

**GOVERNMENT OF WEST BENGAL
FINANCE AUDIT DEPARTMENT
LAW CELL**

771-F(LAW)/IN-83/2002, AT.

Dated : 29.06.2005.

MEMORANDUM

The undersigned is directed to state that in the WBS(ROPA) Rules, 1970 the pay scale of Driver was prescribed as Rs. 180-350/- and that of Driver, Grade I was prescribed as Rs. 230-425/-. Some Drivers of different Government Offices moved several writ petitions and the Government had to extend the benefit of pay scale of Rs. 230-425/- in place of Rs. 180-350/- under ROPA Rules, 1970 and a large number of Drivers have thus availed a Higher scale.

The Government for sometime past was considering to extend the said pay scale to the remaining Drivers working under the Government.

After careful consideration of the matter the Governor has been pleased to allow the pay scale of Rs. 230-425/- and Rs. 300-685/- under ROPA Rules, 1970 and ROPA Rules, 1981 to the Drivers in general, who are yet to be awarded with the above mentioned higher scale of pay notionally from 01.04.1970 and actual benefits from 01.01.2005. The pay of the individual Driver is to be fixed in terms of the provisions of respective ROPA Rules.

Sd/-
O.S.D. & Ex-Officio Dy. Secretary
to the Government of West Bengal.

**The Extract of Notes & orders of Finance Department in
Higher Education Department File No. EH/O/Estt./5P-16/99.**

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We may like to state that the No. 5916(62)-F dated 05-08-1981 is the Policy statement of Promotion as laid down by the then F.M. Sri Asok Mitra on the floor of state Assembly. This is not G.O. In consideration of the said Policy Statement and with some changes the guiding G.O. No. 6302-F dated 29-05-84 relating to promotion Policy of Gr. 'D' Employees was issued. In the said Promotion Policy Statement it was mentioned that Grade-I post of Gr. 'D' would be filled by selection on completion of 15 Yrs. service. But in the guiding G.O. it was stated (vide para l(i) of the said G.O. No. 6302-F dated 29-05-84) that Grade- I post of Gr 'D' should be filled by promotion according to existing rules and order.

As confirmation in basic post is necessary for promotion and as 3 years service is necessary for confirmation in the basic post as per W.B.S. (A.P.C.) Rules, 1979. so we may conclude that 3 years service is necessary for promotion for such Grade-I posts as per guiding G.O. No. 6302-F dated 29-05-84. We feel that the Office of A.G.(A&E), West Bengal, should go by the G.O. No. 6302-F dated 29-05-84 in disposing the case of Smt. Durga Goswami, R.S. In the said G.O. there is no stipulation of minimum service of 15 years for entitlement to Grade-I posts. The Administrative Department may kindly refer the case again to A.G.CA&E), West Bengal enclosing a copy of this note.

Sd/- B. Dassarma
15-11-2007
Sd/-P. K. Dasgupta
15-11-2007