
10.	EE (E)	23	15	8
11.	DD (H)	4	3	1
12.	Architect	6	4	2
13.	Controller of Account	1	1	0
14.	AE (C)	390	283	107
15.	AE (E)	97	72	25
16.	AD (H)	14	14	0
17.	Asst. Architect	12	8	4
18.	JE (E)	606	320	286
19.	JE (E)	157	119	38
20.	SO (H)	28	17	11
21.	Arch. Asstt.	24	10	14
22.	Pr. Pvt. Secy.	1	1	0
23.	Fos	7	6	1
24.	Pvt. Secretary	7	0	7

25.	AD (OL)	7	6	1
26.	AAO	70	26	44
27.	AAO (OS(SG))	11	10	1
28.	OS (OS & Head Clerk)	87	53	34
29.	Sr. Draftsman (Grade-I&II(C))	73	63	10
30.	Sr. Draftsman (Grade- I & II(E/M))	17	12	5
31.	Draftsman (Grade-III(C))	46	1	45
32.	Draftsman (Grade-III(E/M))	11	9	2
33.	Jr. Hindi Translator (OL)	15	2	13
34.	Steno Gr-I (GD-C)	24	22	2
35.	Steno Gr-II (GD-D)	89	65	24
36.	LDC	549	251	298
37.	UDC/ Cashier	329	217	112
38.	Ferro Printer	3	1	2
39.	MTS (Peon/Chowkidar/Sweeper etc.)	446	284	162
	Total	3292	1990	1302

TRANSPORT DEPARTMENT

Ex-Cadre

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
Group-A				
1	Jt. Comm.	2	0	2
2	DY. Comm.	5	4	1
Group-B				
1	Enf.Off.	10	2	8
2	PCO	20	20	0
3	Asstt. Secy. (STA)	1	0	1
4	Technical Officer	1	0	1
5	MLO	24	17	7
6	CMVI	1	0	1

7	Workshop Supdt	1	0	1
8	MVI	44	11	33
9	PLTI	38	18	20
10	HQI	6	4	2
11	Inspectors Enforcement	13	4	9
Group- C				
1	DI	5	2	3
2	RSI	6	0	6
3	DTI	8	0	8
4	Sub-Insp.	72	14	58
5	ASI	75	69	6
6	Head Constable	218	79	139
7	Foot Constable	426	13	413
8	Class-IV	120	78	42
9		16	14	2
	Total	1112	332	763

Cadre

S. No.	Name of Posts	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
	Gazetted			
Group- A				
1.	Secretary-Cum-Commissioner (Tpt)	1	1	0
2.	Spl. Commissioner (Tpt)	0	2	0
3.	Addl. Commissioner (UTCS)/DANICS JAG-II	1	0	1
4.	Joint Commissioner (Tpt)	2	0	2
5.	Controller of Accounts	1	0	1
6.	Dy. Commissioner (Plg. & Stat)	1	1	0
7.	Deputy Controller of Accounts	1	0	1
8.	Sr. System Analyst	1	1	0
9.	Asstt. Director (Plg)	2	2	0

Group-B				
1.	Dy. Commissioner (UTCS)	5	4	1
2.	Vigilance Officer	1	0	1
3.	Administrative Officer/Gr. I (DASS)	10	2	8
4.	Accounts Officer	1	1	0
5.	Asstt. Programmer	10	7	3
6.	Sr. P.A/Stenographer Gr.I	2	2	0
7.	AAO	9	6	3
8.	Statistical Officer/ Research Officer	4	1	3
	Non-Gazetted			
Group-B				
1.	Head Clerk	20	7	13
Group-C				
1.	Statistical Investigator/ Assistant	18	3	15
2.	Stenographer	16	5	11
3.	DEO	19	17	2
4.	UDC	70	40	30
5.	LDC	184	78	106
6.		307	143	164
	Total	686	323	365

