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SCHOOL & MASS EDUCATION DEPARTMENT

ORDER

The 29th April, 2013

No.9934—XII-S&ME(SIET)2/2012(Pt-II)/SME.—WHEREAS pursuant to the recommendation of the Working Group constituted by Government of India and in consultation with Government of India, SIET was converted into an autonomous organization under the Societies Registration Act. The objective of the organization as per the Resolution No.1392/EYS., dated the 10th January,1990 was as follows :—

- (i) To assist the Education and Youth Services Department of the State Govt. in the implementation of its educational policies and major educational programmes through Educational Technology at all levels, both in formal and non-formal sectors; and
- (ii) To undertake all activities which may seem appropriate for furtherance of this above objective. For realization of above objective the institution may undertake any or all of the following programmes and activities:—
 - (a) to produce educational programmes for media such as TV, Radio, Audio / Video Cassette Players, Films etc.,
 - (b) to design and develop Teaching Learning aids,
 - (c) to administer Educational Technology programmes including assignment of work to any agency, Governmental or Non-Governmental for undertaking activities and making financial grant for the purpose referred to (a) and (b) above,
 - (d) to conduct training for persons involved in production and use of educational (media) technology programmes as well as for teachers who would be using the teaching aids and materials developed by the institute,

- (e) to undertake evaluation and research on programmes and materials produced by the institute and on implementation of Educational Technology programmes,
- (f) to monitor the utilization of programmes produced by the institute,
- (g) to disseminate programmes and materials produced by the Institute including through commercial channels,
- (h) to encourage innovation and experimentation in the production of Educational Technology material including through persons outside Government,
- (i) any other related functions or activities as may be deemed necessary by the Governing Body for the furtherance of the objectives referred to at (i) and (ii) above ;

AND, WHEREAS, Government of India was providing 100% central assistance directly to the autonomous organization for the continuance of SIET;

AND, WHEREAS, MHRD vide its letter No.F No.5-9/2004-Sch-5, dated the 24th November, 2004 intimated that the SIET located in the State has been established for the production of Educational T.V. programmes which are telecast through regional Dooradarshan Kendras. These institutes have the expertise in producing quality educational programmes, both audio and video and are equipped to provide necessary support for the advocacy and media campaign. Further Government of India intimated that the State Government have to direct their agencies as well as other Departments to make maximum use of the services of SIET as this will help them to become financially viable. The State Government should recall their staff who are on deputation to SIET within a period of three months, failing which the salary of the personnel will not be funded by MHRD;

AND, WHEREAS, the request of State Government for release of Central assistance was not considered by Government of India, Government of India in their letter No.F No.5-8/2005-Sch-5, dated the 2nd November, 2005 stipulated that unless the State Government employees are reverted back it would not be possible to release the grant for the year, 2005-06;

AND, WHEREAS, in the meeting held on 28th November, 2005 under the chairmanship of the then Development Commissioner-*cum*-Additional Chief Secretary on the problems of SIET, it was decided to revert back the Government deputed staff from SIET and adjust them in different Directorates under the administrative control of School & Mass Education Department;

AND, WHEREAS, it was decided to provide salary to the staff consequent upon cessation of GOI grants, it was also decided to provide Rs.1.00 crore per year in the budget under State Plan;

AND, WHEREAS, to solve the problems and for re-vitalization of SIET, another meeting was held under the Chairmanship of the then Development Commissioner-cum-Additional Chief Secretary on 15th April, 2009, wherein it was decided that provision under plan scheme is a temporary arrangement. For continuance of the institution regular arrangement is required. Besides this the following decisions were taken in the meeting:—

- (i) to examine the procedure adopted for recruitment of 24 employees appointed after upgradation, particularly mode of inviting application, adherence to ORV Act in appointment etc. to enable the government to take a decision in the matter,
- (ii) to downsize the SIET, surplus staff be adjusted in different Directorates including TE & SCERT, in the Departments of Government and field institutions,
- (iii) the deputed staff now working in SIET should be asked to give option as to whether they want to continue in the autonomous body of SIET or to revert to State Government,
- (iv) SIET should take immediate action for programme production to utilize the available grant of Rs.57.00 lakhs received from Govt. of India for the year, 2007-08;

