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**No. 167/G/74**  
**Office of the Cantonment Board,**  
**Meerut Cantt.**

Dated : 21 Jan 2020.

To,

1. The Director General, DE  
Govt of India, Min. of Defence,  
Raksha Samapada Bhawan,  
Ullanbattar Marg, Delhi Cantt-10.
2. The GOC-in-Chief, CC  
1, Mahatma Gandhi Marg, Lucknow Cantt.
3. The Principal Director, DE  
Central Command, 17, Cariappa Street,  
Lucknow Cantt.
4. The President, Cantt Board, Meerut/Dy GOC,  
HQ Pashchim UP Sub Area, Meerut Cantt.
5. Shri Vipin Sodhi, Vice President.
6. The DEO, Meerut Circle, Meerut.
7. Brig. G.S.Nagi, SEMO, Ex-officio Member.
8. Col. Sandeep Satwalekar, Nominated Member.
9. Col. Ashish Shukla, Nominated Member.
10. Maj. H M Kasi Viswanath, Nominated Member.
11. Maj. N A Meitei, GE (S), Ex Officio Member.
12. Shri Ajai Kumar Tiwari, ADM City, Nominated Member.
13. Smt Rini Jain, Elected Member.
14. Smt Bushra Kamal, Elected Member.
15. Smt Beena Wadhwa, Elected Member.
16. Shri Neeraj Rathore, Elected Member.
17. Shri Anil Jain, Elected Member.
18. Smt Manju Goel, Elected Member.
19. Shri Dharmendra Sonkar, Elected Member.

Shri Prasad Chavan, CEO/Member Secretary.

**Special Invitees :**

1. Shri Rajendra Agarwal, Hon'ble MP
2. Smt Kanta Kardam, Hon'ble MP
3. Shri Satya Prakash Agarwal, Hon'ble MLA

Subject: **MINUTES OF ORDINARY CANTT BOARD MEETING.**

Sir/Madam,

In accordance with provision of section 43(2) of Cantonments Act, 2006, Minutes of Ordinary Cantt Board meeting held on 14.01.2020 at 1130 hours in the office of the Cantonment Board Meerut is forwarded herewith please.

Yours faithfully,

Sd/-xxx  
(PRASAD CHAVAN) I.D.E.S  
CHIEF EXECUTIVE OFFICER,  
MEERUT CANTT.

Encl : As above

Minutes of the Ordinary Cantt Board Meeting held in the office of Cantonment Board, Meerut on 14.01.2020 at 1130 hrs.

Following were Present :

1. Brig. Anmol Sood, VSM Dy. GOC/PCB	President
2. Shri Vipin Sodhi	Vice President
3. Brig. G S Nagi, SEMO	Ex-Officio Member
4. Col. Sandeep Satwalekar	Nominated Member
5. Maj. N.A. Meitej, GE(S)	Ex-Officio Member
6. Maj. H.M. Kasi Viswanath	Nominated Member
7. Shri Ajai Kumar Tiwari, ADM City	Nominated Member
8. Smt Rini Jain	Elected Member
9. Smt Beena Wadhwa	Elected Member
10. Shri Neeraj Rathore	Elected Member
11. Shri Anil Jain	Elected Member
12. Smt Manju Goel	Elected Member
13. Shri Dharmendra Sonkar	Elected Member
Shri Prasad Chavan,	CEO/Member Secretary

**Special Invitees :**

1. Shri Satya Prakash Agarwal, Hon'ble MLA
2. Shri Rajendra Agrawal, Hon'ble MP

Following were Absent :

1. Col. Ashish Shukla	Nominated Member
2. Smt Bushra Kamal	Elected Member

**Special Invitees :**

1. Smt Kanta Kardam, Hon'ble MP

Shri Ajay Kumar Tiwari, ADM (City) nominee of the Distt Magistrate took oath of office & secrecy as Nominated Member of the Board in accordance with the provisions of Section 17 of Cantonments Act, 2006.

290. **CONFIRMATION OF MINUTES OF CIVIL AREA COMMITTEE HELD ON 21.10.2019.**

To confirm the proceedings of Civil Area Committee dated 21.10.2019

Minutes of the Civil Area Committee are forwarded herewith.

290. **RESOLUTION**

Smt. Beena Wadhwa Member objected for late circulation of the minutes of the CAC. CEO /Member Secretary apprised that the Minutes are being circulated to the Board's members for its confirmation as Agenda item for the Board. The Members desired that Minutes be circulated within 07 days of the meetings. Board resolved accordingly.

Smt. Beena Wadhwa & Smt. Manju Goel Members objected certain mutation cases which have been recommended for approval in the minutes wherein as per office report, sub-division of site is involved. Shri Vipin Sodhi VP replied that in a case of his ward, 02 separate tenements exist on same survey number therefore, there is no sub-division of site. Vice President further stated that the Office report in any matter is not final and absolute. If so, there is no need of referring the cases to the Civil Area Committee.

Board Considered in length and resolved that Minutes of the CAC dated 21.10.2019 be reviewed. PCB and CEO were of opinion that only those items where members have objection need to be reviewed. However Smt. Beena wadhwa, Smt. Manju Goel smt. Rini Jain were of opinion that all the items need to be reviewed. A letter signed by Smt. Rini Jain, Smt. Bushra Kamal & Smt. Beena Wadhwa Members in this regard was also given. Another letter was given by Smt. Manju Goel Member regarding item No.290 (187) of CAC to review the case.

Shri.Vipin Sodhi, VP was of opinion that as smt. Manju Goel has given objections on all items and therefore entire CAC proceedings need to be reviewed. All elected members by majority of votes resolved to review the minutes.

Board also resolved that a motion dated 07.01.2020 given by Smt. Manju Goel be also considered in CAC meeting.

291. **CONFIRMATION OF PROCEEDINGS OF FINANCE COMMITTEE HELD ON 30.11.2019.**

To confirm the proceedings of Finance Committee dated 30.11.2019.

Minutes of the Finance Committee are forwarded herewith.

291. **RESOLUTION**

Considered and confirmed the minutes of the Finance Committee dated 30.11.2019.

292. **CONFIRMATION OF PROCEEDINGS OF FINANCE COMMITTEE HELD ON 20.12.2019.**

To confirm the proceedings of Finance Committee dated 20.12.2019.

Minutes of the Finance Committee are forwarded herewith.

292. **RESOLUTION**

Considered and confirmed the minutes of the Finance Committee dated 20.12.2019.

293. **FINANCIAL POSITION OF THE CANTT BOARD MEERUT - LIABILITIES.**

Reference : CBR No.264 dated 13.11.2019, CBR No.286 dated 12.12.2019.

To consider the present financial condition of the Cantt Board Meerut as well as liabilities and take decision accordingly.

**OFFICE REPORT :**

1. Board is informed that the financial position and Liabilities were placed in the Board meeting held on 12.12.2019. The Board vide CBR No.286 dt 12.12.2019 resolved that matter be put in the next ordinary meeting with all details/ full facts & directions as issued by the G.O.C.in C in this regard.

2. Board is further informed that the directions of the GOC-in-C, CC in the Annual Budget Conference convened on 05.11.2019 have been received under minutes communicated vide HQ CC letter No. 260506/Cantt Gen/Q3L2 dt 27.11.2019.

**A.** The GOC-in-C,CC pointed on wasteful expenditure as under :-

- (a) Majority of Cantonment Boards are fund deficient because of limited resources and finances being released by the Govt of India. The expenditure by the Cantonment Boards need to be planned and executed in utmost judicious manner.
- (b) All Wasteful expenditure needs to be curbed to ensure efficient utilization of funds.
- (c) Further, reducing expenditure on electricity through LEDisation and conservation be explored.
- (d) A de-novo look be taken on garbage disposal schemes in Cantonment Boards, wherein the expenditure incurred by majority of Cantonment Boards is not commensurate with the services rendered.

**B.** The GOC-in-C,CC pointed on increase in Revenue Generation as under :-

- (a) Tax and Non-Tax Revenue form an important part of the Cantonment Boards Budgets and efforts towards 100% realization of the same be put in including non-conventional techs.
- (b) Best practices in this regard implemented by Cantonment Boards be shared with others eg. Cantonment Board Agra.
- (c) However, at the same time, generation of revenue from alternative sources like establishment of mobile cell towers be implemented within the scope of extant of guidelines and provisions.

**C.** For execution of works, maintenance works be combined and feasibility of executing them under capital head to be explored.

3. Board is informed that as on date a sum of Rs.2.10 Crore is in Cantt fund which will not suffice for disbursement of pay and pension for the current month of Dec 2019. In the absence of funds, Cantt Board Meerut will not be able to pay even unavoidable essential liabilities as under :-

- 1. Salary, pension, D/W for the next 03 months and other pensionary liabilities .
- 2. (a) Payment of Door to Door Garbage Collection in Cantt Area @ Rs.15.60 Lakh/month as per previously approved rates.  
(b) Board has approved rate of Rs.18.57 Lakh/month vide CBR No.212 dated 27.09.2019 . However, due to the above directions of the GOC-in-C, CC, no further action in the matter is taken and agreement has also not been executed. Board may consider and take a decision in view of the directions of the GOC-in-C, CC referred above.  
© The total demand of door to door garbage collection charges is Rs. 1,31,48,664.00 till date against which recovery is Rs. 6,08,075.00.

3. Board will not be able to execute civil maintenance works in the Wards even to minimum extent.

4. Electricity Bills of Water Supply ,Street Lights & CF Buildings and assets and its arrears.

5. The Board is further informed that as on date, the major liabilities in hands are as under :-

S.No.	Head	Details	Amount ( in Lakh) (approx)
A. 1	Contract of Door to Door Garbage Collection	Presently running @ 15.60 Lakh/p.m.X5 Month	78.00
2	Supply of Medicines by Govt Store Depot	2018-19/2019-20	14.40
3	Pending Bills of Store Suppliers	Feb to April 2018	25.00
4	Pending Bills of Store Suppliers	Current	15.50
5	Pending Bills of Garden works	2017-18/2018-19	7.80
6	Pending Bill of Alaknanda Asso.	D/W –Feb 2018	20.00
7	RMC of 10 Water Supply Pumps	6.50 Lakh/p.m.X5 Months	32.50
8	Pending Bills of E/M Section	2018-19	2.26
9	Pending Bills of E/M Section	Current	23.00
10	Pending Bills of Dense+ Interlocking tiles recd in Acctt Section	2017-18 & 2018-19	133.46
11	Pending Bills with Engg Section of Civil Mntc works	2017-18 & 2018-19	435.15
	<b>Total</b>		<b>787.07</b>
B	Liabilities of Electricity Bills	2018-19 & current	<b>100.00</b>
C	Legal Bills, Advertisement Bills and Stationary & Printing Bills etc		<b>13.00</b>
		Grand Total	<b>900.07 lakh</b>
		Or Say	<b>9.00 Crore</b>

Board may consider and take a decision in the matter.

293. **RESOLUTION.**

The directions of the GOC-in-C,CC conveyed vide HQ CC letter No.260506/Cantt Gen/Q3L2 dated 27.11.2019 are noted.

