

No.6/221/2004-PER/ 1062
 U.T. Administration of Daman & Diu,
 Department of Personnel &
 Administrative Reforms,
 Secretariat,
 Daman.

Dated : 10/07/2015.

O R D E R

Subject: Constitution of Suspension Review Committee for Group "C" Employees.

Whereas the Central Civil Services (Classification, Control and Appeal) Rules, 1965 has been amended by Central Services (Classification, Control and Appeal) Amendment Rules, 2003, by Government of India, Ministry of Personnel, Public Grievances and Pensions, (Department of Personnel and Training), New Delhi vide Notification F.No.11012/4/2003-Estt.(A) dated 23/12/2004 by which in Rule 10 after sub-rule 5 (c), the following sub-rules have been added:

(6) An order of suspension made or deemed to have been made under this rule shall be reviewed by the authority which is competent to modify or revoke the suspension before expiry of 90 days from the date of order of suspension on the recommendation of the Review Committee constituted for the purpose and pass orders either extending or revoking the suspension. Subsequent reviews shall be made before expiry of the extended period of suspension. Extension of suspension shall not be for a period exceeding 180 days at a time.

(7) Notwithstanding anything contained in sub-rule 5(a), an order of suspension made or deemed to have been made under sub rule (1) or (2) of this rule shall not be valid after a period 90 days unless it is extended after review for a further period before expiry of 90 days.

2. Now therefore in pursuance to instructions issued by Government of India, Ministry of Personnel, P.G. & Pensions (Department of Personnel & Training) vide Office Memorandum No.11012/4/2003-Estt.(A) dated 07/01/2004, the Administrator of Daman & Diu & Dadra & Nagar Haveli is hereby pleased to constitute Review Committees consisting of following officers to review the cases of Suspension of Government employees.

In the case of Group "C" & Group "C" Multi Tasking employees.

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|-------------------------------------|--------------------|
| 1. Administrator | - Chairman |
| 2. Concerned Disciplinary Authority | - Member |
| 3. Law Secretary | - Member |
| 4. Dy./Jt./Addl. Secretary(Vig.) | - Member Secretary |

3. The Review Committee may take a view regarding revocation/continuation of the suspension keeping in view of the facts and circumstances of the case and also taking into account that unduly long suspension while putting the employee concerned to undue hardship involves payment of subsistence allowance without the employees performing any useful service to the Government. Without prejudice to the foregoing, if the officer has been under suspension for one year without any charges being filed in a court of law or no charge-memo has been issued in a departmental inquiry, he shall ordinarily be reinstated in service without prejudice to the case against him. However, in case the officer is in police/judicial custody or is accused of a serious crime or a matter involving national security, the Review Committee may recommend the continuation of the suspension of the official concerned.

4. The Review Committee shall meet once in THREE months and review the cases of suspensions submitted by the departments and submit a report thereafter to the Disciplinary Authorities. The Deputy Secretary (Vigilance) shall consolidate the proposals and place the matter before the Review Committee and forward its report to the Disciplinary Authorities.

5. It is impressed upon all concerned that lapsing of any suspension order on account of failure to review the same will be viewed seriously. The Head of office shall be personally liable for furnishing information in the enclosed prescribed proforma to the Deputy Secretary(Vigilance), Vigilance Department by 5th of every month positively. Nil information may also be sent.

This is issued in supersession of order No.6/221/04-PER/160 dated 11/04/2013.

By order and in the name of the
Administrator of Daman & Diu
and Dadra & Nagar Haveli.

(P. S. Jani)

Addl. Secretary(Per)

Copy to:

1. The Staff Officer to the Administrator, Secretariat, Daman.
2. The Development Commissioner, Secretariat, Daman.
3. The Finance Secretary, Secretariat, Daman.
4. The Inspector General of Police, Daman & Diu and DNH, Daman.
5. The Chief Conservator of Forests, Daman & Diu and DNH, Daman.
6. The Law Secretary, Secretary, Daman.
7. The Secretary (Education), Secretariat, Daman.
8. The Collector, Daman/Diu/DNH.
9. The All Heads of Office, Daman
10. The Dy. Collector, Diu for circulation amongst all Heads of Office stationed at Diu.
11. The Deputy Secretary(Per), DNH, Silvassa for circulation amongst all Heads of Office stationed at Silvassa.
12. The Concerned Officers/Departments.
13. The S.I.O., NIC, Daman for uploading in the Website.
14. The Director of Accounts, Daman
15. The Deputy Director (OL), Secretariat, Daman for translation into Hindi.
16. The Government Printing Press, Daman for publication in the Official Gazette.
17. Office copy/Guard file.