AND, WHEREAS, the Director, SIET was requested vide letter No.10312, dated the 2nd July, 2009 to furnish options of deputed staff as to whether they want to continue in the autonomous body of SIET or to revert back to Government. The Director, SIET in his letter No.869, dated the 17th July, 2010 intimated that 48 out of 51 deputed staff have exercised their option to revert back to Government;

AND, WHEREAS, the employees of SIET are frequently agitating and adopting cease work by holding meetings at different times which create hindrance for others to work. Even they have locked up the office room of the Director, SIET and the AO. Due to the above agitational activities of the employees of SIET, funds released by Government of India since 2007-08 have not been utilized for production of programmes. The quantum of programme production of SIET is also very negligible;

AND, WHEREAS, for generation of resource through programme, the representatives of SIET expressed their inability with a plea that they are busy in official programmes;

AND, WHEREAS, the Planning & Co-ordination Department, while allowing release of budgetary provision towards dues of Government employees, advised to take immediate steps for absorption of the deputed employees in the vacancies of different directorates under the administrative control of School & Mass Education Department. Accordingly, a committee was constituted to look into the methodology for absorption of the employees vide Notification No.2655/SME., dated the 5th February, 2011;

AND, WHEREAS, on the basis of the recommendation of the committee kind orders of the Hon'ble Chief Minister was obtained for :—

- (i) absorption of 48 nos. of Government deputed staff of SIET in various Government Offices,
- (ii) three persons who have not given their option and, as such, do not seem willing to revert back to the Government, may be considered at par with autonomous employees. Alternatively, they may be given one more chance to express their willingness. If they do not respond within a period of seven days of the issuance of the letter, it will be presumed that they are not willing to revert back to the Government fold,
- (iii) all the 24 employees of the autonomous organization may be disengaged from service following due procedure;

AND, WHEREAS, 45nos. of deputed staff have been absorbed in various offices under Government as per the Department Resolution No.8327/SME., dated the 29th March, 2012;

AND, WHEREAS, steps are being taken to absorb the employees who exercised their option at a letter stage;

AND, WHEREAS, out of 24 such employees 2 employees namely Shri Madhab Chandra Jena and Jitendra Murmu have expired in the meantime. Hence, there are 22 cases left to be considered. Out of this 22, (a) 8 employees are continuing on Court Orders (b) 5 are continuing by facing interview as per advertisement in local Dailies (c) 3 are continuing by facing interview being sponsored by Employment Exchange (d) 4 are continuing by facing interview as per the Notice pasted on the Notice Board of SIET (e) one is continuing without facing any selection committee (f) one is on contractual basis;

AND, WHEREAS, the status of such employees is as below:—

1. CONTINUING ON COURT ORDERS :

Sl. No.	Name	Case No.	Order
(1)	(2)	(3)	(4)
1	Shri Ashok Kumar Acharya, Junior Assistant.	OJC No. 6525/96	If there is availability of work the petitioner shall not be disengaged.
2	Shri Sukadev Prusty, Junior Assistant.	OJC No. 9385/97	If there is availability of work the petitioner shall not be disengaged.
3	Shri Subhransu Sekhar Pattnaik, Production Assistant.	OJC No. 1311/97	If there is availability of work the petitioner shall not be disengaged.
4	Shri Harekrushna Mishra, Lighting Assistant.	OJC No. 1311/97	If there is availability of work the petitioner shall not be disengaged.
5	Shri Samaresh Pal, Wardrobe Artist.	OJC No. 1311/97	If there is availability of work the petitioner shall not be disengaged.
6	Shri Satya Narayan Sahoo, Set Supervisor.	OJC No. 1106/97	The authorities shall consider the prayer and take a decision by the end of August, 2011. The order was valid till August, 2011.
7	Shri Rabi Narayan Dash, Junior Librarian.	NIL	Appointed on ad hoc basis purely temporary terminable at any time without assigning any reason. No right for absorption.
8	Shri Biswa Sundar Ray, Assistant Store Keeper.	OJC No. 7684/96	Services of the petitioner shall not be terminated until further orders.

2. ENGAGED AS PER ADVERTISEMENT IN LOCAL NEWS PAPERS SAMAJ DATED THE 21ST JULY, 1996 AND CONTINUING :

- (i) Shri Bhabani Prasad Mohanty, Painter, is continuing by facing an interview held on 14th November, 1996, whose appointment was purely temporary subject to continuance of the scheme and can be terminated at any time without prior notice and without assigning any reason thereof.