CEO apprised the Board regarding the directions of the GOC-in-C,CC conveyed vide HQ CC letter No.260506/ Cantt Gen/Q3L2 dated 27.11.2019. CEO further informed the Board that the GOC-in-C,CC has directed to review the areas of wasteful expenditure and also have a de-novo look on garbage disposal scheme in the Cantonment Boards wherein the expenditure incurred by majority of CBs is not commensurate with the service rendered. Considering these directions, the contract for door to door garbage collection @ Rs.18.57 Lakh per months as approved vide CBR No.212 dated 27.09.2019 needs to be reviewed as contact agreement for the same has also not been executed.PCB asked why the contract rates have increased to Rs.18.57 lakh per month compared to Rs.15.60 lakh as was earlier. CEO informed that the rate of Rs.15.60 lakh per month was of 2016-17 and as per present tender few items like battery operated vehicles have been incorporated instead of cycle rikshas. CEO further opined that as financial condition of the board is very bad such door to door collection of garbage by the contracting agency be

hold for some time and the work be executed departmentally as such board can review its decision after 3 months.

PCB asked the views of the Members. Shri Vipin Sodhi, Vice President was of the view that last year Cantt Board stood at 2<sup>nd</sup> position in Swachhta Sarvekshan 2019 and execution of work of door to door garbage collection departmentally will not suffice the standard for the same this year. He suggested that concerned contractor be issued a notice first whether he is willing to reduce his rates @ Rs.15.60 Lakh per month to avoid future litigation as e-tenders were invited for the same and Board had approved the lowest tender and there -after the matter be put up before the Board for decision. Smt. Rini Jain, Shri Neeraj Rathore, Shri Anil Jain & Shri Dharmendra Sonkar agreed with the views of Vice President. Shri. Anil Jain further informed to the board that when the door to door collection started in the cantonment on experimental basis collection was done in few wards by department whereas in few wards it was by outsourcing. After review it was found that the outsourcing model was better and accepted. Therefore same be continued. Smt. Beena Wadhwa & Smt. Manju Goel Members left it to the Board to decide.

Board thereafter by majority of votes resolved that the work be carried out by outsourcing agency and the agency be issued notice to appear before the board to ascertain whether it is ready to carry out the work at old rates i.e. Rs.15.60 lakh per month till then the existing system of door to door garbage collection and lifting from dustbin points to Trenching Ground @ Rs.15.60 Lakh per month as approved by the Board vide CBR No.212 dated 27.09.2019 will continue.

Smt. Manju Goel gave a letter dated 14.01.2020 which was taken on record giving suggestions regarding sanitary services, making revenue generating projects, curtailment in consumption of fuel in vehicles. She has also raised an observation on less production of solar light of 45 Mega Watt in place of 60 Mega Watt as mis-led by Engg Section from solar plant installed by Cantt Board . She suggested that out of total liability of Rs.9.00 crore, priority should be given on payment of electricity bills and then arrangement of payment of civil works @ 10% of total outstanding every month be also done.

CEO brought to the notice of the Board that Overtime to staff deployed on essential work has been stopped w.e.f.01.01.2019 and Budget provision for the same was not made in the Budget Estimates. However, at times the essential/un-avoidable works are required to be attended on gazetted holidays. Board resolved that the essential staff be deployed on overtime during gazetted holidays for which suitable provision in the Budget estimates of next financial year be incorporated in BE 2020-21 (R).

Few Members also raised the issue of deduction of wages of 05 days of daily wages workers during the strike w.e.f. 09<sup>th</sup> to 14<sup>th</sup> Oct 2019 called by the employees unions. The Members desired that the Board may consider release of deducted wages by issuing instructions not to associate in strike in future. Considered and resolved that 05 days deducted wages of daily wages workers be released and instructions be issued & undertaking be obtained from them accordingly.

294. **RENEWAL OF AGREEMENT BETWEEN "KALYANAM KAROTI" AND CANTT BOARD REGARDING RUNNING OF 'EYE WING' IN CANTT GENERAL HOSPITAL.**

To consider renewal of agreement between "Kalyanam Karoti" NGO and Cantonment Board regarding running of "Eye Wing" in Cantt General Hospital.

**Office Report:**

Board is informed that in the premises of Cantt General Hospital Cantt Board is running an eye wing in association with an NGO called "Kalyanam Karoti". The arrangement is running smoothly since 1994 and the permission has been granted by the Board on yearly basis, proper agreement is also got executed every year on non judicial stamp paper of appropriate value.

Board is informed that the General Secretary of Kalyanam Karoti vide letter No. KKM/CANT BOARD/2019-20/143 dated 09.10.2019 has requested for renewal/extension of permission for another year i.e. 2020 alongwith modifications of paragraphs in the Draft Agreement are as follows:-

1. Para C (1) to be deleted as cost of stitchless surgery with non foldable lens (SICS) is fixed at Rs 2000 (as mentioned in table under Para B of draft Agreement), an increase of Rs 500 due to increase in costs and salaries of the staff. Previous rate of the same was fixed at Rs 1500 in year 2013.
2. Two additional quality lenses introduced.

The matter may be considered for renewal of contract Agreement for one year w.e.f. 01.01.2020 to 31.12.2020 along with the draft Agreement submitted by General Secretary, Kalyanam Karoti.

It is recommended to consider the terms of Agreement as requested above by Kalyanam Karoti, while considering the renewal.

Relevant file is put up.

Board may consider and decide.

#### 294. **RESOLUTION**

Considered and resolved that agreement with Kalayanam Karoti , NGO regarding running of Eye Wing in Cantt General Hospital be renewed for one year w.e.f. 01.01.2020 to 31.12.2020. Necessary agreement be executed on non-judicial stamp paper of appropriate value incorporating /modification of para graph as mentioned in the agenda.

#### 295. **JUDGEMENT**

To note order passed by the Appellate Authority i.e. PD DE, Lucknow in following appeals u/s 340 of Cantonment Act, 2006.

#### **Office report**

Board is informed that the judgments have been passed by the Appellate Authority i.e. PD, DE, CC, Lucknow. The detail of case is as under:

Sl. No.	Appeal No.	Name of Appellants and Property Nos.	Date of Order	Notice No. and date	Remarks
1	33/2019	Smt Sarda Devi W/o Shri Sher Singh House No.299, GhosiMohalla, B I Bazar Meerut Canttt.	20.11.2019	No. Misc/3389/E7A dated 19.07.2011	Appeal dismissed.
2	30/2019	Shri Virender Kumar Jain S/o Shri	25.11.2019	No. Misc/4108/E7A dated 05.12.2011	Appeal dismissed.

		DhineshwarDayal Jain, House No. 251, RanjitPuri, Sadar, Meerut Cantt.			
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Relevant files are put up on the table.

Board is requested to consider and decide

295. **RESOLUTION**

Considered and noted. It is resolved that final notice under Section 320 of Cantt Act 2006 be issued to the owners/occupiers /offenders requiring him to demolish and remove the u/a construction within 07 days from the receipt of the notice, failing which the same will be demolished by the agency of the Board at risk and cost of the offender.

296. **RENEWAL OF LEASE & LICENSE FEE OF CANTT FUND SHOPS AT BOUDARY ROAD , MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 27 shops were constructed at Boundary road, Meerut Cantt were allotted to private parties under the provision of section 200 of CA 1924 for a period of one year and the license of the above shops were renewed on year to year basis subject to sanction of GOC-in-C Lucknow and the lease of the said shops expired on 31.03.1989. Thereafter, the license fee is recovered year to year basis. In the year 2014, the matter of renewal and increase in license fee was put up in the Board on 09.06.2014. The Board vide CBR No 241 dated 09.06.2014 considered and resolved that the license fee of the said shops were calculated as per DM circle rates i.e @13/- per Sq.ft per month and the payment of rent will not devlope any right upon the shops. Thereafter, the office made demand as per DM circle rates @13 SqFt per month but the occupiers of the said shops has not deposited the license fee on revised rates.

In the years 2019, the matter of renewal of license fee of said shops as again put up in the Board meeting held on 05.02.2019. The Board vide CBR No.23 dated 05.02.2019 fixed the license fee @ 08- per Sq.Ft as per the Cantt shops of Sanjay Gandhi Market, paint area, Meerut and also resolved that the revision of lincese fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board. Accordingly, the license fee has been recovered by the office.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs 31.08/- per Sq.Ft. The last revision rate of the said shops is Rs. 08.00/- per Sq.Ft.

Relevant file along with the calculation sheet is put up on the table.

Board is requested to consider and decide.

296. **RESOLUTION**



Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

297. **RENEWAL OF LEASE & LICENSE FEE OF CANTT FUND SHOPS SANJAY GANDHI MARKET, PAINTH AREA, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 80 shops were constructed and named as "Sanjay Gandhi market" in Painth area, Boundary Road, Meerut Cantt under SFC and leased for 10 years extending upto 30 years. The lease of these shops expired on April 2012. The issue was considered in the Board. The Board vide CBR No 293 dated 30.11.2012 resolved to revise the license fee as per DM circle rates i.e. 08/- per Sq.ft per month. The Board further resolved that lease for a period of 10 years be recommended to the competent authority with a provision of annual increase of 10% of the preceding year. The matter was again put up in the Board meeting held on 10.04.2013 and the increase rates amended to 5% on the base of committee report. Thereafter, the office has recovered the license fee of the above shops on year to year basis.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of license fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops. The monthly license fee as per current STR is Rs 31.08/- per Sq.Ft. The last revision rate of the said shops is Rs. 08.00/- per Sq.Ft with an increase of 5% every year.

Relevant file alongwith the calculation sheet is put up on the table.

Board is requested to consider and decide.

297. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

298. **RENEWAL OF LEASE & LICENSE FEE OF CANTT FUND SHOPS ABU LANE /DELHI ROAD, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 39 shops were constructed and were allotted to private treaties on lease basis. The lease of these shops has been expired on 31.03.1989. Thereafter, the license fee is recovered year to year basis. In the year 2014, the matter of renewal and increase in license fee was put up in the Board on 09.06.2014. The Board vide CBR No 241 dated 09.06.2014 considered and resolved that the license fee of the said shops were calculated as per DM circle rates i.e @24/- per Sq.ft per month. Thereafter, the office made demand as per DM circle rates @24 Sq.Ft. per month and the payment of rent will not develop any right upon the shops but the occupiers of the said shops has not deposited the license fee on revised rates and filed the Writ-C No 27819 of 2015 in the Hon'ble High Court, Allahabad. The Hon'ble High Court, Allahabad passed an order on 28.05.2015 that the petitioner may continue

retain to retain the possession of the shops in question and provided that the rent with June, 2015 @ 2000/- per month before the 10<sup>th</sup> of each English calendar month in advance. It is also made clear that all arrears of rent at the old rate shall also be deposited by the petitioners before 10<sup>th</sup> June 2015. It is further clarified that respondents shall not insist for any additional rent. Rent so deposited by the petitioners shall remain subject to final outcome of this writ petition. The said writ petition is subjudice before the Hon'ble High court, Allahabad till date. In compliance of the said order, the office is regularly recovering the license fee from the said shops.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of license fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops. The monthly license fee as per current STR is Rs. 47.83/- per Sq.Ft. for delhi road facing & Rs. 58.28/- per Sq.Ft. for Abu Lane facing area. The last revision rate of both the facing of said shops is Rs. 24/- per Sq.Ft.

Relevant file is put up on the table.

Board is requested to consider and decide.

298. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

299. **RENEWAL OF LEASE & LICENSE FEE OF CANTT FUND SHOPS AT CITY RAILWAY STATION, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 27 shops were constructed under SFS at City Railway station, Meerut Cantt allotted to private parties for a period of 30 years on lease basis. The lease of the above shops has been expired on 31.10.2007. Thereafter, the matter was put up in the Board. The Board vide CBR No 817 dated 01.12.2008 consider and resolved that the temporary license for one year be given to all the shopkeeper under the provision of section 200 of CA 1924 for a period of one year subject to sanction by the GOC-in-C under section 267 of CA 2006. Thereafter, the matter was forwarded to the GOC-in-C, CC Lucknow, which is pending for sanction.

In the year 2014, the matter of renewal and increase in license fee was put up in the Board on 09.06.2014. The Board vide CBR No 241 dated 09.06.2014 considered and resolved that the license fee of the said shops were calculated as per DM circle rates i.e @3.87/- per Sq.ft per month and the payment of rent will not develop any right upon the shops. Accordingly, the office recovered the license fee of the above shops on year to year basis.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of license fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs 22.89/- per Sq.Ft. The last revision rate of the said shops is Rs. 3.87/- per Sq.Ft.

Relevant file along with the calculation sheet is put up on the table.

Board is requested to consider and decide.

299. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

300. **RENEWAL OF LEASE & LICENSE FEE OF CANTT FUND SHOPS AT ROHTA PHATAK, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 37 shops were constructed under SFS at Rohta Phatak, Meerut Cantt allotted to private parties for a period of 30 years on lease basis. The lease of the above shops has been expired on 27.04.2012. Thereafter, the matter was put up in the Board. The Board vide CBR No 241 dated 09.06.2014 considered and resolved that the license fee of the said shops were calculated as per DM circle rates i.e @3.87/- per Sq.ft per month and the payment of rent will not develop any right upon the shops. Accordingly, the office recovered the the license fee of the above shops on year to year basis.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of lincese fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs 22.89/- per Sq.Ft. The last revision rate of the said shops is Rs. 3.87/- per Sq.Ft.

Board is further informed that due to the dilapidated conditions of the said shops, the office has issued the notices to all occupier for vacation of said shops, but due to the protest the same is not vacated by them till date.

Relevant file alongwith the calculation sheet is put up on the table.

Board is requested to consider and decide.

300. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

301. **RENEWAL OF LEASE & LICENSE FEE OF CANTT FUND SHOPS AT UNDER PILLAR HOTEL BUILDING , DELHI ROAD MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

## **OFFICE REPORT**

Board is informed that 06 shops were constructed under SFS at Rohta Phatak, Meerut Cantt allotted to private parties for a period of 30 years on lease basis. The lease of the above shops has been expired on 31.03.2012. Thereafter, the matter was put up in the Board. The Board vide CBR No 241 dated 09.06.2014 considered and resolved that the license fee of the said shops were calculated as per DM circle rates i.e @24/- per Sq.ft per month and the lease period of one year may be extended after obtaining sanction of GOC-in-C and the payment of rent will not develop any right upon the shops. Accordingly, the office recovered the the license fee of the above shops on year to year basis.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of lincese fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs. 43.96/- per Sq.Ft. The last revision rate of the said shops is Rs. 24/- per Sq.Ft.

Relevant file alongwith the calculation sheet is put up on the table.

Board is requested to consider and decide.

### 301. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

### 302. **RENEWAL OF LEASE & LICENSE FEE OF CANTT IN THE COMPUND OF CGH, DELHI ROAD MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

## **OFFICE REPORT**

Board is informed that 02 shops were constructed in the compound of CGH, Delhi road, Meerut Cantt and were allotted to private parties for the period of one year on lease basis and lices of the said shops were renewable on year to year basis subject to approval of GOC-in-C. The lease of the above shops has been expired on 31.03.1993. Thereafter, the office had issued notice to all occupants for handover peaceful possession but the occupant has requested to renewal of lease for further period. In this regard, the matter put up in the Board meeting held on 08.08.2012. The Board vide CBR No 170 dated 08.08.2012 constituted sub-committee to examine and inspection of all cantt fund shops.

In the year 2014, the matter was again put up in the Board. The Board vide CBR No 241 dated 09.06.2014 considered and resolved that the license fee of the said shops were calculated as per DM circle rates i.e @24/- per Sq.ft per month and the lease period of one year may be extended after obtaining sanction of GOC-in-C and the payment of rent will not develop any right upon the shops. Accordingly, the office recovered the the license fee of the above shops on year to year basis.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of lincese fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs. 47.83/- per Sq.Ft. The last revision rate of the said shops is Rs. 24/- per Sq.Ft.

Relevant file alongwith the calculation sheet is put up on the table.

Board is requested to consider and decide.

302. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

303. **RENEWAL OF LEASE & LICENSE FEE OF 12 CANTT FUND SHOPS AT BOUNDRY ROAD, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 12 shops were constructed under SFS at Boundary Road, Meerut Cantt allotted to private parties for a period of 30 years on lease basis. As per terms of sanction of lease, the license fee will be revised @ 15% after every 03 years & including conservancy charges @ 4% of annual rental value. Accordingly, the office recovered the licensee fee & allied charges. The initial lease period of 10 years was expired on 13.11.2011. Thereafter, the matter was put up in the Board. The Board vide CBR No 288(03) dated 21.12.2011 considered and resolved that the the matter for renewal of lease for further period of 10 years be forwarded to GOC-in-C . Thereafter, the matter was forwarded to the higher authorities on 16.01.2012 and the same is pending till date. The office is recovered the license fee as per the direction of PDDE, Lucknow dated 12.06.2001 on revised rates for said shops.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of lincese fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs. 31.08/- per Sq.Ft. The last revision license fee of the said shops as per sanction of lease i.e. @ 15% increase of license fee after three years.

Relevant file alongwith the calculation sheet is put up on the table.

Board is requested to consider and decide.

303. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

304. **RENEWAL OF LEASE & LICENSE FEE OF 10 CANTT FUND SHOPS AT VIKAS BAZAR, LALKURTI, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that 10 shops were constructed under SFS at Vikas Bazar, Lalkurti, Meerut Cantt allotted to private parties for a period of 30 years on lease basis. The lease period of said shops was expired on 20.12.2011. Meanwhile, the matter for revision of license fee was put up in the Board. The Board vide CBR No 61 dated 22.03.2010 considered and resolved that license fee be increased 25% w.e.f 01.04.2010. Accordingly, the office is recovered the license fee year to year basis from the said shops.

In the years 2019, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of license fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs. 28.47/- per Sq.Ft. The last revision rate of the said shops is Rs. 8.27/- per Sq.Ft.

Relevant file alongwith the calculation sheet is put up on the table.

Board is requested to consider and decide.

304. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020.

305. **RENEWAL OF LEASE & LICENSE FEE OF SHOP No. 52 & 52A CHOWK BAZAR, SADAR, MEERUT CANTT.**

Reference: CBR No 23 dated 05.02.2019 regarding revision of license fee of Cantt Fund shops.

**OFFICE REPORT**

Board is informed that Shop No. 52, Chowk Bazar, Sadar, Meerut Cantt was allotted to Sh Govind Ram for a period of one year on licnese basis which was renewable year to year basis subject to approval of GOC-in-C, Lucknow. The occupancy right of said shop was transferred in the name of Sh Surender Kumar Malik on existing terms & conditions vide CBR No 16 dated 04.05.1979. The last renewal of the subject shop was upto 31.03.1989.

Board is further informed that the upper portion of said shop (named 52A) was originally allotted to Sh Bhola Dutt , Ex- orderly. After retirement of Sh. Bhola Dutt, the said shop was regularized in name of Sh. Mahesh Chand S/o Sh Bhola Dutt Ex- peon vide CBR No 38 dated 10.08.1981. In the year 1992, Sh Mahesh Chand subletted the said portion (named 52A) to Sh Surender Kumar Malik. Thereafter, the matter was put up in the Board. The Board vide CBR No. 1(18) dated 24.04.1992 considered and resolved that the said portion be transferred in the name of Sh Surrender Kumar Malik. Thereafter, the office recovering the license fee from the said shops 52 & 52A year to year basis. In the year 2008, the occupants had carried out u/a constructions at second floor by way of making latrine & bathroom. Accordingly, the matter was put up in the Board. The Board vide CBR No. 63 dated 19.01.2009 considered and resolved that eviction proceding under PPE Act 1971, be initiated against the occupants of said shop. The Estate Officer, Meerut Cantt initiated the proceding against the occupants Sh Surender Malik and Sh. Sandeep Malik of said shops. Meanwhile, the occupants filed a suit No 22 of 2010 in the

court of Civil Judge(JD) Meerut, which is pending before the court. The occupant depositing the rent of said shops in court.

Now, the Board vide CBR No.23 dated 05.02.2019 resolved that the revision of license fee w.e.f 01.04.2019 fresh STR be taken into consideration in respect of all Cantt Fund shops and the report be put up in the Board.

In compliance of the CBR under reference, the Engineering branch prepared the calculation sheet as per current STR of the said shops . The monthly license fee as per current STR is Rs. 47.83/- per Sq.Ft. The last revision rate of the said shops is Rs. 299/- per month & Rs 250/- per month for 52 & 52A respectively.

The proceeding of PPE Act 1971 in the subject shops are also subjudice in the court of Estate Officer, Meerut Cantt till date.

Relevant file along with the calculation sheet is put up on the table.

Board is requested to consider and decide.

305. **RESOLUTION**

Considered and resolved to pend till April 2020 and current demand and arrears be recovered by 30<sup>th</sup> March 2020. This is without pre-judice to the legal rights of the Cantonment Board Meerut regarding proceedings initiated under PPE Act 1971.

Smt. Beena Wadhwa, Member opposed the proposed for revision of license fee in respect of Cantt Fund Shops as it will have extra burden on the traders. Shri Vipin Sodhi VP replied that they are licensees of the Board and in the financial interest of the Board, revision of license fee on the basis of STR is justified. Shri. Rajendra Agrawal MP was of opinion that though the financial condition of the board is not sound such a steep increase will have heavy burden on the traders and some realistic rates need to be decided by the board. Smt. Beena Wadhwa informed the board that there was a policy/guidelines by the board whereby the standards to fix the fees was decided. Shri Vipin Sodhi opined that in case there is such a policy it should be brought to the notice of the board and the rates be revised accordingly in the month of April for the financial year 2020-21. Board thereafter resolved that the fee for shops mentioned in agenda point no. 296 to 305 will remain same as it is for a period ending March 2020 and entire amount including the arrears be recovered till 31<sup>st</sup> March 2020 and detail report be put to the board informing the collection and the arrears if any before taking decision for fresh fee to be imposed for next financial year in April 2020.

306. **PERIODIC REVIEW UNDER FUNDAMENTAL RULE (FR) 56 (J) (I) AND RULE 48 OF CCS (PENSION) RULES 1972 IN R/O EMPLOYEES OF CANTT BOARDS.**

Reference : CBR No.267 dated 13.11.2019

Board is informed that the directions contained in DG DE letter No.78/38/CFSR-1937/GEN/C/DE/19(FMS:66543) dt 22.10.2019 circulated vide PD DE CC letter No.82562/Ruling/CFSR/Gen/Cantt(C-687) dt 29.10.2019 on the subject were noted vide CBR No.267 dated 13.12.2019 and the details are to be put up in the Board meeting of Dec 2019.