TRAINING & TECHNICAL EDUCATION DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Filled	Vacant
	E-I Branch (Polytechnics)			
1.	Principal	09	0	09
2.	Lecturer	717	311	406
3.	HOD	57	07	50
4.	Workshop Supdt.	08	04	04
5.	Foreman Instructor	18	17	01
6.	TPO	07	03	04
7.	Librarian	22	05	17
8.	PTI	10	03	07
9.	WSI	101	25	76
10.	Technical Assistant	252	0	252
11.	WSA	61	47	14
12.	Lab Attendant	66	0	66
13.	Hostel Supdt.	03	01	02
14.	Care Taker	06	0	06
15.	Store Keeper	10	0	10
16.	Library Attendant	27	0	27
	Training Branch (ITIs)			
17.	Joint Director (Training Controller of Exam	1	0	1
18.	Principal Group A Sr.	19	13	06
19.	Principal Group A Jr.	04	0	04
20.	Vice Principal	19	07	12
21.	Group Instructor	102	80	22
22.	Craft Instructor	775	350	425

23.	Workshop Calculation and Science Instructor	67	18	49
24.	Employability Skills Instructor	26	0	26
25.	Librarian	12	06	06
26.	Workshop Attendant	106	38	68
27.	Asstt. Store Keeper	19	03	16
	Secretariat Branch (Degree Colleges)			
28.	Principal, AIACT&R	01	0	01
29.	Principal, GBPEC	01	0	01
30.	Principal. BBPGEC	01	0	01
31.	Principal, COA	01	0	01
32.	Professor, AIACT&R	12	05	07
33.	Associate Prof., AIACT&R	22	13	09
34.	Assistant Prof., AIACT&R	40	21	19
35.	Professor, GBPEC	07	0	07
36.	Associate Prof., GBPEC	13	04	09
37.	Assistant Prof., GBPEC	40	40	0
38.	Professor, CBPGEC	05	01	04
39.	Associate Prof., CBPGEC	13	02	11
40.	Assistant Prof., CBPGEC	24	0	24
41.	Professor, COA	08	0	08
42.	Associate Professor, COA	16	05	11
43.	Assistant Prof., COA	32	10	22
44.	Associate Prof., (Management) BPIBS	01	0	01
45.	Assistant Prof., (Management) BPIBS	04	0	04
46.	Associate Prof., (Computer Application), BPIBS	01	01	0
47.	Assistant Prof. (Computer Application), BPIBS	05	05	0

48.	Director Physical Education	03	0	03
49.	Training & Placement	03	0	03
50.	Librarian	03	0	03
51.	Workshop Superintendent	03	0	03
52.	CAD/Draftsman	03	0	03
53.	Store Officer	03	0	03
54.	Store Keeper	03	0	03
55.	Caretaker	03	0	03
56.	Workshop Assistant	06	0	06
57.	Workshop Instructor	09	0	09
58.	Senior Mechanic	21	0	21
59.	Junior Mechanic	27	0	27
	Grand Total	2858	1045	1813

WOMEN AND CHILD DEVELOPMENT DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Filled Posts (Contractual)	Number of Filled Posts (Outsourced)	Number of Vacant Posts
1.	Director (WCD)	1	1	0	0	0
2.	Director (ICDS)	1	0	0	0	1
3.	Joint Director (Tech)	1	1	0	0	0
4.	Joint Director (ICDS)	1	0	0	0	1
5.	IFA/Controller of Account	1	1	0	0	0
6.	Dy. Director (ICDS)	1	1	0	0	0
7.	DPM (ICDS)	5	5	0	0	0
8.	PO (ICDS)	1	1	0	0	0
9.	Sr. Supdt.	6	6	0	0	0
10.	SO (RTE)	1	1	0	0	0

11.	Dy. Controller of Accounts	1	1	0	0	0
12.	Account Officer	1	1	0	0	0
13.	Gr-I(DASS)/Section Officer	5	5	0	0	0
14.	AAO	4	2	0	0	2
15.	Statistical Officer	2	2	0	0	0
16.	Asstt. Programmer	3	1	0	2	0
17.	Supdt./CDPO	124	67	0	0	57
18.	Gr-II (DaSS)/ Asstt. Section Officer	7	4	0	0	3
19.	TGT	5	2	0	0	3
20.	Counsellor-JJ Act	10	0	5	5	0
21.	Welfare Officer	108	26	55	6	21
22.	Protection Officer	23	0	17	0	6
23.	Supervisor	432	197	71	159	5
24.	Statistical Assistant	82	7	0	26	49
25.	Stenographer	10	1	0	0	9
26.	Gr-III (DASS)/Senior Assistant	72	37	0	0	35
27.	Gr-IV (DASS) Junior Assistant	114	46	5	35	28
28.	House Father/Mother/Matron	68	6	48	0	14
29.	Staff Nurse/Paramedical Staff	18	1	13	0	4
30.	FTI	4	1	0	0	3
31.	Occupational Teacher	1	1	0	0	0
32.	Investigator	10	0	0	0	10
33.	Driver	11	7	0	0	4
34.	Aya MTS	22	13	0	0	9

