

164

Government of Orissa
General Administration Department

.....

No. SC/3-1/97 (pt. VIII) **19489** /Gen., Dated the Bhubaneswar
To **25-7-98**

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

Sub: Disposal of Appeals under rule-29 of Orissa Civil Services (Classification, Control and Appeal) Rules, 1962.

The undersigned is directed to say that Rule-29 of the Orissa Civil Services (Classification, Control and Appeal) Rules, 1962 envisages the procedure for consideration and disposal of appeals submitted by the concerned Government servants against the penalty imposed on them in disciplinary proceedings. Rule-90 and 91 of the Orissa Service Code lay down the principles for entitlement of pay/allowances by the Government servant during the period of suspension.

It has come to the notice of Government that the principles laid down under the aforesaid rules are not being followed strictly by the Appellate Authorities. It is therefore, requested that Appellate Authorities in dealing with appeals have to apply their mind and consider all the different aspects enumerated in clause (a), (b) and (c) of Rule-29 of the Orissa Civil Services (Classification, Control and appeal) Rule, 1962 and pass a speaking order indicating therein that appeal was disposed of on consideration of all the different aspects required under Rule-29 (1) of the above said Rules. Similarly, orders passed under Rule-90 and 91 of Orissa Service Code are not supported by reasons.

Contd.....2/

It is, therefore, impressed upon all concerned that the provisions contained in Rule-29 of Orissa Civil Service (Classification, Control and Appeal) Rules 1962 should be strictly adhered to while disposing of Appeals Petitions and steps should be taken to give reasons invariably while passing orders under Rule 90 and 91 of Orissa Service Code in order to ensure proper disposal of the appeals positions and to determine properly the admissibility of pay and allowances for the period of suspension.

S. S. S. S.
23/7/98
SPECIAL SECRETARY TO GOVERNMENT

Memo No. 19490 /Gen., Dated 25-7-98

Copy forwarded to all Branches of G.A. Department /
Guard file (50 copies) for information.

S
23/7/98
Deputy Secretary to Government

N