**OFFICE REPORT**

1. Board is informed that the DGDE vide letter under reference has informed that as per Rule 8 (1) © of CFSR 1937, the Board or the officer appointing a servant (employee) may discharge such employee at any time after he has attained the age of fifty five (55) years or has completed thirty (30) years qualified service ( subject to such directions as the Central Govt may issue from time to time in this regard]” . It may be seen that the provisions of Rule 56 (j) (i) of FR are consistent with the provisions of CFSR 1937.
2. As per instructions contained in Govt of India DOPT OM No.25013/3/2019Estt-A-IV dt 20.06.2019, the ministries /Departments should ensure that the prescribed procedure like forming of opinion to retire a Govt employee pre-maturely in public interest is strictly adhered to, and that the decision is not an arbitrary one and is not based on collateral grounds as per order of the Hon’ble Supreme Court in Case No.UOI & Col. J.N. Sinha (1571SCR(1791). The detail guidelines are placed on the record.
3. A list of employees of Cantt Board Meerut who are under the above category for the quarter Oct to Dec of the same year has been prepared by the office and all Section Heads vide Office Memorandum No.123/A/Periodic Review 56 (J)/2290 dated 25.11.2019 & No.2992 dt 18.12.2019 have been directed to put up report and recommendations about the conduct, efficiency & health in r/o of concerned employees working in their sections. The reports of Section Heads are placed on record.
4. The Board is further informed that as per Rule 8 (3) (a) of the CFSR 1937, the Board should appoint a screening committee for holding a review. A representative of the Command HQ ( to be nominated by the Director DL & C now the PDDE) should also be co-opted by the Board as a Member.
5. The Dte DE CC vide Part II office order No. 74 dated 23.12.2019 has nominated Sh. Valeti Premchand, Director DE as member of Periodic Review Committee to assess the service record of CB Employees vide Rule 8 (1) (c) of CFSR 1937 and Rule 48 of CCS Pension Rules 1972 in r/o Cantt Board Meerut.

As per Rule 8 (3)(e) of the CFSR 1937, no Cantt Fund Servant should be discharged under this rule within a period of 01 year from the date of his superannuation.

Relevant file is placed on the table.

Board may consider and take a decision to constitute a committee in the matter.

### 306. **RESOLUTION**

Considered and resolved that a screening committee of following members is constituted to review the cases under FR 56(J)(I) and Rule 48 of CCS (Pension) Rules 1972 in r/o employees of Cantt Board Meerut :-

1. Representative of the PD DE – Shri V. Prem Chand, Director, DE
2. CEO of Cantt Board Meerut
3. Maj. H M Kasi Vishwanath, Nominated Member
4. Shri Anil Jain, Elected Member.



Smt. Manju Goel vide letter dated 14.01.2020 suggested that service record of the employee be perused first before taking any decision in the matter.

307. **REQUEST REGARDING RELEASE OF PENDING PAYMENT OF SUPPLY OF MEDICINES TO THE EMPLOYEES OF THE CANTONMENT BOARD MEERUT BY M/S BABA MEDICAL STORE W.E.F. DEC 2004 TO NOV 2006.**

Reference : Orders of Hon'ble Court of Special Judge ( Anti Corruption) CBI Court No.3 Ghaziabad dated 15.03.2019 passed in Case No.30/2014 CBI V/S Gian Chand and others.

To consider letters dated 27.09.2018, 29.03.2019, 19.07.2019, 16.08.2019 & 22.11.2019 submitted by Shri Amarjeet Singh Sethi, Prop M/s Baba Medical Store, 32 Begum Bridge Delhi Road Meerut requested therein to pay their pending Bills of the period of Dec 2004 to Nov 2006 of Rs.40,78,417/- in compliance of Orders of the Hon'ble Court dt 15.03.2019.

**OFFICE REPORT :**

1. Board is informed that M/s Baba Medical Store was engaged to supply medicines to the employees of Cantt Board in case the same were not available in Cantt General Hospital @ 12% discount on MRP vide tender dated 07.02.2002. This system was renewed till Nov 2006. The Bills for the period Dec 2004 to Nov 2006 were received in Cantt Board Office in May 2008 through RMO Cantt General Hospital.
2. The matter was referred to the Cantt Board in its meeting held on 29.08.2008. The Board vide CBR No.725 dt 29.09.2008 resolved that it is peculiar case where the payment is demanded without any supporting documents and only on the basis of RMO's endorsement. Therefore, it was resolved that the matter be forwarded to the PD DE CC for their consideration and issue of the directions for further action. The matter was referred to the PDDE vide letter No.Misc/ DG /472 dt 23.10.2008. The PD DE vide letter No.53926//MRT/LC8 dt 24.11.2008 directed that the case appears to be a serious one requires a thorough examination/ consideration and decision thereon by the Cantt Board. Further, directed that the Cantt Board may conduct an Inquiry in the matter and responsibility of the concerned official may be fixed and necessary action if required against the defaulting official may be taken.
3. Accordingly, Col. BS Deshwal was nominated as Presiding officer by the then PCB in consultation with the SEMO and CEO appointed Office Supdt as Member of the Inquiry Committee constituted vide convening Order No.143101/CEO/.Baba Medical Store/Q3W dt 13.08.2009. Col B.S Deshwal completed the inquiry and forward his report vide letter No.901/ADM/Conv.Order/C dt 23.09.2009 giving following opinion :-
  - a. The Bills got accumulated and delayed due to delayed submission of bills by firm more than 01 year.
  - b. It was found that issuance of medicines have been shown in the name of fake patients by fabricating the indents and procuring bills thereof. While the concerned persons refused to have received any medicine or attended the hospital. In this game, in a single day medicine worth Rs.1700/- to 49000/- in a single day have been shown as issued to a patient. Total amount of such fake bills for the period 2004 to 2006 was found to Rs.7,43,836/-.
  - c. It was further reported that Board may take suitable decision regarding action against pending bills of M/s Baba Medical Store. Bills which are confirmed by the patients and signed as acknowledgement may be considered for payment as per terms and condition accepted

- with M/s Baba Medical Store after further investigation. The firm has shown inability to produce stock register of medicines purchased and related documents as requested by the Inquiry committee.
- d. Suitable disciplinary/administrative action was also recommended against the dealing staff for preparing these slips in the patients names and for which they have not been issued medicines.
4. The then CEO also constituted a committee comprising Dr. Aseem Rastogi, RMO Surgeon CGH and 02 other staff members to ascertain the MRP of medicines during the period of 2004 & 2005 who submitted report on 09.02.2010 and as per their observations, there excess rates have been mentioned in the bills in comparison to MRP. The average excess amount in the bills comes to 17% to 41% approx. in comparison to actual MRP during the relevant period . On the basis of above findings, the Board vide CBR No.91 dt 22.03.2010 resolved to initiate disciplinary proceedings against all the defaulting officials. Accordingly, chargesheets were issued to Dr. Anuradha Gupta, the then RMO and Shri Pradeep Agrawal, Compounder who denied the charges. The following officers were appointed to investigate the charges :-
- (i) Shri M Nagaphoram, SE 510 Army Base Wksp – against Dr. Anuradha Gupta, who submitted his report opened on 26.11.2014 in Board meetng and the Board vide CBR No.371 reject the report submitted by him and appointed a fresh committee consisting of the following : 1. Col. AK Vaid, PO, Smt. Beena Wadhwa Member, Smt. Mamta Gupta Member. The Inquiry was started in Feb 2015 but could not be processed further. The Presiding Officer has been retired and Smt. Mamta Gupta is not a member of the Board now.
- (ii) Shri RK Giri, Steno DEO Office Meerut – against Shri Pradeep Agrawal. His Inquiry has over and Charged Official has been exonerated.
5. In the mean time, CBI Anti-Corruption Branch Ghaziabad started investigation in the matter suo-moto on 27.03.2012. The CBI has requisitioned all original medical bills presented by M/s Baba Medical Store and other relevant papers for the period of Nov.2004 to Nov. 2006. The action of the CBI was noted by the Board vide CBR No.93 dt 09.04.2012.
6. The Board is informed that CBI submitted its investigation report in 2014 alleging that during the period November 2004 to December 2006, Shri Gyan chand while posted and functioning as Dresser Cantonment General Hospital meerut, by abusing his official position as a public servant entered into criminal conspiracy with Shri Amarjeet Singh Proprietor M/s Baba Medical Store Meerut with the intent to cheat the Cantonment Board Meerut/Govt Exchequer and prepared forged indent vouchers to be used genuine. In pursuance thereof Shri Amarjeet Singh used these forged indent vouchers for claiming money by falsely showing to have issued the indented medicines from his shop to different beneficiaries of Cantonment General Hospital Meerut and thereby attempted to cause a wrongful loss of Rs.2,18,519/- (under 17 Bills) to the government exchequer and corresponding wrongful gain to himself/others.
7. Board is further informed that criminal case No.30 of 2014 titled as CBI V/S Gian Chand & Amarjeet Singh Sethi was filed by the CBI ( Anti Corruption Branch) Ghaziabad in the subject

matter of purchase of medicines during the period 2004-2006 in the Court of Special Judge ( Anti Corruption) CBI Court No.3 Ghaziabad and the said case is in process.

8. In the abovenoted case, Sh. Amarjeet Singh Sethi, prop. M/s Baba Medical Store has submitted an application dt 17.01.2019 before the Hon'ble Court to issue directions for releasing the bills which were seized by the CBI from Cantt Board Meerut vide Seizure Memo dt 25.04.2012 but not submitted in Case No.30/2014 before Hon'ble Court of Special Judge ( Anti Corruption) CBI Ghaziabad.
9. The Hon'ble Court under order dated 15.03.2019 has viewed that the bills mentioned at S.No.11,12,13,14 &15 of Seizure Memo dt 25.04.2012 (D-2) are not under dispute in the present case and CBI has only objection to the effect that these bills were seized from Mohd Ali Zafar the then Office Supdt ( Officiating) Cantt Board Meerut therefore, accused has no right to take possession of this record. It was also viewed by the Court that there is no requirement of these bills in the present case. In these circumstances, it seems justified to hand over these bills to the to the Superintendent (Officiating) Cantt Board Meerut for necessary action.
10. The Hon'ble Court has directed to CBI to ensure the handing over the bills mentioned at S.No.11,12,13,14 &15 of Seizure Memo dt 25.04.2012 ( D-2) to the Superintendent (Officiating) Cantt Board Meerut. The Hon'ble Court has further directed to the CEO Cantt Board Meerut to preserve these bills after their legal disposal as those may be required by the Court in future.
11. In compliance of the orders dt 15.03.2019, CBI office has released the original bills vide Invoice No.044213 dt 07.08.2019 for the period of Dec 2004 to Nov. 2006 Except 17 Bills of Rs.2,18,519/- which were submitted in the Charge sheet in the Court. Thereafter M/s Baba Medical Store vide letter No.236/G/Vol.II/1638 dt 17.08.2019 informed that the summery sheets & forwarding memo of above-said bills duly verified by the MO I/C, RMO/Doctors of the Cantt General Hospital have not been provided by the office of the CBI (ACB ) Ghaziabad stating that as the same have been submitted before the Hon'ble Court of Special Judge (CBI) in the case No.30/2014. Whereas, these documents are essentially required by the Cantonment Board Meerut for processing /consideration of the bills released by the CBI on 07.08.2019. In the absence of the summery sheets & forwarding memo of above-said bills duly verified by the MO I/c, RMO/Doctors of the Cantt General Hospital, the bills in-question can not be considered/ checked/processed further by this office.
12. In reply, M/s Baba Medical Store vide letter dt 22.08.2019 submitted the certified copies of the summery sheets and forwarding memo issued by the Court of CBI for the said period and requested to release the payment of his pending bills.