	Caretaker	149	38	0	56	55
	Chowkidar	40	26	0	0	14
	Cook	37	10	0	26	1
	Nursing Orderly	1	0	0	0	1
	Waterman	1	0	0	0	1
	Kitchen Helper	2	2	0	0	0
	Mali	2	1	0	0	1
	Peon	132	31	19	39	43
	Sweeper	25	10	0	0	15
	Watch & Ward	6	4	0	0	2
35.	Chief Craft Instructor	1	1	0	0	0
36.	Sr. Craft Instructor	2	2	0	0	0
37.	Craft Instructor	8	1	0	0	7
38.	Junior Craft Instructor	11	1	0	0	10
	Total	1573	572	233	354	414

REVENUE DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1	DC and Equivalent	13	13	NIL
2	ADM	12	09	03
3	SDM	37	47	-10
4	Grade-I (DASS) S.O./Tehsildar/SR Etc	83	70	13
5	Grade-II (Dass)/A.S.O	46	22	24
6	Grade-III (Dass)/Sr. Assistant	231	109	122
7.	Grade- IV (Dass). Jr. Assistant	281	121	160
8.	Stenographer	59	01	58
9.	P.A	36	31	05
10.	P.S.	14	14	00

11.	Car Driver	61	41	20
12.	Patwari	218	92	126
13.	Kanungo	100	46	44
14.	Naib Tehsildar	63	10	53
	TOTAL	1254	626	628

SOCIAL WELFARE DEPARTMENT

S. No.	Name of Post	Name of Sanctioned Posts	Name of Filled Posts	Name of Vacant Posts
1.	Secretary	1	0	1
2.	Director	1	0	1
3.	Spl. Director	1	1	0
4.	Joint Director(Tech.)	1	0	1
5.	Dy. Director/Sr. Supdt.(Ex-Cadre)	27	0	6*
6.	Dy. Director (UTCS)	1	1	0*
7.	DCA	1	0	0*
8.	Deputy Director (Planning)	1	0	0*
9.	GDMO/Doctors/Medical Officer	11	7	4
10.	Specialist	3	1	2
11.	Sr. System Analyst	1	1	0*
12.	Foreman-Cum-Superintendent	1	0	1
13.	Principal, GLNS	1	0	1
14.	Principal, Blind School	1	0	1
15.	Principal, SMRC	1	1	0
16.	Vice Principal	2	1	1
17.	Sr. Pa 2	2	2	0
18.	Supdt./CDPO	156	89	67
19.	Supdt./DASS-I	3	3	0
20.	Accounts Officer	1	1	0

21.	AAO	2	1	1
22.	Project Officer	3	3	0
23.	Statistical Officer	1	1	0
24.	Assistant Programmer	10	6	4
25.	Assistant Director	1	1	0
26.	Welfare Officer	102	73	29
27.	Staff Nurse	14	14	0
28.	Occupational Therapist	2	2	0
29.	Clinical Psychologist	2	1	1
30.	Driver	20	14	6
31.	Head Master	3	0	3
32.	PGT	22	7	14
33.	TGT	42	17	25
34.	Assistant Teacher	69	28	41
35.	Music Teacher	1	0	1
36.	Library Assistant	1	0	1
37.	Laboratory Assistant	1	0	1
38.	Craft Instructor/Teacher	36	5	31
39.	Physical Training Instructor	10	1	9
40.	Physical Education-Cum-Mobility Instructor	1	0	1
41.	Investigators	16	1	15
42.	House Mother/House Father/Matron/Asstt. Boarding Supdt.	25	14	11
43.	Dispatch Rider	1	0	1
44.	Enumerator	1	1	0
45.	Data Entry Operator	34	34	0
46.	Statistical Assistant	1	1	0
47.	Research Assistant	1	1	0
48.	Nursing Sister	2	0	2

