

**PROCEEDINGS OF THE CHIEF ENGINEER, PUBLIC WORKS
DEPARTMENT (ADMINISTRATION), THIRUVANANTHAPURAM**

Present: Er. K. Sundaran

Sub:- PWD-Vigilance – Unauthorised absence of Shri. Asok Kumar Achari, LD Clerk (Higher Grade) – Disciplinary action initiated – Dismissed from service - Orders issued - Reg.

- Read:-1. Lr. No. SE2- 5203/07 dated 19/10/2011, 17/02/2012 of the Superintending Engineer, PWD, Roads and Bridges, South Circle, Thiruvananthapuram.
2. Memo of charges and statement of allegation No. Vig.1-21833/11 dated 04/04/2012 of the Chief Engineer, PWD (Design & Administration), Thiruvananthapuram.
 3. Lr. No. SE1- Vig/435/07 dated 07/05/2012 of the Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram.
 4. Lr. No. SE1- Vig/435/07 dated 22/06/2012 of Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram.
 5. This office notice No. Vig.1- 21833/11 dated 14/09/2012.
 6. Lr. No. SE1- Vig/435/2007 dated 11/10/2012 of the Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram.

ORDER NO. VIG.1- 21833/11 DATED: 30-10-2012.

The Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram vide Letter No. SE2- 5203/07 dated 19/10/2011 reported that Shri. Asok Kumar Achari, LD Clerk (Higher Grade) attached to that office had applied for LWA for a period of 4 months from 02/05/2011 on medical grounds, but the same could not be sanctioned as the incumbent failed to submit the medical certificate. The Superintending Engineer has also reported that the incumbent did not respond to office letters dated 25/07/2011 and 22/09/2011 in this regard. As the leave was not sanctioned and because the incumbent did not respond to the letters addressed to him in the matter, he was treated to be on unauthorised absence from 02/05/2011. The Superintending Engineer vide letter dated 17/02/2012 furnished to this office his service particulars and again reported that he was continuing on unauthorised absence. Accordingly, disciplinary action was initiated against Shri. Asok Kumar Achari, LD Clerk (Higher Grade) as per rules. He was served with memo of charges/statement of allegations in his last known address vide reference 2nd cited by the Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram vide reference 3rd cited.

The Superintending Engineer vide the letter 4th cited has reported that the envelope containing and the memo of charges/statement of allegations sent to him by registered post in his last known residential address was returned by the postal authorities stating that "addressee left, present address not known". Accordingly a notice as envisaged in the MDP referred 5th cited was published in the Mathrubhumi daily all Kerala edition dated 04/10/2012 and Veekshanam daily Thiruvananthapuram edition dated 06/10/2012. It was specified in the notice that if no written statement of defence or explanation is received within 15 days of publication of the notice, further action would be taken against Sri. Asok Kumar Achary as per KCS (CC&A) Rules 1960 on the presumption that he has no defence to offer. Shri. C. Asok Kumar Achari has not put in any written statement of defence or explanation till date. Accordingly further action has to be taken as per relevant provision in the KCS (CC&A) Rules, 1960.

The action of Shri. Asok Kumar Achari in unauthorisedly absenting himself from duty is an action warranting imposition of the major penalty of dismissal from service. Since he has not submitted any written statement of defence/in spite of the notice published in the newspapers or requested for a personal hearing and is not traceable, it is not reasonably practicable to follow the procedure prescribed under rule 15 for imposition of major penalty, cannot be followed. Under the above circumstances, Shri. Asok Kumar Achari, LD Clerk (Higher Grade), PWD, Roads and Bridges South Circle, Thiruvananthapuram is dismissed from service with effect from 02/05/2011 invoking Rule 18 (ii) of KCS (CC&A) Rules, 1960.

Sd/-

Chief Engineer,
PWD (Design & Administration)

To :-

Shri. Asok Kumar Achari, LD Clerk (Higher Grade).

✓ (Through Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram).

Copy to Superintending Engineer, PWD, Roads and Bridges South Circle, Thiruvananthapuram for immediate necessary action.

Acc:- Individual copy - 1.

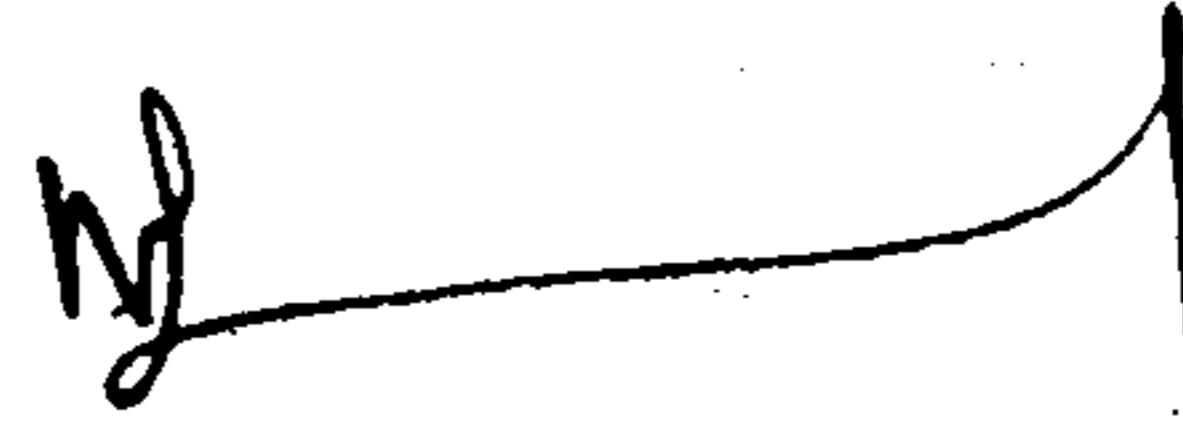
Copy to Senior Administrative Officer, PWD, Thiruvananthapuram for information.

Copy to Senior Administrative Assistant (Ministerial).

Copy submitted to the Principal Secretary to Government, PWD, Thiruvananthapuram with covering letter.

Spare. IT cell ✓

Forwarded/By Order,



Deputy Chief Engineer,
PWD (Vigilance).