It is also reported that no budget provision exists in BE 2019-20 ( R) or 2020-2021 (O) under head F-1b in the Budget Estimates submitted to the GOC-in-C CC through PD DE on 12.06.2019.

Relevant file is placed on the table.

Board may consider and take a decision in the matter.

The orders of Hon'ble Court of Special Judge (Anti Corruption) CBI Ghaziabad dated 15.03.2019 were noted. The office briefed the matter to the Board. The Board considered that since under order dated 15.03.2019, the Hon'ble Court has viewed that there is no dispute in the bills of M/s Baba Medical Store for the period of Dec 2004 to Nov 2006 (except 17 bills of Rs.2,18,519/- for which matter is sub-judice before the Court) and the office of the CBI (ACB) Ghaziabad has also released the bills in original to the Cantt Board Meerut on 07.08.2019, the certified copies of summery sheets and forwarding memo (s) thereof issued by the Hon'ble Court has also been submitted by the supplier on 22.08.2019, the payment of Rs.4078417/- deducting Rs.2,18,519/- in r/o 17 bills under court case be made as almost 13 years have been passed.

The office apprised the Board that Budget provision for the same does not exist in the RE 2019-20 & 2020-21 (O) which has already been submitted to the GOC-in-C, CC on 12.06.2019 and funds are also not available with the Board. Considered and resolved that provision of Rs.38,59,898/- be made in next Budget Estimates for 2020-21 (Revised) and the payment be released after obtaining legal advice and scrutiny of the exact amount to be paid by FC/Board before release of the same subject to availability and provision of the funds.

**308. New Parking Stands in Meerut Cantonment**

Board is informed that following auction may be conducted in the Office of the Cantonment Board, Meerut for a period of one year after wide publicity in daily newspapers. The details are as under:

S/No.	Name of Parking
1	Central Parking before AryaSamajMandir, Sadar to SBI,Sadar Bazar, Meerut Cantt
2	Central Parking on the road passing through B.R. Studio, Sadar to ShyamLal Cycle Store, Sadar.
3.	Central Parking before Punjab Shoe, Sadar to Oriental Bank of Commerce, Sadar
4.	Central Parking on Police Street passing through Jawahar Eye Hospital, Sadar to ManoharLal Cycle Store, Sadar.
5.	Both side on the road passing through RangwaliKothiVivahMandap,Bungalow No. 116. Both side on the road passing through Hotel De-Roses VivahMandap,Bungalow No. 104. Both side on the road passing through Rang MahalVivahMandap, Bungalow No. 204. Both side on the road passing through Jain VivahMandap, Bungalow No. 215. Road side passing through Nayyer Palace VivahMandap, Bungalow No. 73 ABOUNDRY ROAD. Both side on the road passing through AtithiBanquet Hall. Road side passing through SGM Garden VivahMandap, Bungalow No. 304.

The relevant file is placed on the table.

The matter is put up before the Board for consider and approve.

**308. RESOLUTION**

Shri Anil Jain, Member objected stating that there is no sufficient parking space at sites proposed for new parking stands. Considered and resolved to drop the proposal.

**309. CORRIGENDUM**

Reference : CBR No.205 dated 03.09.2019 regarding revision of rates of consy charges for door to door garbage collection in Cantt Area.

To read and note at S.No. 2 of Category of shops below 500 sq.ft. &, shop above 500 Sq.ft. in place of Shops below 50 Sq.ft. and Shop above 50 Sq.ft. in the resolution side which has been typed erroneously.

309. **RESOLUTION**

Noted.

310. **PROPOSED BUILDING PLAN IN R/O B.NO. 240 SOUTHEND ROAD MEERUT CANTT.**

Reference : CBR No. 677 dated 10.10.2017, CBR No. 520 dated 20.05.2017 and CBR No. dated 22.09.2019

To consider the proposed building plan submitted by Smt Sudha Rani w/o Shri Anil Prakash R/o B.No.240, Southend Road, Meerut Cantt vide building application/ notice dated 22.07.2019 for residential purpose.

Board vide CBR dated 22.09.2019 considered the plan and resolved that the report of concerned staff be obtained whether plan is required to be referred to the DEO, Meerut. The technical staff has submitted that the plans are forwarded to DEO under the provisions of section 238(3) of Cantonments Act 2006 as mentioned below;

“ The Board before sanctioning the erection or re-erection of any building on land which is under management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the government to such erection or re-erection; “

As per GLR entry provided by the DEO office B. No. 240, South-end Road is 'private' and not under the management of the DEO, Meerut.

It is further informed that a plan was also submitted by the same applicant in respect of another portion in B No. 240, South-end Road, Meerut Cantt vide building application/ notice dated 28.02.2017 u/s 235 of Cantonments Act 2006 and the same was considered by the Board vide CBR dated 20.05.2017. and according to the decision of the Board the plan was forwarded to the DEO Meerut for GLR details and NOC/comments. The DEO Meerut Circle, Meerut vide letter no. 2/370 dated 22.09.2017 intimated that the recorded HOR of B.No. 240, Southend Road Meerut Cantt are Shri Rajender Kumar Garg and Shri Asray.

Thereafter, Board vide CBR dated 10.10.2017 considered the plan dated 28.02.2017 submitted by the same applicant that B.No. 240, South end road, Meerut Cantt is recorded as private in the GLR of DEO Meerut against Sr.No.8.

The Board has sanctioned number of plans on various plots referring MEO Meerut Circle Letter No. 2/370/LC-1/139 dated 06.11.1967 intimating that

“the land comprising Sy.No. 440 (B.No. 240), Meerut Cantonment being private is not under his management hence, his office has no comment to offer. The case may be considered by the Board from municipal point of view after ensuring the Govt land is not encroached.” A layout plan for plots was sanctioned by the board CBR No. 2(7) dated 01.08.1968.

The Board vide CBR No.711 dated 14.08.2008 had considered and approved proposed building plan submitted by Shri Rafi Ahamad S/o Shri Abdul Wahad in respect of one plot no. 240/24 in the said bungalow in which on advice of DEO the case was referred to PDDE, CC and Dte DE, CC Lucknow vide letter no. 53691/LC-2 dated 02.06.2008 intimated that CEO or Cantt Board is the Competent authority to consider/sanction the building application/plan either in civil area or other than civil area.

The technical staff has further reported that the proposed building plan conforms to the building bye laws of Meerut Cantt.

The Board may consider and decide.

### 310. **RESOLUTION**

Shri. Anil Jain member opined that as decided earlier the NOC of DEO is required in the matter. CEO opined that there is no need of NOC of the DEO as informed in the agenda and if board decided then in all such matters it be obtained in future. The agenda is self explanatory and the plan be released accordingly.

Shri. Vipin Sodhi was of view that a lay out plan of B. No. 240, South End Road was approved by the board in 1968 and applicant has not referred the location of the proposed site in reference to the layout of the Bungalow and therefore it is resolved that the applicant be asked to submit the layout plan of the bungalow for consideration of the board.

### 311. **APPROVAL OF ESTIMATE FOR MAINTENANCE WORKS DURING: 2019-20**

To consider approve the estimates of the following maintenance works to be under taken during the year 2019-20:

S.No.	NAME OF WORK	ESTIMATED COST	TENDER VALUE
<b>A.</b>	<b>BUDGET HEAD D2(a)(a)</b>		
	<b>Repair to CF Buildings</b>		
1.	Repairing of Cantt Board office building (boundary wall, roof, false ceiling, doors & windows, shed, partition walls & floors etc)	Rs. 3,55,000.00	
2.	Repairing of water supply installations (OHT and pump premises) & boundary wall in Ghonsi Mohalla	Rs. 2,80,000.00	
3.	Repairing of water supply installations (OHT and pump premises) in Ravindra puri including boundary walls/railing/plastering etc	Rs. 1,80,000.00	
4.	Repairing /provision of wall & gate near Mangal Pandey Bazar and PGL for improvement in sanitary condition	Rs.2,85,000.00	
5.	Repairing of Sanitary store near PGL and Mosque, Ghonsi Mohalla	Rs. 82,690.00	
6.	Repairing of Sanitary store near PGL Butchery Road	Rs. 91,600.00	
		<b>Rs. 12,74,290.00</b>	<b>Rs. 20,00,000.00</b>
	<b>Repairs to PGL's &amp; Urinal</b>		
1.	Repairing of PGL near Jali wala Khatta	Rs.5,30,000.00	

	ward No. 1		
2.	Repairing of PGL Ghonsi Mohalla near mosque ward No. 2	Rs.7,68,350.00	
3.	Repair of urinal near Kath Ka Pul in ward no 4	Rs. 1,10,350.00	
4.	Repairing of PGL Jamun Mohalla ward No. 3	Rs. 4,65,000.00	
5	Repairing of PGL Mangal Pandey Bazar ward No. 4	Rs. 8,78,680.00	
6.	Repairing of PGL Ganj bazar ward No. 5	Rs. 4,35,000.00	
7.	Repairing of PGL in Tandel Mohalla ward No. 7	Rs. 4,75,000.00	
8.	Repairing of PGL near Ajay Dairy Jublee ganj ward No. 8	Rs. 4,51,690.00	
9.	Repairing of PGL's for works likes broken tiles, seats, doors, water supply fittings and sanitary lines/ pipes manholes & provn for attendant in PGL's near Double gate, Maida Mohalla, Abulane, Dharampuri, Alimpura, Tandel Mohalla & Jublee Ganj	Rs.8,40,000.00	
10.	Repair of urinals near CGH	1,12,300.00	
11.	Repair of urinals near Bhainsali Ground ward no 5	Rs. 85,000.00	
		<b>Rs.51,51,370</b>	<b>Rs. 40,00,000.00</b>
	<b>Repairs to development sites/ parks /fencing/ enclosures</b>		
1.	Repairing/ provision of enclosures and parks /fencing etc in ward no .1	Rs.5,36,000.00	
2.	Repairing / provision of enclosures and parks /fencing etc in ward no .2	Rs. 3,76,000.00	
3.	Repairing / provision of enclosures and parks /fencing etc in ward no .4	Rs.6,60,000.00	
4.	Repairing / provision of enclosures and parks /fencing etc in ward no .6	Rs.5,08,000.00	
5.	Repairing /provision of enclosures and parks /fencing etc in ward no .7	Rs.6,63,000.00	
6.	Repair of footpath, divider and roundals at mall road	Rs. 2,80,000.00	
		<b>Rs 30,23,000.00</b>	<b>Rs. 20,00,000.00</b>
	<b>Repairs to Culverts and dustbins</b>		
1.	Repairing of Culverts in Cantt Area from ward no. 1 to ward no. 8 (as per estimates)	Rs. 9,27,000.00	<b>Rs. 10,00,000.00</b>
	<b>Petty repairs</b>		
1.	Petty repair works in ward No.1 to 8 (as per estimates lists)	Rs. 20,00,000.00	<b>Rs. 20,00,000.00</b>
	<b>BUDGET HEAD D2(a)(b)</b>		
	<b>Repairs to Cantt General Hospital</b>		
1.	Repair/mntc/ Improvement of Cantt General Hospital	Rs. 10,00,00.00	<b>Rs. 10,00,000.00</b>
	<b>BUDGET HEAD D2(a)(c)</b>		
	<b>Repairs to Cantt Board Schools</b>		
1.	Repair/mntc/ Improvement of	Rs. 20,00,000.00	<b>Rs. 20,00,000.00</b>