49.	House Aunty	--	--	--
50.	Head Clerk	7	4	3
51.	UDC/Sr.Assistant	72	34	38
52.	LDC/Jr. Assistant	64	23+12(OA on Outsourced basic	29
53.	Steno Gr.II	19	19	0
54.	Steno Gr.III	8	3	5
55.	Psychiatrist	5	0	5
56.	Librarian	1	0	1
57.	Laboratory Technician	1	0	1
58.	Craft Instructor Junior	1	0	1
59.	Craft Teacher (Blind Teacher)	1	0	1
60.	Chief Instructor	1	0	1
61.	Assistant Research Officer	1	0	1
62.	Jr. Matron	1	0	1
63.	Drawing Teacher	3	2	1
64.	Barber	2	0	2
65.	Caretaker	158	54	84
66.	Caretaker Senior	----	----	----
67.	Caretaker Junior	---	---	---
68.	Caretaker-Cum-Aya	---	---	---
69.	Cook	44	18	26
70.	Daftary/Jamadar	2	0	2
71.	Dhobi (woman)	17	5	12
72.	Watch & Ward	4	0	4
73.	Aya	9	4	5
74.	Boarding Servant	2	2	0
75.	Chair Recanner	1	0	1
76.	Chowkidar	40	21	19

77.	Dafadar	---	---	---
78.	Mali	11	6	5
79.	Orderly	---	---	---
80.	Nursing Orderly	4	4	0
81.	Peon	47	22	25
82.	Sweeper	40	24	26
83.	Attendant	4	4	0
84.	Workshop Attendant	3	3	0
85.	Record Attendant	-	-	-
86.	Bus Attendant	4	4	0
87.	Attendants for Govt. School for Blind boys	-	-	-
88.	Distributor	-	-	-
89.	Jr. Helper	2	0	2
90.	Kitchen Helper	2	0	2
91.	Helper (Printing)	---	-	-
92.	Helper (Carpentry)	-	-	-
93.	Bhisti	-	-	-
94.	Farash	-	-	-
95.	Khalasi	-	-	-
96.	Process Server	-	-	-
97.	Dak Carrier	-	-	-
	Total	1222	602	586

WELFARE OF SC/ST/OBC/MINORITIES DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Secretary (SC/ST Board)	1	0	1
2.	Dy. Director	2	2	0
3.	Assistant. Director	1	1	0

4.	Sr. Superintendent	2	2	0
	Group – B			
5.	Accounts Officer	1	1	0
6.	Superintendent AAO	2	2	0
7.	AAO	2	2	0
8.	Field Officer	1	1	0
9.	S.O.	4	3	1
10.	Sr. P.A./ Grade-I	1	1	0
11.	Grade-II	5	1	4
12.	Stat. Assistant	8	5	3
	Group C & D			
13.	UDC	8	5	3
14.	Steno/Gr-II	1	1	0
15.	Steno/Gr-III	3	1	2
16.	Overseer(tech.)	1	1	0
17.	Inspector(tech.)	1	1	0
18.	LDC	17	11	6
19.	Driver	4	3	1
20.	Dispatch Rider	1	0	1
21.	Matron	2	2	0
22.	Peon	8	3	5
23.	Peon-cum-Gastener Operator	1	0	1
24.	Chowkidar	4	3	1
25.	Sweeper	3	2	1
26.	Helper	2	1	1
27.	Cook	2	0	2
	Total	90	52	38

LAW, JUSTICE & LEGISLATIVE AFFAIRS DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts (Contractual)	Number of Filled Posts (Regular)	Number of Vacant Posts
1.	Secretary	01		01.	0
2	Addl. Secretary	03		02	01
3.	Deputy legislative counsel cum Joint Secretary	01		01	0
4.	Deputy Legal Advisor Cum Deputy Secretary (Legislative)	01		01	0
5.	Deputy Secretary (Law)	01		01	0
6.	Under Secretary (law)	01		00	01
7.	Assistant Legal Draftsman	01		00	01
8.	Grade-1 (DASS)	02		02	0
9.	Assistant Legal Advisor	12	03	03	06
10.	Assistant Accounts Officer	01		01	0
11.	Legal Assistant	03		01	02
12.	Statistical Officer	01		0	01
13.	Statistical Assistant	01		01	0
14.	Grade-II (DASS)	04		04	0
15.	Grade-III (DASS)	06		03	03
16.	Grade-IV (DASS)	10		09	01
17.	Steno Grade-I	01		01	0
18.	Steno Grade-II	04		04	0
19.	Steno Grade- III	04		02	02
20.	Driver	04	02	01	01
21.	Peon	06	03	02	01
	Total	68	39	09	20