- (ii) Shri Pramod Ranjan Dash, Electrician-cum-A/C Operator was appointed on temporary basis and can be terminated at any time without prior notice and without assigning any reason thereof. The appointee will be on probation for a period of 2 years from the date of his joining.
- (iii) Shri Ashok Kumar Sahoo, Electrician, was appointed on temporary basis and can be terminated at any time without prior notice and without assigning any reason thereof. The appointee will be on probation for a period of 2 years from the date of his joining.
- (iv) William Here nj, Technical Assistant was appointed on temporary basis being selected by the selection committee held on 24th February, 1997. His services can be terminated at any time without prior notice and without assigning any reason thereof. The appointee will be on probation for a period of 2 years from the date of his joining.
- (v) Sri Prakash Kumar Majhi, Technical Assistant was appointed on temporary basis being selected by the selection committee held on 24th February, 1997. His services can be terminated at any time without prior notice and without assigning any reason thereof. The appointee will be on probation for a period of 2 years from the date of his joining.

3. AS PER NOTICE PASTED IN THE NOTICE BOARD OF SIET :

- (i) Shri Arjun Sahoo, Sweeper-cum-night watchman.
- (ii) Shri Prafulla Kumar Nayak, Sweeper.
- (iii) Shri Nihar Ranjan Nayak, Farash
- (iv) Shri Sudash Kanhar, Farash were appointed on purely temporary basis and their services can be terminated without prior notice and without assigning any reason thereof.

4. ENGAGED AS PER NAMES SPONSORED BY EMPLOYMENT EXCHANGE AND CONTINUING :

- (i) Shri Kailash Chandra Barik, Peon is continuing by facing a selection committee. He has been appointed purely on temporary basis and subject to continuance of the scheme. His services can be terminated at any time without prior notice and without assigning any reason thereof;

(ii) Shri Jay Krishan Pradhan, Khalasi; and

(iii) Karim Mohammad, Khalasi are continuing by facing a selection committee. They have been appointed purely on temporary basis and subject to continuance of the scheme and result of O.A. No. 1912/96. Their services can be terminated at any time without prior notice and without assigning any reason thereof.

5. PERSON CONTINUING WITHOUT FACING-SELECTION COMMITTEE :

(i) Shri Bijaya Kumar Nanda, Producer was appointed temporarily on ad hoc basis for 89 days on 20th July, 1990. Allowed to continue on ad hoc basis with effect from 13th January, 1992 subject to the condition that his services will be terminated in case Government of India do not agree to the proposal of State Govt. for relaxation of qualification prescribed for the post of Producer. His services can be terminated at any time without prior notice and without assigning any reason thereof.

6. CONTINUING ON CONTRACTUAL BASIS :

Shri Bhubaneswar Nayak, Junior Stenographer, has been appointed on a consolidated remuneration of Rs. 4000/- per month. The assignment of Sri Nayak is purely temporary depending upon the Work load and it can be terminated at any time without prior notice and without assigning any reason thereof. This engagement will not confer any right for future appointment in the institute cadre.

AND, WHEREAS, 48 deputed staff of SIET have been absorbed in other Departments and Directorates under the Administrative control of School & Mass Education Department under kind orders of Government. Government of India have ceased to sanction funds for functioning of SIET. Hence no scheme is continuing in SIET.

AND, WHEREAS, Government of India in its letter No.5029/ENCL., dated the 18th July, 2012, have intimated that the SIET is closed and to handover the equipment to CIET officials.

Due to cessation of central assistance and unwillingness of staff of SIET to generate revenue to run the SIET in a self-sustained mode, Government have decided to close the SIET from the date of issue of this order.

The liabilities of 22 autonomous employees of SIET will be ceased to exist from the date of closure of SIET.

The salary and arrears of the autonomous employees of the SIET till the actual date of their continuance shall be paid by making provision of funds with the concurrence of Finance and P & C Department.

Any further activities related to development of Audio-visual curricular material for teaching will be done through SCERT or EDUSAT.

ORDER

Ordered that this order shall be published in an Extraordinary issue of *Odisha Gazette*.

By Order of the Governor

USHA PADHEE

Commissioner-*cum*- Secretary to Government