	a) CAB Inter College - Rs 12,98,000.00 b) Adharshila Public School - Rs. 1,82,000.00 c) R A Bazar Primary Schools - Rs1,25,000.00 d) B I Bazar Primary Schools - Rs. 2,60,000.00 e) B C Bazar Primary Schools - Rs. 1,35,000.00		
<b>BUDGET HEAD D2(b) WIDENING/INTERLOCKING</b>			
	<b>Repair to roads and pavements/ lanes</b>		
1.	Repair/ maintenance/provision of pavements by rubber/machine molded interlocking pavers and PCC in Cantt area (@ 5 Lakh in each ward)	40,00,000.00	
2.	Repair/ maintenance/provision of pavements by rubber/machine molded interlocking pavers and PCC in CF properties & lanes/roadsides (as per estimate)	10,00,000.00	
		<b>Rs. 50,00,000.00</b>	<b>Rs. 50,00,000.00</b>
	<b>Repairs to Road cuts/ widening /ramps</b>		
1.	Repair of road cuts/ culvert ramps in Cantt area at butchery road, with sub layers to bases	Rs.4,00,000.00	
		<b>Rs. 4,00,000.00</b>	<b>Rs. 5,00,000.00</b>
<b>BUDGET HEAD D2(c)</b>			
	<b>Repairs to Nalas</b>		
1.	Repairing of Nala near Radhi ki building Ward no.1	Rs.3,15,000.00	
2.	Repairing of Nala along bakery lane Meerut Cantt Ward no.2	Rs.3,95,000.00	
3.	Repairing of Nala near St Francis School Lalkurti Meerut Cantt Ward no.3	Rs.4,98,390.00	
4.	Repairing of Nala near scout Bhawan & towards painth boundary road W. No.3	Rs.3,53,000.00	
5.	Repairing of Nala from back side of Nishat Cinema.to abunala W.No.4	Rs.8,16,350.0	
6.	Repairing of Nala near Bhola nath Mandir to H. No.183, Noonia mohalla Sadar Kabari Bazar road Meerut Cantt. W.No.4	Rs 3,71,300.00	
7.	Repairing of Nala near Durga Badi school Meerut Cantt. W.No.4	Rs. 1,85,000.00	
8.	Repairing of Nala at Ganj Bazar ward No.5	Rs. 4,67,300.00	
9.	Repairing of Nala from Mochi Phatak road across through pipes and up to Sadar Thana Meerut Cantt Ward no.6	Rs.14,30,000.00	
10.	Repairing of Nala from Mr. talk shop towards near NCC Office Meerut Cantt ward no.7	Rs.5,95,690.00	



11.	Repairing of Nala in Jublee Ganj ward no. 8	Rs. 6,55,000.00	
		<b>Rs.60,82,030.00</b>	<b>Rs. 20,00,000.00</b>
	<b>Repairs to Drains</b>		
1.	Repairing of drain works in ward No.1 to 8 (as per estimates lists Rs 2 lakh in each ward)	Rs . 16,00,000.00	
2.	Repairing of drain works near group latrines and channels network for sanitary conditions in Cantt Area	Rs . 4,00,000.00	
		<b>Rs 20,00,000.00</b>	<b>Rs 20,00,000.00</b>

The estimates have been prepared by JE(Civil) and verified by AE. The work order for execution will be placed based on the available funds and sanctioned budget.

Relevant file is put up on the table.

Board is requested to consider and decide.

### 311. **RESOLUTION**

Considered and the estimates mentioned in the agenda side are approved. In addition on request of Smt. Beena Wadhwa & Shri Neeraj Rathore, Members, following estimates are considered and approved:

Work	Estimates
1. Repair of Jamun Mohalla park	Rs. 5,13,336.00
2. Repairing of PGL Ravinder Puri ward no.4	Rs.16,98,680.00
3. Repair of roads cuts/culverts ramps in cantt area	Rs. 5,00,000.00

The works are to be executed as per availability of funds or which are considered essential by the CEO and as per sanctioned budget provisions under the relevant budget head after issuing the work orders. CEO is authorized to incur expenditure and get the above works executed through the approved contract/firm.

### 312. **DISPOSAL AND TREATMENT OF SOLID WASTE DUMPED AT TRENCHING GROUND**

To consider the provisions for processing and disposal of solid waste of collected at trenching ground (land fill site) of Cantonment Board Meerut.

The solid waste being dumped at trenching ground has never been treated and only leveling work is attended from time to time. In addition some part of mixed waste also reaches the trenching ground which is to be addressed as per rules. It is very objectionable to let the untreated waste dumped which causes Bio- methane harming sub-soil and environment. The old waste dump contains leachate at different layers and various gases and odor-causing substances. The dumpsite remediation is essential as per present rules it is mandatory.

A processing and disposal plant is required to be installed at the trenching ground for the purpose. There are several technologies available for the same. The plant will require the investment in crores. Even day to day handling the waste reaching and existing at trenching ground requires money and regular expenditure.

To explore the options from the organizations, NGO's and companies working in the field of SWM under Swacch Bharat Mission of Govt of India EOI were invited from the firms which works on no profit no loss basis and run the plant on end product basis which in turn provides solution of disposal of waste by the department on no profit no loss basis as targeted by any municipality.

In response to the EOI of this office M/s Bijendra Biomass and Energy, 111/31, Opposite Ramlila Ground, Adjacent to Power House, Delhi Road, Meerut -250002 submitted a proposal for remediation in contract period of 5 years. The proposal submitted is as under;

1. Technology details: Bio-mining and Bio-remediation of Solid waste at trenching ground (dumpsite remediation), recycling of useful waste as recovered through bio-remediation process and waste to Energy Plant based on gasification technology from the re-cycled waste RDF briquette as Fuel.
2. Cantonment Board will provide land for the installation of plant and machinery.
3. Board will do comprehensive waste Bio-Remediation contract for 5 years time period which is our estimated time period for the disposal of solid waste at trenching ground.
4. Company will work on no cost /no payment basis from the Meerut Cantonment and will recover the cost of investment on Plant & machinery and operation & maintenance caast of plant from the sale of byproduct as processed from the waste including power sale to discom UPPCL.
5. Grid connectivity and power transmission from power plan to the nearest grid to be provided by the Discom UPPCL and facilitated by the Board.
6. Company will take all necessary approvals and /or clearance /NOCs as applicable from Govt. departments and wherever necessary and required, Board will do facilitation for fast processing.
7. Company will do PPA (Power purchase agreement) with local Discom, UPPCL and Board will support with all the required necessary paper works and other facilitation for fast processing .
8. Company will take responsibility for sale and eco-friendly operation of the plant in full compliance with environmental (Protection) Act 1986 and SWM (M&H) Rule 2016.

The Board may consider the provision for disposal of waste and proposal for installation of plant for 05 years, financial matrix including income from the sale of end products by the company.

The EOI of the company along with file is placed on table.

Board may consider and decide.

### 312. **RESOLUTION**

Considered and observed that the offer dated 28.08.2019 submitted by M/S Brijendra Biomass and Energy, 111/1, opposite Ramlila Ground, Adjacent to Power House, Delhi Road, Meerut 250002 is for setting up and operation of Gas Generator Plant and Power Generation Plant as remediation of solid waste at trenching ground. The firm has further intimated that the required infrastructure be provided by the board vide letter no.Req/MC/2020/01 dated 13.01.2020. The board also considered the offer given by the Programme Manager, United Nations Development Programme (UNDP) dated 14.01.2020 to invest in machines and support for SWM in Meerut Cantt.

Smt. Manju Goel Member vide letter dated 14.01.2020 suggested that tender proceedings be initiated in the matter.

It is resolved to obtain the details of offers, scope of support viz. machinery and services to be provided vide above offers along with requirement of the board and same report be put up before the board for consideration.

313. **SALE OF LIQUOR WITHIN THE LIMITS OF MEERUT CANTONMENT.**

To consider issue of license under the provision of 277 (j) of Cantonment Act,2006 to venders of spirituous liquor for the year 2019-20.

**Office Note:-**

Board is informed that the Station HQ Cell, Meerut vide letter No. 143101/CEO/Liquor/Q3W dated 15.03.2019 and 04 letters even nos. dated 215.03.2019 addressed to District Excise Officer Meerut and forwarded to Cantt Board Meerut & DEO Meerut given security clearance for running of following liquor Shops/Bar under rule 25 of UP Excise Act 1910 read in conjunction with section 285 & 286 of Cantonment Act,2006. Detail of liquor Shops/Bar as under :-

1. Indiana Bar & Restaurant in the premises of B.No. 64, Chappel Street, Meerurt Cantt.
2. Model Shop in the premises of B.No. 167/L-Q, Chappel Street, Meerurt Cantt.
3. Raj Mahal Bar & Restaurant in the premises of B.No. 185, Ravider Puri, Abu Lane ,Meerurt Cantt.
4. English Wine Shop in the premises of B.No. 313-313 I ,Abu Lane, Meerurt Cantt.
5. Wheeler Club, Mall Road ,Meerurt Cantt.

The Board vide CBR No. 14 dated 05.02.2019 has fixed the following liquor license fee for the year 2019-20, which are as under :-

- |    |                     |   |                         |
|----|---------------------|---|-------------------------|
| 1. | English liquor shop | - | Rs. 2 Lakh per annum.   |
| 2. | Country liquor shop | - | Rs. 2 Lakh per annum.   |
| 3. | Model shop          | - | Rs. 1.5 Lakh per annum. |
| 4. | Beer shop           | - | Rs. 1.5 Lakh per annum. |
| 5. | Bar                 | - | Rs. 1 Lakh per annum.   |

Smt. Manju Goel, Member Cantonment Board Meerut vide Motion/letter dated 28.12.2019 recommended to grant of license for selling of liquor in Cantt fund shop No. 18, 23 & 27 situated at City Railway Station, Meerut for the year 2020. The Board vide CBR No. 14 dated 05.02.2019 resolved that on receipt of applications for such license, the matter will be discussed and decided by the Board on the merit of cases taking into consideration the security aspect. In the last year, three liquor shops were opened in Cantt Fund Shops No. 18, 21 & 27 situated at City Rly Station and which were sublet for sale of liquor. The District Excise Officer had rejected their license and shifted other places in Nagar Nigam area. At present, there are no liquor license exist for the said shops, therefore no license u/s 277 Of CA 2006 for selling of liquor was given during the year 2019-20.

Relevant file is put on the table.

Board is requested to consider and decide.

313. **RESOLUTION**

Considered and resolved that the Trade Licenses for the year 2019-20 be issued to the 05 liquor shops /Bars subject to deposit of License Fee as approved vide CBR No.14 dated 05.02.2019, fulfillment of Sanitary /hygienic conditions at the site, inspection and certification by AHO/SS and fulfillment of the terms and conditions of the trade license for the purpose of trade only and does not regularize the change of purpose as commercial if any. Board resolved that the decision of the board is without prejudice to its right.

Further, resolved that Trade Licenses for the year 2019-20 be also issued in case of receipt of such applications subject to NOC from Station HQ Cell Meerut and fulfillment of other terms and conditions.

Shri Vipin Sodhi, VP stated that as per UP Excise Act 1910, the NOC of Station HQ is required in the Cantonment Area whereas, presently the Cantonment Area is divided in Military Area and Civil Area and for civil area, NOC of Station should not be required for which amendment in the Act ibid is required. Shri. Rajendra Agrawal MP opined if such proposal is received same will be forwarded for the consideration of the state government.