EXCISE, ENTERTAINMENT AND LUXURY TAXES DEPARTMENT

Cadre

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Commissioner (Excise)	1	0	1
2.	Dy. Commissioner (Excise)	1	1	0
3.	Dy. Commissioner (Taxes)	1	1	0
4.	Dy. Controller of Accounts	1	1	0
5.	Sr. System Analyst	1	1	0
6.	Distt. Excise Officer	2	2	0
7.	Excise Officer	2	0	2
8.	Luxury Tax Officer	2	1	1
9.	G.M. (Excise)	1	1	0
10.	Officer In-charge (lit)	1	0	1
11.	Entertainment Tax Officer	2	1	1
12.	Addl. Entertainment Tax Officer	2	0	2
13.	Asstt. ETO	2	0	2
14.	Sr. System Analyst	1	1	0
15.	System Analyst	1	1	0
16.	Accounts Officer	1	1	0
17.	Superintendent	2	2	0
18.	Asstt. L.T.O.	2	0	2
19.	PS	1	1	0
20.	PA	3	2	1
21.	Steno	4	0	4
22.	EDP Manager	1	1	0
23.	Assistant Programmer	2	1	1
24.	A.A.O	1	1	0

25.	Head Clerk	4	3	1
26.	Inspector Gr.II	34	27	7
27.	Inspector Gr. III	7	4	3
28.	Sub. Inspector Gr. III	22	17	5
29.	UDC	24	7	17
30.	LDC	23	2	21
	Total	152	81	71

Ex-Cadre

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Chemical Examiner	1	0	1
2.	Dy. Chemical Examiner	3	3	0
3.	Asstt. Chemical Examiner	10	3	7
4.	Chemical Assistant	4	2	2
5.	Accountant	1	0	1
6.	Typist	1	0	1
7.	Lab Assistant	4	1	3
8.	Lab Attendant	4	0	4
9.	Excise Constable	22	1	21
10.	Excise Constable (Junior)	8	4	4
11.	Security Guard	6	0	6
12.	Chowkidar	7	1	6
13.	Peon	22	8	14
14.	Helper	1	0	1
15.	Farash	1	0	1
16.	Dispatch Rider	3	2	1
17.	Driver	12	9	3
18.	Orderly	1	0	1

	Total	111	34	77
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Deputation

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	ACP (EIB)	1	0	1
2.	Inspector (EIB)	1	0	1
3.	Sub-Inspector (EIB)	9	9	0
4.	Head Constable (EIB)	20	16	4
5.	Constable (EIB)	29	28	1
	Total	60	53	7

FINANCE DEPARTMENT (ACCOUNTS CADRE)

S. No.	Name of the Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Chief Controller of Accounts	1	0	1
2.	Controller of Accounts	13	11	02
3.	Dy. Controller of Accounts	72	69	03
4.	Accounts Officer	299	260	39
5.	Asstt. Accounts Officer	641	382	259
	Total	1026	722	304

TRADE AND TAXES DEPARTMENT

Group A

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Commissioner	1	1	0
2.	Spl. Commissioner	4	4	0
3.	Addi. Commissioner	15	2	13

4.	Joint Commissioner (Asstt.)	3	1	2
5.	MAT	3	2	1
6.	Controller of Accounts	1	1	0
7.	Legal Consultant	1	0	1
8.	Economic Advisor	1	1	0
9.	EDP Manager/ JD(IT)	1	1	0
10.	Sr.Sys. Analyst	3	1	2
11.	Sys, Analyst	7	7	0
12.	Asstt. Dir.	1	1	0
13.	DCA	1	1	0
	Total	42	23	19

