



GOVERNMENT OF KERALA

Abstract

Fisheries-Establishment-Disciplinary action against Smt. Usha.R.V.
Confidential Assistant Grade I-Appeal Petition against punishment awarded-
Reviewed-Orders Issued.

FISHERIES AND PORTS (A) DEPARTMENT.

G.O.(Rt)No. 748/2011/F&PD. Dated, Thiruvananthapuram, 05/11/2011

- Read: 1. Enquiry Report of Sri. Marapandian, Secretary to
Government, Taxes Department.
2. Show cause notice dated 5/9/2008 issued to Smt. R.V. Usha
by the Resident Commissioner, Kerala House, New Delhi.
 3. Reply dated 25/9/2008 submitted by Smt. R.V Usha,
Confidential Assistant.
 4. Letter No. 87302/Pol 4/2008/GAD dated 23/3/2010.
 5. Order No. J1/8933/2010 dated 10/6/2010 from the Director
of Fisheries.
 6. Representation dated 18/9/2010 from Smt. Usha.R.V,
Confidential Assistant.
 7. Letter No. 13515/A1/2010/F&PD dated 15/10/2010 of
the Secretary, Fisheries.
 8. Letter No. J1/8933/10 dated 19/11/2010 from the Director
of Fisheries.
 9. Note No. 94459/Pol.4/2010/GAD dated 4/6/2011 and 29/6/2011
from the Joint Secretary & State Protocol Officer,
General Administration (Political) Department.

ORDER

Government conducted a preliminary enquiry against the delay in
timely despatch of fax message No. 24225/J2/05/H Edn dated 14/6/2006
addressed to the Secretary, National Commission for Minority Commission
for Minority Educational Institutions, New Delhi- which led to the exparte-

decision to Confer minority status to certain Educational Institutions without hearing the State Government. On the basis of which a detailed enquiry was conducted and initiated disciplinary proceedings under Rule 15 of KCS (CCA) Rules 1960. The enquiry report found that Smt. R.V Usha, Confidential Assistant of Fisheries Department on deputation to Kerala House, New Delhi and some other employees were found guilty. As per the paper read as first paper above Government forwarded the Enquiry report and the connected records to the Resident Commissioner to initiate disciplinary action against Smt. R.V. Usha, Confidential Assistant, Fisheries Department on deputation to Kerala House, New Delhi with the direction to impose punishment of barring two annual increments with cumulative effect.

As per the paper read as 2nd above, the Resident Commissioner issued notice to Smt. R.V Usha, Confidential Assistant to show cause, why the decision of barring two annual increments should not be imposed on her. As per the paper read as 3rd above Smt. R.V.Usha, Confidential Assistant submitted a written statement of defense requesting to avoid punishment against her. Government considered her reply and insisted on the decision to impose the penalty as it was based on the enquiry report and decided the conclusion of Enquiry Officer need not be disputed. The review petition filed by Smt. R.V Usha was rejected and further directed the Resident Commissioner to finalise the disciplinary action against the incumbent.

As Smt. Usha, Confidential Assistant, Fisheries Department was working in the Office of the Resident Commissioner, Kerala House, New Delhi on deputation basis, as per the letter read as 4th paper above, the Director of Fisheries was directed to take immediate steps to implement the penalty imposed on the delinquent officer. As per the order read as 5th paper above the disciplinary action initiated against Smt. R.V Usha, Confidential Assistant has been finalized by imposing a major penalty of barring two

increments with cumulative effect as per the provisions of KCS (CCA) Rules 1960.

As per the paper read as 6th paper above Smt. Usha. R.V, Confidential Assistant, Grade I has submitted an appeal petition to the Secretary, Fisheries Department against the order of the Director of Fisheries imposing a major penalty of barring two increment with cumulative effect. She has furnished ample reasons and proofs to prove her innocence and has requested to cancel the punishment awarded to her and to reinstate the increments due to her. Since the appeal was against the Order of the Director of Fisheries, as per the paper read as 7th paper above Director of Fisheries was requested to furnish report on the matter. As per the letter read as 8th paper above the Director of Fisheries has reported that the punishment was awarded as per the provisions of laid down in KCS(CCA) Rules 1960 and the Fisheries Department has no specific remarks to offer as the punishment was awarded as per Government direction vide the letter read as 4th paper above.

As per the note read as 9th paper above General Administration (Political) Department has informed that the punishment awarded to Smt. R.V Usha, Confidential Assistant, Grade I by imposing a major penalty of barring two increments with cumulative effect vide order read as 5th paper above has been decided to be reduced as barring two increments without cumulative effect and has requested to issue orders accordingly.

Government have examined the matter in detail. Considering all facts and circumstances, Government are pleased to review the punishment awarded to Smt. Usha. R.V, Confidential Assistant, Grade I, Fisheries Department, now on deputation to the Office of the Resident Commissioner, Kerala House, New Delhi, imposing the major penalty of barring two increments with cumulative effect as per order read as 5th paper above and

accordingly are pleased to reduce the punishment as barring two increments without cumulative effect as per the provisions laid down in KCS (CCA) Rules 1960 and orders issued accordingly.

By Order of the Governor

V.SHYAM MOHAN,
Additional Secretary,
For Additional Chief Secretary to Government.

To,

Smt. Usha.R.V, Confidential Assistant, Grade I, Fisheries
Department now on deputation to the office of the
Resident Commissioner, Kerala House, New Delhi
(Through the Resident Commissioner, Kerala House, New Delhi)
The Director of Fisheries, Thiruvananthapuram.
The Secretary to Government, GA (Political) Department.
The Resident Commissioner, Kerala House, New Delhi
The Principal Accountant General (Audit),
Kerala, Thiruvananthapuram.
The Accountant General (A&E), Kerala, Thiruvananthapuram.
General Administration (Political) Department. Vide
note no. 94459/Pol 4/2010/GAD dated 4/6/2011.
The Registrar, Kerala High Court, Ernakulam.
The Secretary, Kerala Legislative Secretariate.
The Deputy Director (II), Information and Public Relation
Department for updating in Government Website).
Stork File/Office Copy.

Forwarded/By Order,



Section Officer.