Smt. Manju Goel, Member gave a letter dated 14.01.2020 for grant of Trade License to Cantt Fund Shop No.18,21, & 27 as per the applications submitted by the respective applicants which was taken on the record. PCB directed to put up a report whether in Cantt Fund Shops, trade license for Liquor shops can be issued stating a distance of these shops from the religious places, government and other sensitive installations.

314. **DEVOLUTION OF POWERS OF VICE PRESIDENT OF CANTONMENT BOARDS & CONSTITUTION OF THREE COMMITTEES.**

Reference : MoD instructions contained in ID No.14(12)/2018-D(Q&C) dated 23.12.2019 & Govt. of India, Min. of Def. (DG DE) Delhi letter No.76/67/Expert Committee/C/DE/2018/ Vol.IV dated 24.12.2019.

To consider and take action on the directions contained in the DG DE letter under reference regarding amendments in Business Regulations & constitution of 03 committees of the Board.

**OFFICE REPORT :**

1. Board is informed that on the basis of the recommendations of the Expert Committee Chaired by Shri Sumit Bose, Ex-Revenue Secretary, the MoD & DG DE vide letters under reference have directed to the Cantonment Boards to forward amended Business Regulations proposals in accordance with MoD instructions under reference consistent with the composition and delegate roles and responsibilities and function suggested by the Govt., for approval of the Central Govt by 15<sup>th</sup> Feb 2019.
2. Board is further informed that :-
  - (i) As per directions of the DG DE, 03 more committees viz. the Finance Committee, the Education Committee and the Health and Environment Committee under Section 48(e) of the Cantonments Act 2006 are to be constituted for which suitable amendment in the Business Regulations for constitution of the said committees consistent with the composition and delegate roles and responsibility and functions suggested by the Govt.
  - (ii) Further, Civil Area Committee may be empowered to exercise the powers, duties and functions of the Board as required under 137(2)( the Board to take such measures as are

necessary in its opinion for prevention of breeding of mosquitoes, insects or any bacterial or viral carriers of disease in public places under the control or management of the Board), Section 151 ( Permission for use of new burial or burning ground)Section 168 ( Disinfection of building or article therein) , Section 169 ( Destruction of infectious hut or shed) & Section 170 (Temporary Shelter for inmates of disinfected or destroyed building or shed).

(iii) Cantonment Boards may through a resolution, delegate the functions provided under Section 353 of the Cantts Act 2006 to the Vice- President of the respective Boards, as deemed appropriate.

(iv) In Class I ,II, III Cantonment Boards, except the Vice-President, no other Elected Member should be nominated to more than two of the Committees.

3. As per Annexure B of the Recommendations, the composition of the Committees in respect of Cantt Board Meerut being class I Cantonment will be :-

A. **FINANCE COMMITTEE** : Consisting of 07 members to be elected by the Board of whom 04 shall be elected members and 03 nominated members , one of which shall be Executive Engineer.

Vice President shall be the Chairman of FC, CEO of the Cantt Board shall be the Member Secretary of the Committee.

Duties Responsibilities of Finance Committee are placed on the table.

B. **HEALTH AND ENVIORNMENT COMMITTEE** : Consisting of 07 members to be elected by the Board of whom 04 shall be elected members and 03 nominated members , one of which shall be Health Officer and one Executive Engineer.

CEO of the Cantt Board shall be the Member Secretary of the Committee.

Duties Responsibilities of Health & Environment Committee are placed on the table.

C. **EDUCATION COMMITTEE** : Consisting of 05 members to be elected by the Board of whom 03 shall be elected members and 02 nominated members . CEO of the Cantt Board shall be the Member Secretary of the Committee.

Duties Responsibilities of Education Committee are placed on the table.

Board may take decision for proposed amendments in Business Regulations of the Cantonment Board Meerut as per directions of the MoD/DG DE.

Draft of Amended Business Regulations alongwith Relevant file are placed on the table.

#### 314. **RESOLUTION**

Smt. Manju Goel, Member gave a letter dated 14.01.2020 objecting that draft of business regulation. Other Elected Members desired to examine the draft of Business Regulations prepared by the Office. Considered and resolved that after examination of the draft of Business Regulation as prepared by the Office same will be approved and forwarded to the higher authorities for the necessary action.

#### 315. **RE-APROPRIATION OF FUNDS : BUDGET ESTIMATES 2019-20.**

To consider and approve the re-appropriation of funds from minor head to minor head of the same major head in BE 2019-20 under Rule 21 of Cantt Account Code 1924.

**OFFICE REPORT :**

1. Board is informed that Cantt Board is the competent sanctioning authority for re-appropriation of funds from minor head to minor head of the same major Budget head under Rule 21 of Cantt Account Code 1924.
2. The following re-appropriation of funds from minor to minor heads of same major head L Misc is proposed for approval :
  - a. From L4 (a) Stationary to L4 (j) Misc Charges - Rs.2,50,000
  - b. From L4 (b) Printing to L4 (g) Legal Charge - Rs.5,00,000

Board may consider and approve.

315. **RESOLUTION**

Considered and resolved that re-appropriation of funds from minor to minor heads of the same major head L Misc in the BE 2019-20 @ as under :-

- a. From L4 (a) Stationery to L4 (j) Misc Charges - Rs.2,50,000
- b. From L4 (b) Printing to L4 (g) Legal Charge - Rs.5,00,000

316. **NOC FOR PUBIC WORK PROPOSED BY HON'BLE MP SHRI RAJENDRA AGGARWAL IN CANTT AREA.**

Reference: letter [No.2286 / ग्रा0अ0वि0 / अनापत्ति](#)—सा0नि0 / 2019—20 दिनांक 17.12.2019.

In this regard a circular agenda No.289 dated 17.12.2019 was circulated which did not finalize till date.

To consider letter received from Executive Engineer, Rural Engineering Service Department, Division—Meerut stating therein that Shri Rajendra Aggarwal, MP has proposed for public work by interlocking tiles at 12 sites. The details of sites are as under:

S. No.	Description of work	Sy No	Classification of land/ Management
1.	Interlocking tiles work back side Shani Temple and in front of from H.No. 77 to H.No. 78 in ward no.3.	249/1257	B-4/ Cantt Board
2.	Interlocking tiles work from H.No. 17A of veteran Bholu Shankar to H.No. 20 of Shri Jugal kishore in Ward no.3 .	249/1257	B-4/ Cantt Board
3.	Interlocking tiles work in front of bungalow no.64, beside of Hansraj Resturant to Alvena beauty parlor in Ward no.3	212	B-3/ Outside notified civil area (As per sketch the site is situated inside B. No. 64)
4.	Interlocking tiles work from H.No. 02 of Inder Kumar to H.No. 02-A of Shri Surender kumar Yadav in Maida Mohalla Meerut cantonment.	460	C/ Cantt Board
5.	Interlocking tiles work in front of house of Dilshand Aalam khan in Ward no. 8	183/735	B-4/ Cantt Board
6.	Interlocking tiles work backside of Ramanand house in Ward no.8	108/735	B-4/ Cantt Board

7.	Interlocking tiles work from house of Shri Itwari lal to house of Shri Vinay kumar in Ward no. 8	183/735	B-4/ Cantt Board
8.	Interlocking tiles work in front of house of Shri Moti Lal in Ward no. 8	183/735	B-4/ Cantt Board
9	Interlocking tiles work backside of Bindra school in Ward no. 8	183/735	B-4/ Cantt Board
10.	Interlocking tiles work from house of Shri. Ramjilal to Sunil Obrai in Ward no. 8	183/735	B-4/ Cantt Board
11	Interlocking tiles work from back side house of Shri Ramchandra to shiv Mandir in Ward no.8	183/735	B-4/ Cantt Board
12	Interlocking tiles work in front of house of Shri Puran in Ward no. 8	183/735	B-4/ Cantt Board

Board is informed that the site mentioned at Sr.4 is situated inside notified Civil Area on 'C' Class land and site mentioned at Sr No.1, 2 & 5 to 12 are situated on B-4 land inside notified Civil area under management of Cantt Board. The site mentioned at Sr No. 3 is on B-3 open land of B. No. 64 situated outside notified Civil area of Meerut Cantt.

The letter received from Executive Engineer, RES requesting to grant NOC for carry out the above mentioned work is attached.

Board may consider and decide.

316. **RESOLUTION**

Considered and resolved that NOC for the purpose of maintenance of works as proposed by Shri Rajendra Agrawal, MP Meerut and mentioned in the agenda side be issued for the works mentioned except at Sr. No.3 which is B-3 land of B.No.64 and situated outside civil area.

317. **VEHICLE ENTRY FEE WITHIN THE LIMIT OF MEERUT CANTONMENT.**

To note the Hon'ble High Court, Allahabad order dated 20.12.2019 regarding vehicle entry fee within the limit of Meerut Cantonment & progress on report of Committee constituted vide CBR No 285 dated 12.12.2019.

The detail report alongwith relevant file order of the Hon'ble High Court, Allahabad is put up on the table.

Board to consider.

317. **RESOLUTION**

At this stage, PCB directed that agenda will be discussed "in camera".

Member secretary informed the board that the agenda is circulated through letter dated 8/01/2020 to note Hon'ble H.C order and to review the progress of the committee constituted to give its

suggestions/recommendations from the point of view of traffic congestion and law and order. He informed the board that in the meantime the contractor has started the collections at three points which were decided to hold as per last resolution.

CEO read the order of the Hon'ble high court. MLA shri. Satyaprakash Agrawal was of opinion that the case is not defended properly by the board.

The Board thereafter observed that there are various breaches under contract agreement dated 05.12.2019 pertaining to vehicle entry fee collection at three points at Roorkee Road, Mawana Road and Delhi Road and there is a serious threat to law and order situation as concerned by the local administration/ADM and great public health inconvenience, disturbance and Security to common public at large.

Board reviewed interim report of the committee. Col Sandeep Satwalekar informed that the contractor/agency has started collection of VEF by installing booth in the midst of the road whereas committee is of opinion that it should not be in the centre of the road as is being done by the contractor on Roorkee road.ADM concurred with that.

The Board thereafter decided that the contractor be asked to appear in person or through authorized representative positively before the Board on 15.01.2020 at 1600 hrs in Cantt Board Office for his/her representation and hearing.

The matter is deferred for 15.01.2020 and PCB adjourned the meeting.

The adjourned meeting continued on 15/01/2020 at 4.00 p.m.

The following are present :-

- |                                      |                   |
|--------------------------------------|-------------------|
| 1. Brig. Anmol Sood, VSM Dy. GOC/PCB | President         |
| 2. Shri Vipin Sodhi                  | Vice President    |
| 3. Brig. G S Nagi, SEMO              | Ex-Officio Member |
| 4. Col. Sandeep Satwalekar           | Nominated Member  |
| 5. Maj. N.A. Meitei, GE(S)           | Ex-Officio Member |
| 6. Maj. H.M. Kasi Viswanath          | Nominated Member  |
| 7. Shri Ajai Kumar Tiwari, ADM City  | Nominated Member  |
| 8. Smt Beena Wadhwa                  | Elected Member    |
| 9. Shri Neeraj Rathore               | Elected Member    |
| 10. Shri Anil Jain                   | Elected Member    |
| 11. Smt Manju Goel                   | Elected Member    |
| 12. Shri Dharmendra Sonkar           | Elected Member    |

Shri Prasad Chavan,

CEO/Member Secretary

**Special Invitees :**

1. Shri Satya Prakash Agarwal, Hon'ble MLA
2. Shri Rajendra Agrawal, Hon'ble MP



Member Secretary read the minutes of 14.01.2020, letter dated 14.01.2020 issued to Smt. Anita Singh Contractor and informed the board that the letter was received by Smt. Anita Singh. She vide her letter dated 15.01.2020 sought adjournment of time for a week to attend the board meeting on the medical ground. The letter is read in the meeting by the CEO/Member Secretary.