GROUP B

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	A.O	1	1	0
2.	Audit Officer	14	14	0
3.	AAO	2	2	0
4.	Vig. Officer	2	0	2
5.	Asstt. Vig. Officer	2	0	2
6.	Admn. Officer	2	2	0
7.	Registrar	1	1	0
8.	VATO	155	155	0
9.	AVATO	145	115	30
10.	Supdt.	4	0	4
11.	Asstt. Legal Adv.	2	0	2
12.	Sr. P.A	20	19	1
13.	Asstt. Prog. `	16	7	9
14.	SA	50	11	39

15.	Stat Officer	1	1	0
	Total	417	328	89

PLANNING DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Secretary	1	1	0
2.	Joint Director	2	0	2
3.	Additional Secretary	1	0	1
4.	Deputy Director	6	5	1
5.	Assistant Director	8	8	0
6.	Asstt. Accounts Officer	1	0	1
7.	Statistical Officer	17	3	14
8.	Statistical Assistant	26	22	4
9.	Stenographer, Gr.I	1	1	0
10.	Stenographer, Gr.II	9	9	0
11.	Stenographer, Gr.III	9	0	9
12.	Data Entry Operator-B	3	2	1
13.	Grade- II (DASS)/HC	3	2	1
14.	Grade-III (DASS)/UDC	3	3	0
15.	Grade- IV (DASS)/LDC	17	6	11
16.	Class-IV (Peon)	15	8	7
17.	Librarian	1	1	0
18.	Driver	8	3	5
19.	Despatch Rider	2	0	2
20.	Daftary	1	1	0
	TOTAL	134	75	59

DIRECTORATE OF STATISTICS & ECONOMICS

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Director Cum Spl. Secretary	1	0	1
2.	Joint Director	1	0	1
3.	Deputy Director	2	2	0
4.	Assistant Director	4	4	0
5.	Senior System Analyst	1	1	0
6.	System Analyst	2	2	0
7.	Assistant Accounts Officer	1	1	0
8.	Section Officer	1	1	0
9.	Statistical Officer	11	6	5
10.	Statistical Assistant	69	42	27
11.	Senior Pa/Ps	1	0	1
12.	Assistant Programmer	4	0	4
13.	Data Entry Operator Grade-C	2	1	1
14.	Data Entry Operator Grade-B	16	5	11
15.	Grade-II (DASS)/HC	1	0	1
16.	Grade-III(DASS) UDC	5	2	3
17.	Grade-IV(DASS)/LDC	11	5	6
18.	Steno Grade-II	2	2	0
19.	Steno Grade- III	2	0	2
20.	Class-IV(Peon)	16	3	13
21.	Decorator cum Painter	1	1	0
22.	Junior Artist	1	0	1
23.	Driver	6	5	1
24.	Librarian Info. Assistant	1	0	1
	Total	162	83	79

ADMINISTRATIVE REFORMS DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Joint Director	02	01	01
2.	Deputy Director	03	02	01
3.	Assistant Director	08	04	04
4.	Assistant Accounts Officer	01	01	00
05.	Statistical officer	01	01	00
06.	Inspecting Local Officer	01	00	01
07.	Sr. PA/PS	01	01	00
08.	Research Assistant	12	10	02
09.	Cr. II/ Steno	02	02	00
10.	Gr.III/ Steno	02	00	02
11.	Statistical Assistant	01	01	00
12.	Gr. IV (DASS) LDC	02	01	01
13.	Driver	01	01	00
14.	Peon	03	01	02
	Total	40	26	14

INFORMATION TECHNOLOGY DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Post	Number of Filled Post	Number of Vacant Posts
1.	Joint Director (IT)	04	04	0
2.	Sr. System Analyst	16	09	7
3.	System Analyst	50	48	2
4.	Assistant Programmer	107	20	87
5.	DEO, Grade-D	03	03	0
6.	DEO, Grade-C	17	17	0
7.	DEO, Grade- B	71	39	32

8.	DEO, Grade-A	52	09	43
	Total	320	149	171

ART, CULTURE & LANGUAGE DEPARTMENT

S. No.	Name of the Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Secretary (ACL)	1	1	0
2.	Sr. Hindi Officer	1	0	1
3.	Deputy Controller of Accounts	1	1	0
4.	Assistant Accounts Officer	1	1	0
5.	Sr. P.A.	1	1	0
6.	Steno Grade-II	1	1	0
7.	Class-IV	1	1	0
	Total	7	6	1

