

6. DISCIPLINARY PROCEEDINGS

6.2 Involvement of Government Servants belonging to more than one department - Government to pass final orders

Personnel and Administrative Reforms (Personnel -N) Department

G.O. (Ms) No. 223

Dated : 26.6.1993

Read :

Government Ir.No.65014A/Per.N/88-3, Personnel & Administrative Reforms Department, dated:27.7.88.

ORDER

Instructions have been issued in the Government letter read above that cases where more than one Government servant of a Department is involved in a disciplinary case, the authority competent to take disciplinary action against the highest category of the Government servant involved in the case should deal with all the Government servants involved, together and finalise the disciplinary proceedings. The above instructions cover only disciplinary case of Government servants belonging to the same department. There may be instances where Government servants belonging to more than one department is involved in a disciplinary case in such cases only the Government can pass final orders. Hence, the Government have decided to amend the Tamil Nadu Civil Services (Classification, Control & Appeal) Rules suitably.

2. The following Notification will be published in the Tamil Nadu Government Gazette.

NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the constitution of India, the Governor of Tamil Nadu hereby makes the following amendment to the Tamil Nadu Civil Services (Classification, Control and Appeal) Rules (in volume -I of the Tamil Nadu Services Manual, 1987)

3. The amendment hereby made shall be deemed to have come into force on the 27th July 1986.

AMENDMENT

In the said Rules, after rule 9, the following rule shall be inserted, namely:-

"9A. In any case where more than one Government servant the same Department are involved, the authority competent institute disciplinary proceedings and impose any of the penalties specified in rule 8 shall be the authority in that department in respect of the Government servant who holds the highest post and the disciplinary proceedings against all of them shall be taken together.

Provided that in the case of Government servants belonging to different departments who are jointly involved or whose cases are interconnected, the Government shall be the authority competent to initiate disciplinary proceedings and impose any of the penalties specified in rule 8 and in such cases the administrative department of Secretariat in respect of the Government servant who holds the highest post will initiate such disciplinary proceedings and issue final orders after complying with the entire procedure laid down in these rules.

(By order of the Governor)

M. AHMED
SECRETARY TO GOVERNMENT