IN THE SUPREME COURT OF INDIA

CIVIL APPELLATTE JURISDICTION

SPECIAL LEAVE PETITION (CRIMINAL) NO. 150 OF 2012

IN THE MATTER OF:-

Shramjeevi Mahila Samiti ... Petitioner

Versus

State of NCT of Delhi & Ors. ... Respondents

COMPLIANCE REPORT FILED ON BEHALF OF THE UNION TERRITORY OF PUDUCHERRY

I, E. Vallavan, son of Thiru. Edamalayan, aged about 53 years having my office at Labour Department complex, Labour Department, Puducherry-9, do hereby solemnly affirm and sincerely state as follows:-

2. I am the Commissioner of Labour-cum-Additional Secretary to Government (Labour), Puducherry and in such capacity, I am well acquainted with the facts of the case and filing this compliance report on behalf of the Union Territory of Puducherry as per the directions of the Hon'ble Supreme Court of India.

3. I am filing this compliance report in response to the order of this Hon'ble Court dated 21.08.2018 in Special Leave Petition (Crl.) No. 150 of 2012.

4. I respectfully submit that the Labour Department, Government of Puducherry has constituted the Puducherry Unorganized Labourers Welfare Society on 17.01.2001 under the Society Registration Act, 1860, vide Reg.No.44/2001 and the same was reconstituted vide G.O.Ms.No.25/AIL/Lab/G/2009, dated 23.12.2009, so as to look after the welfare of the unorganized workers.

5. I further respectfully submit that the said Society has enlisted 28 categories of unorganized workers for enrolment as members including (i) Domestic Workers such as (ii) Taxi and Auto Drivers (iii) Workers employed in Shops & Catering Establishments (iv) Carpenter (v) Nathaswara Vidwans (vi) Hair Dressers (vii) Tailors

Page No.:
No. of corrections: 6/40

E.VALLAVAN
Labour Commissioner-cum-
Additional Secretary to Govt.
Labour Department, Puducherry.

(viii) Cycle Rickshaw Pullers (ix) Cobblers (x) Washermen (xi) Goldsmith (xii) Blacksmith (xiii) Brass Vessel Makers (xiv) Sculptors (xv) Loading and Unloading Workers (xvi) Tree climbers (xvii) Pottery workers (xviii) Coir Workers (xix)Toddy Neera Tappers (xx) Bullock Cart Drivers (xxi) Thatchers (xxii) Cooks (xxiii) Hawkers (xxiv) News Paper Vendors (xxv) Workers engaged in bricks and Tiles manufacturing (xxvi) Workers engaged in distribution of liquid petroleum Gas Cylinder, (xxvii) Light Music/Orchestra workers and (xxviii) Motor Vehicle Mechanic.

6. I further respectfully submit that so far, 2884 Domestic Workers have been registered in the Puducherry Unorganized Labourers Welfare Society.

7. I further respectfully submit that for enrolling as domestic workers, prescribed applications are issued at free of cost by the Society and after receipt of filled-in-application along with necessary documents from domestic workers, spot inspections are carried out by the Assistant Inspector of Labour to find out the genuiness of the application received from the workers and based on the genuiness list submitted by the Assistant Inspector of Labour, the domestic workers are registered in the society and after registration as a member in the Society, Identity Card is issued to the beneficiary by the appropriate authority.

8. I further respectfully submit that a separate Bye-law is being prepared for the contribution of a worker, employer and also the Union territory Government, so as to extend social security benefits to the unorganised workers including Domestic Workers.

9. I further respectfully submit that in order to register as much as unorganized workers, the services of the Union Territory of Puducherry Legal Services Authority is availed for the purpose of identifying the domestic workers by conducting camps once in three months.

Page No.:
No. of corrections:

7/40

E.VALLAVAN
Labour Commissioner-cum-
Additional Secretary to Govt.
Labour Department, Puducherry.

10. I further respectfully submit that as required under sub-section (1) of Section 6 of the Unorganized Workers Social Security Act, 2008, after framing of the "Puducherry Unorganized Workers Social Security Rules, the existing Puducherry Unorganized Labourers Welfare Society is proposed to be converted as "Puducherry Unorganized Workers' Social Security Board".

