

Government of Odisha  
General Administration Department

No. 11962 /Gen., Bhubaneswar  
GAD-SC-DMS-0029-2012

Date 28.05.2012

From  
Sri U.N. Behera, IAS  
Special Secretary to Government

To

All Departments of Government  
All Heads of Departments..  
All Collectors

Sub: Promotion of Government servants against whom disciplinary/criminal proceedings are pending- procedure to be followed.

Sir,

I am directed to say that in the G.A. Department Circular No. 1598/Gen. dated 15.01.1999, in the matter of promotion of Government servants against whom criminal proceeding is pending, it has been clarified that sealed cover procedure should be adopted only after the charge sheet is issued to the employee and not before it.

However, in a criminal case, charge sheet is not issued but is served on the accused after cognizance is taken by the Court which presupposes filing of charge sheet. As there is possibility of the accused evading summons after charge sheet has been filed by the prosecution and/or taking adjournment which can cause delay in serving the charge sheet on the accused, it is now further clarified that sealed cover procedure shall be adopted in all criminal cases where cognizance has been taken by the Court.

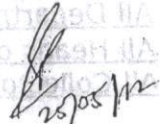
The above instruction supersedes the instructions in this Department Circular No. 1598/Gen. Dt. 15.01.1999 and is to be followed by all concerned.

  
Special Secretary to Government

Memo No. 11963 /Gen.,

Date 28.05.2012

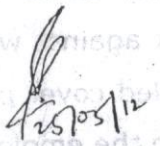
Copy forwarded to the Registrar, Orissa High Court/ Registrar, Orissa Administrative Tribunal, Bhubaneswar/ Special Secretary, Orissa Public Service Commission/ Additional Commissioner, TC, Gopabandhu Academy of Administration/ Secretary Orissa Staff Selection Commission/ Special Secretary, G.A.(Vigilance) Department, Cuttack for information and necessary action.

  
Additional Secretary to Government

Memo No. 11964 /Gen.,

Date 28.05.2012

Copy forwarded to the Principal Secretary to Governor/ Principal Secretary to Chief Minister/ P.S. to Chief Secretary/ P.S. to DC-cum-ACS/P.S. to Chief Administrator, KBK for information.

  
Additional Secretary to Government

Memo No. 11965 /Gen.,

Date 28.05.2012

Copy forwarded to the Officer in-charge, Secretariat I.T. Centre, Bhubaneswar for information and necessary action. He is requested to post this Circular in the website of G.A.Department.

  
Additional Secretary to Government

Memo No. 11966 /Gen.,

Date 28.05.2012

Copy forwarded to all sections of G.A.Department/ G.A.Department Library/Guard File.

  
Additional Secretary to Government