

**Sub: Reply to Supplementary Affidavit against CWJC No 9100 of 2018 in connection with Rectt. of Diploma Trainees 2018**

1.0 We are in receipt of a communication from ER1 HQ seeking reply to Supplementary Affidavit against CWJC No 9100 of 2018 in connection with Rectt. of Diploma Trainees 2018. The matter has been discussed with CC-Law Dept. and legal opinion has also been taken. Our comments on the matter are given below:

**Para 1 to 8:** The answering paras are matter of record hence needs no comments.

**Para 9 & 10 :** Recruitment of Diploma Trainees 2018 was carried out simultaneously in five Regions of NTPC wherein restriction on year of passing was one of the eligibility criteria. This was uniformly implemented across all the five regions for the first time.

It is submitted that approval for carrying out recruitment of Diploma Trainees & Artisan Trainees etc. of Darlipalli Project (under ER2 HQ) was given on 12.07.2016 and the recruitment activity was delayed due to legal clearance w.r.t. reservation for displaced/PAP candidates as per policy guidelines of Industry Dept., Govt. of Odisha. The necessary clearance for carrying out recruitment activities was given on 06.12.2016. This recruitment was not included in the recruitment of Diploma Trainees-2018 considering special reservation for PAP/displaced candidates of Darlipalli Project. Subsequent to this, the recruitment was carried out by ER2 HQ exclusively for Darlipalli Project. There were some procedural delays internally due to which advertisement for this recruitment was published in Oct'2018 much after the release of advertisement of Diploma Trainees 2018 for five regions (Apr'2018).

It is evident that the recruitment of Darlipalli project was initiated in the year 2016 and the advertisement was released in Oct'2018 whereas the recruitment exercise of Diploma Trainees-2018 was initiated in 2018 & advertisement was released in Apr'2018. So, the eligibility criteria of restriction of year of passing which was implemented in 2018 were not in force in 2016. No injury has been caused to the petitioner by the recruitment exercise of Darlipalli project, more so, when the Hon'ble court has allowed the petitioner to participate in the selection process which is subject matter of the present writ petition.

**Para-11 :** The contents of para 11 is a matter of record/facts hence need no comments.

**Para- 12 :** The contents of para-12 are wrong and denied. Please refer to our comments to para 9&10 and reply NTPC has filed in CWJC No. 9100/2018.

**Para-13 & 14:** The contents of para 11 is a matter of record/facts hence need no comments.

Copy of supplementary Writ Petition is attached for your perusal. I am deputing Shri S R Sahoo, DGM(HR-Rectt.) to file affidavit at Patna High Court on Monday(15.04.2019).