11. I further respectfully submit that the benefits extended by the Puducherry Unorganized Labourers Welfare Society to the various categories of unorganised sector workers including domestic workers are as follows:-

(i) Maternity Benefit @ Rs.4000/-	: For the female beneficiary and spouse of male beneficiary upto two children.
(ii) Medical termination of Pregnancy @ Rs.250	: For the female beneficiary and spouse of male beneficiary not more than two occasions.
(iii) Funeral assistance @ Rs.7000/-	: To the nominees of a deceased beneficiary.
(iv) Educational cash award	: The wards of the beneficiary who have secured highest marks in the Higher Secondary examination are eligible for cash benefits as detailed below:

State Level Cash Benefit for Higher Secondary Examination

(a) First prize	: Rs.25,000/-
(b) Second prize	: Rs. 20,000/-
(c) Third prize	: Rs. 15,000/-

Page No:
No. of Corrections:

2/40

E.VALLAVAN
Labour Commissioner-cum-
Additional Secretary to Govt.
Labour Department, Puducherry.

Society Level Cash Benefit for Higher Secondary Examination

(a) First prize	: Rs. 15,000/-
(b) Second prize	: Rs. 10,000/-
(c) Third prize	: Rs. 7,000/-

State Level Cash Benefit for SSLC Examination

(a) First prize	: Rs. 20,000/-
(b) Second prize	: Rs. 15,000/-
(c) Third prize	: Rs. 10,000/-

Society Level Cash Benefit for SSLC Examination

(a) First prize	: Rs. 10,000/-
(b) Second prize	: Rs. 7,000/-
(c) Third prize	: Rs. 5,000/-

(v) The wards of the beneficiary who secure more than 75% marks in Higher Secondary and SSLC are eligible for educational incentive as detailed below:

(a) SSLC	: Rs. 1,000/-
(b) HSC	: Rs. 1,500/-

(vi) Deepavali Gift Coupon @ Rs.1,000/- : On account of festival occasion for purchase of groceries etc.,

12. I further respectfully submit that in respect of the schemes notified under the Unorganized Workers Social Security Act, 2008, the Puducherry Unorganized Labourers Welfare Society is already implementing the Aam Aadmi Bima Yojana (AABY) to the unorganized sector workers' including domestic workers.

13. I further respectfully submit that steps are being taken to cover the domestic workers and other unorganized sector workers registered in the Puducherry Unorganized Labourers Welfare Society who are in the age group of 18-50 years under the converged Pradhan Mantri Jeevan Jyoti Bima Yojana and Pradhan Mantri Suraksha Beema Yojna (PMJJBY/ PMSBY) and for those beneficiaries in

Page No:
No. of Corrections:

9/40 E.VALLAVAN
Labour Commissioner-cum-
Additional Secretary to Govt.
Labour Department, Puducherry

Aam Aadmi Bima Yojana Scheme prior to convergence who are in the age group of 51 to 59 years will continue to be covered under the converged Aam Aadmi Bima Yojana (AABY).

14. I further respectfully submit that the domestic workers have also applied for coverage under Rashtriya Swasthiya Bima Yojana (RSBY) to extend health benefit and the same has been forwarded to the Health Department for necessary action.

15. I, therefore respectfully submit that the Government of Puducherry has fully complied with all directions passed by this Hon'ble Supreme Court of India and the Government would abide by any further order which may be passed by this Hon'ble Court in this regard.

DEPONENT

Solemnly affirmed at Puducherry
on this the 4th day of February 2019
and signed his name in my presence.

10/40 E.VALLAVAN
Labour Commissioner-cum-
Additional Secretary to Govt.
Labour Department, Puducherry.

NOTARY
V. GOVINDARADJOU
B.Sc., B.L.,
PONDICHERRY
G.O.Ms.No. 7/99-LD
GOVERNMENT OF PONDICHERRY

BEFORE ME

Page No.:
No. of corrections:

V. GOVINDARADJOU, B.Sc., B.L.,
ADVOCATE & NOTARY
ENROLMENT No: 550 / 85
353, MAHATHMA GANDHI ROAD,
PONDICHERRY -1. Cell : 94432 17108