



# Tamil Nadu Electricity Board Engineers' Association

(Recognized in G.O No. 854 dated 6-4-1946)

Regn. No. 217/94

Chennai-2,  
06.09.2019.

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To

The Chairman cum Managing Director,  
Tamil Nadu Generation and Distribution Corpn Ltd,  
144, Anna Salai,  
Chennai – 600 002.

Lr.No. GS/TNEBEA/F.Gen/D. 96/2019 dt.06.09.2019

Dear Sir,

Sub: TNEBEA – Illegal move by certain Junior Engineers I grade for Re – designation – Acquiring degree from Vinayaga mission University – objection - Reg.

Ref: Lr.No. GS/TNEBEA/F.Gen/D.89/2019 dt.16.08.2019

Vanakkam.

The Association has come to understand there is an illegal and unjust move by the some of the diploma holders/ Junior Engineers for Re-designation as Assistant Engineers in the cadres of mechanical, Civil and electrical as if they have acquired their B.E degree from Vinayaga Mission University.

In this regard Association would like to point out the below.

The Board has rejected such a similar other proposal vide **Board Proceedings (Per.) BP(FB) No. 42 dated 25.11.2008** . The relevant part of the proceedings are as follows.

*“The internal selection of Engineering Graduates qualified from various University were rejected on the ground that they passed through Distance Education / Correspondence Course when there was no recognition by D.E.C subsisting.*

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*“Energy conservation is the foundation of energy independence”*



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*Consequently they cannot claim that they are qualified for being considered for selection to the post of Assistant Engineer through Internal Selection".*

While it is so now these Junior Engineers taking advantage of the Judgment rendered by the Hon'ble Supreme court of India in Special leave Petition (C) Nos. 19807 -19808/2012 are trying to misconstrue the Board to accede to their illegal demand for Re-designation. The case arose out of the issue of with-drawl of recognition consequent to the running of distance Education courses in the branches of Engineering without any approval from the AICTE /UGC/DEC during the years 2001 to 2005. The Hon'ble Supreme court was pleased to order a CBI enquiry to book the erring officials for such malpractices. At the same time taking sympathetic consideration on the candidates who have been absorbed in various departments through public employment assuming such a degree obtained through deemed universities are valid, the Honourable Supreme Court inter-alia states that in case of suspension of their degree , the concerned candidate may lose their jobs and present position would pose some difficulty , and their livelihood would be in a great challenge and considering them as innocent , the court directed the UGC/AICTE to conduct an appropriate test/tests as indicated in Para 47 of the said judgment with a stipulated condition Students be given not more than two chances and further directed. M.A. NOS.1795-1796 OF 2017 IN CIVIL APPEAL NOS.17869-17870 OF 2017 Page No.23 Para 7 b) clearly states as below,

*"This facility is given as one-time exception so that those who have the ability and can pass the test in the first attempt itself, should not be put to inconvenience. If the candidates pass in such first attempt, they would be entitled to retain all the advantages. But if they fail or choose not to appear, the directions in the judgment shall apply, in that the degrees and all advantages shall stand suspended and withdrawn. At the cost of repetition, it is made clear that no more such chances or exceptions will be given or made. They will undoubtedly be entitled to appear on the second occasion in terms of the judgment but this exception shall not apply for such second attempt"*





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This exam has been conducted as a one time relief measure to the innocent candidates without having known the consequences have joined unrecognized Engineering Courses through these Universities to retain their degree in question in order to continue with their Job . Nowhere in the judgment , The Hon'ble Supreme Court hasn't issued any guidelines for obtaining new or additional benefits.

More over the Judgment was applicable only for the candidates who enrolled themselves between 200 1 to 2005, M.A. NOS.1795-1796 OF 2017 IN CIVIL APPEAL NOS.17869-17870 OF 2017 Page No.22 indicated as follows,

*"We, therefore, as a one-time relaxation in favour of those candidates who were enrolled during the academic years 2001-2005 and who, in terms of the judgment, are eligible to appear at the test to be conducted by AICTE"*

But Junior Engineers Grade -I got permission from our board during 2006 only.

Now it has been understood that, some of the Junior Engineers Grade -I have cleared the above tests and obtained validation of their degree certificates submitted their representation for clarification / conversion of Junior Engineer I Grade to Assistant Engineer taking advantage only the relevant portion of the judgement rendered considering the fact of innocence of the candidates joined the course without knowledge and later being absorbed in Public/Private appointments and are in service and to safeguard their interest in continuing with the job. The Association would like to reiterate that these diploma holders very well knowing the fact and consequences of such courses and degrees in the Board, continued without any clearance from the Board are now trying to influence the Board by misconstruing the facts and circumstances of the issue. The organization should in no way succumb to the illegal move which is absolutely disastrous in nature .

As TNEB is a large organization requiring personnel with competence and technical skills and knowledge to run the systems, "System based on merits should be continued in post of Assistant Engineers rather than clearing appropriate test conducted for retaining the degree. The Board's authenticity , proficiency and efficiency will be taken into task if encouraged in above matters. Any positive move in this issue to favour Junior engineers to get Re-designation would certainly lead to risk, unrest and state would be in distress.The