Shri Rajendra Agrawal, MP & Shri Satya Prakash Agrawal, MLA ( Special invitees ) opined that the operation of collection of vehicle entry fee at 03 collection points i.e. Mawana Road, Roorkee Road and Delhi Road should be stopped forthwith considering the interest of general public, law and order situation. ADM also opined that considering the law and order problem the collection at the three points be stopped forthwith.

PCB is of opinion that while taking any such decision Hon'ble court's order and provisions of Cantonment Act may be considered. CEO informed that collection of VEF and its execution are two different things. So far the VEF is concerned he has given his advice as member secretary in previous meetings and does not differ with that as CEO is bound by section 25 of the cantonment act. Regarding the execution of collection of the VEF there are certain breaches by the contractor against contract agreement and the contractor has been given/ issued letter for the violations of provisions of agreement. Shri Satyaprakash Agrawal MLA is of opinion that the public outrage, law and order problems are fresh developments and board may decide to stop the collection at new points immediately. He also opined that board may take the decision within the framework of the agreement.

The Board thereafter considered the reply given by the contractor and decided that in the present scenario no adjournment/ extension of time as requested be given, in the interest of general public and law and order situation which is getting worst.

The Board perused the contract agreement dated 05.12.2019

(a) clause 25, was read and considered as under:

**25. FORCE MAJEURE:**

**(a) FORCE MAJEURE EVENT:**

Force Majeure event means an event of circumstances or a combination of events and circumstances referred to in this clause which are beyond the reasonable control of the Party or parties to this Contract and which party could not have prevented or reasonably overcome with the exercise of its reasonable skill and care in relation to performance of its obligations pursuant to this Contract and which are of the nature, without limitation of those described below:

- i) Earthquake
- ii) Act of war, invasion, armed conflict or act of foreign enemy, unexpected call up of armed forces, blockade, embargo, revolution, riot, sabotage, terrorism or act of such threat, or any other political or social event having material adverse impact on the performance of obligations of the parties thereof.
- iii) Expropriation, acquisition, confiscation or nationalization of the entry fee collection.
- iv) Any change in law which has a material adverse effect on the obligation of the parties hereto.

- v) Any decision or order of court or tribunal, which has as material adverse effect on the performance of obligations of the parties to this Contract.
- vi) Any event or circumstances of a nature analogous to the foregoing.

(b) **PROCEDURE FOR FORCE MAJEURE:**

(i) **NOTICE:**

(1) If party claims relief on account of a Force Majeure event, then the Party claiming to be affected by the Force Majeure event shall, as soon as reasonably practicable and in any event within 7 days of becoming aware of the Force Majeure event, give notice giving details of the effects of such Force Majeure on the Party's obligations under this Contract to the other Party in writing, including the dates of commencement and actual/likely date of cessation of such Force Majeure and its effects, with necessary supporting documents and data.

(2) The Party receiving the claim for relief under Force Majeure shall, if wishes to dispute the claim, give a written notice of the dispute to the Party making the claim within 30 days of receiving the notice of claim.

(ii) **CONSULTATION AND DUTY TO MITIGATE:**

(1) The Party claiming relief under Force Majeure shall, at its own cost, take reasonable steps to remedy and mitigate the effects of the Force Majeure event and restore its ability to perform its obligations under this Contract as soon as reasonably possible. The parties shall consult with each other to determine the measures to be implemented to minimize the losses of either Party as a result of the Force Majeure event.

(2) The Party affected by Force Majeure shall keep the other Party informed of such efforts to remedy and make reasonable efforts to mitigate on a continuous basis and shall provide written notice of the resumption of performance hereunder.

(3) Notwithstanding anything contrary to the specifically stated in this Contract no party shall be relieved of its obligations under this Contract by reason of impossibility of performance or any other circumstance whatsoever beyond its control.

(4) Any Party claiming cessation of the event of Force Majeure may, if the other party has not served a notice of resumption of performance, give notice to the other party, of cessation of such event, notifying the date of alleged cessation and unless the party to whom such notice is given does not dispute the same within 30 days of the receipt of such notice the Force Majeure event shall be deemed to have ceased to consequences thereof and shall be deemed to have come to an end on the date so notified.

(iii) **TERMINATION DUE TO FORCE MAJEURE:**

If any event of Force Majeure shall continuously impede or prevent a Party's performance for longer than 60 days from the date of commencement of such Force Majeure event, the parties shall decide through mutual consultation, either the terms upon which to continue the performance of this Contract or to terminate this Contract by mutual consent. If the parties are unable to agree on such terms or to terminate the Contract by mutual consent within 90 days

from the date of commencement of such Force Majeure event, either Party may issue a Notice to terminate this Contract.

(iv) The CEO on behalf of the Board is authorized specifically to settle claims for force majeure events.

(a) Clause 29 was read and considered as under :-

**29. BREACH:**

Any breach of the terms and conditions herein contained in this Contract, which may or may not, cause any financial loss to the Board shall attract immediate unilateral termination of this Contract by the Board, notwithstanding anything contrary contained in any of the Clauses in this Contract.

(b) Clause 34 was read and considered as under :-

**34. TERMINATION:**

(1) The Board shall be entitled to terminate this Contract at any time without assigning any reason(s) after giving notice to the Contractor as under in writing and in that event, the Contractor shall not be entitled to any claim, or any compensation whatsoever on account of such termination.

(i) By giving seven (07) days prior notice in writing.

(ii) The contractor may give 90 days prior notice regarding termination of contract if he is not interested to carry on with the contract, but such a notice can be given only after expiry of 03 months from the commencement of contract. In that case, security money will be refundable subject to deduction of Rs. 10.00 lacs after the period of contract plus 45 days & acceptance of request of the contractor by the Board.

**(2) Notwithstanding anything contained in clause (1) above, the Board may terminate the Contract for breach or non-observance of any of the terms and conditions of the contract or for any misconduct on the part of Contractor or his employee/staff/personnel or for overcharging of Vehicle entry fee from a user, or for harassment of any user.**

In view of the above clauses 25, events circumstances beyond the reasonable control of the parties which can not be prevented with exercise of reasonable skill and care specifically act of such threats or any other social event having material impact on the performance of obligations and public at large being affected, law and order situation getting worse , public tranquility, breach of peace at stake and contractor not adhering to terms & conditions of clause 11,12,13,15 and 23. The Board is of the opinion that vehicle entry at three points i.e. Roorkee Road, Mawana Road & Delhi Road be cancelled immediately w.e.f. 16.01.2020 at 00.00 hrs as off now. Contract will continue for 08 remaining points @ Rs.1,25,000/- per day + Allied charges as per contract agreement.

5. The CEO/Member Secretary apprised the board regarding the consent and admission of contractor accepting the negotiation in Finance Committee meeting dated 20.12.2019 whereby contractor

agreed to continue the contract of 08 Vehicle Entry Collection points @ Rs.1,25,000/- per day + Allied charges. The Minutes of the Finance Committee dated 20.12.2019 read as under :

"Survey Report 19.12.2019 of Revenue Staff was placed before the Finance Committee. As per Survey Report of Revenue Section, the total collection of Vehicle Entry Fee from 08 entry points was Rs.163100/- on 16.12.2019 & Rs.159900/- on 17.12.2019. Based on which, the Finance Committee was of the opinion that after deduction of 20% cost on labour deployment on VEF collection i.e. Rs.32000/-. The rate should be fixed @ Rs.1,30,000/- for VEF on 08 collection points for 02 months w.e.f. 13.12.2019.

Thereafter, the contractor was called in the meeting of FC, Shri Rahul Singh S/O Smt. Anita Singh W/O Shri K.P. Singh authorized signatory for Contractor appeared before the Finance Committee and shown his incapability for payment of provisional amount of Rs.2.25 Lakh + allied charges per day as resolved by the Board in its meeting held on 12.12.2019 and requested to reduce the same to Rs.98399/- per day which has been worked out by the contractor from 13.12.2019 to 19.12.2019 after deducting per day expenses on manpower deployment and on the ground of less traffic in the months of Dec & January due to winter and fog, diversion of traffic of Sardhana Road through Modipuram Bye-pass Bridge to Begum Bridge and also less recovery at 02 new points where the flow of vehicles is very less.

The Finance Committee did not accept the amount of Rs.98399/- per day as offered by the contractor and asked to increase the installment to Rs.1,30,000/- per day on the ground that in previous contract it was Rs.1,20,777/- per day + allied charges and in the present contract, the rates of charges of VEF have been increased by the Board. Then, the contractor requested the FC to reduce the same on the ground that the negotiation is being done for 02 months which is winter season and less no. of vehicles are plying on the roads and he is always ready to pay Rs.4,25,750/- per day for all the points and as collection of VEF has stopped at 03 points he is at loss. The FC considered the plea of the contractor and asked to accept final negotiated rates @ Rs.1,25,000/- per day + allied charges as per contract agreement for 08 points w.e.f. 13.12.2019 to 12.02.2020. The agency accepted the amount.

Considered and recommended that daily installment of VEF from commercial vehicles in Cantt Area from 08 entry points be finalized @ Rs.1,25,000/- per day + allied charges as per contract agreement for a period of 13.12.2019 to 12.02.2020. The excess amount paid by the contractor w.e.f. 13.12.2019 to 20.12.2019 be adjusted from the daily installments received from 21.12.2019 @ Rs.50000/- per day."

The matter was considered in depth by the Board and the Board considered that contractor has accepted the amount @ Rs.1,25,000/- per day + allied charges for collection of vehicle entry fee at 08 collection points ( except 03 points at Mawana Road, Roorkee Road & Delhi Road) and paid same amount w.e.f. 13.12.2019 to 08.01.2020.

Board unanimously resolved that collection of Vehicle Entry Fee at 03 points at Mawana Road, Roorkee Road & Delhi Road is cancelled immediately w.e.f. 16.01.2020 at 00.00 Hrs and will be continued at 08 points @ Rs.1,25,000/- per day + allied charges as agreed by the contractor as per condition 8 © of the contract agreement.

Further resolved that the contractor be directed to make necessary arrangement of infrastructure at 08 collection point within 15 days and in case of non-compliance action as per contract agreement be taken against her.

Board also resolved to take action for filing counter affidavit at the earliest alongwith stay vacation application.

PCB also asked ADM (City) that District Administration being impugned in the case may also take action to avoid breach of peace etc.

Sd/-xxx  
(PRASAD CHAVAN)  
CEO/MEMBER SECRETARY  
MEERUT CANTT

Sd/-xxx  
(BRIG ANMOL SOOD)VSM  
PRESIDENT CANTT BOARD  
MEERUT CANTT.

Dated: 15 January 2020

True Copy

Copied by:

Compared by:

Sd/-xxx  
Office Superintendent  
Cantonment Board Meerut