Technical Posts sanctioned in General Administration Department for ACL Department

S. No.	Name of the Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Assistant Director(Hindi)	1	0	1
2.	Hindi Officer	2	0	2
3.	Punjabi Officer	1	0	1
4.	Urdu Officer	1	0	1
5.	Sr. P.A.	1	0	1
6.	Steno Gr. II	1	0	1
7.	Technical Assistant (Hindi)	5	1	4
8.	Urdu Translator	1	0	1
9.	Urdu Typist	1	0	1
10.	Punjabi Typist	1	1	0
	Total	15	2	13

POWER DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Additional Secretary	1	1	0
2.	Dy. Secretary	1	1	0
3.	Dy. Director (Planning)	1	1	0
4.	Dy. Controller of Accounts	1	1	0
5.	AAO	1	1	0
6.	Head Clerk/ASO	2	1	1
7.	UDC/Sr. Asstt.	3	3	0
8.	LDC/Jr. Asstt.	2	2	0
9.	Peon	1	0	1
10.	Statistical Asstt.	2	1	1
	Total	15	12	3

TOURISM DEPARTMENT

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Deputy Secretary (Tourism)	1	1	0
2.	Assistant Director (Stats)	1	1	0
3.	Account Officer	1	1	0
4.	Statistical Officer	1	1	0
5.	Section Officer/ Gr-I DASS	1	1	0
6.	Private Secretary/ Sr.P.A.	1	1	0
7.	Assistant Section Officer/Gr-II DASS	1	1	0
8.	Statistical Assistant	6	4	2
9.	Personal Assistant/ Steno Gr-II	2	1	1
10.	Senior Assistant/ Gr-III DASS	1	0	1

11.	Junior Assistant/Gr-IV DASS	1	1	0
12.	Driver	1	0	1
13.	Process Server (earlier group 'D')	3	2	1
	Total	21	15	6

REGISTRAR COOPERATIVE SOCIETIES

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	R.C.S.	1	1	0
2.	SPL/Joint/Addl.RCS	2	2	0
3.	Dy. Registrar	4	3	1
4.	Asstt. Director (PLG)	1	1	0
5.	Asstt. Registrar	12	10	2
6.	Admn. Officer	1	0	1
7.	Gr-I/SUPDT.	2	1	1
8.	Recovery Officer	1	1	0
9.	Stat. Officer	2	2	0
10.	A.O.	1	1	0
11.	A.A.O.	2	2	0
12.	Sr. P.A	1	1	0
13.	Asstt. Programmer	1	0	1
14.	GR.II/HC/INSP.	39	19	20
15.	Gr.III/UDC/SI	73	33	40
16.	GR.IV/LDC	142	35	107
17.	Steno Gr.II	2	1	1
18.	Steno Gr III	9	6	3
19.	Stat. Assistant	14	3	11
20.	Peon	16	3	13
21.	Ballif	17	5	12

22.	Daftary	1	0	1
23.	Chowkidar	5	2	3
24.	Farash	1	1	0
25.	Sweeper	2	0	2
26.	Manual Attendant	1	1	0
27.	Messenger	1	1	0
28.	Driver	7	4	3
29.	Despatch Rider	1	1	0
	Total	362	140	222

DIRECTORATE OF GURDWARA ELECTIONS

S. No.	Name of Post	Number of Sanctioned Posts	Number of Filled Posts	Number of Vacant Posts
1.	Director	1	1	0
2.	Election Officer	1	1	0
3.	Sr. P.A. (PS)	1	1	0
4.	Assistant Accounts Officer	1	1	0
5.	Grade-I DASS (Section Officer)	---	1	0
6.	Stenographer Grade- II (Personal Assistant)	1	1	0
7.	Grade-II DASS (Assistant Section Officer)	1	1	0
8.	Grade-III DASS (Senior Assistant)	3	2	1
9.	Grade-IV DASS (Junior Assistant)	4	4	0
10.	Peon	3	2	1
11.	Driver (Temporary)	----	1	--
	Total	16	14	02

