

No. 36-3/2004-Pen(T)
Government of India
Ministry of Communication & IT
Department of Telecommunications
Sanchar Bhawan, 20-Ashoka Road, New Delhi.
(Pension Section)

Dated 5th Dec., 2006

To

All Controller/Joint Controller
Of Communication Accounts
DOT Cell.

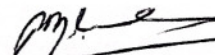
Sub: Issue of a show-cause notice to the pensioner before imposing a cut in his pension where the pensioner is convicted in judicial proceedings for an offence committed by him while in service – regarding.

Sir,

I am directed to forward herewith a copy of OM No. 38/64/05-P&PW(A) dated 9.11.2006 received from Department of Pension & Pensioners Welfare, Ministry of Personnel, Public Grievances & Pensions on the above mentioned subject for information and necessary action.

Encl: As above.

Yours faithfully,



(P. Murleedharan)
Under Secretary(STP)
Tel. No.23036854.

Copy to:

- (1) Sr.PPS to Chairman, Telecom Commission, New Delhi.
- (2) Sr. PPS to All Members, Telecom Commission, Sanchar Bhawan N.Delhi.
- (3) Sr. PPS to All Advisor, DOT, Sanchar Bhawan, New Delhi.
- (4) SR.DDG(TEC), Khurshid lal Bhawan, New Delhi.
- (5) Controller General of Accounts, MOF, 7th Floor, L.N.Bhawan, N.Delhi-3.
- (6) DG of Audit (P&T)ShamNathMarg,Near Old Secretariat.CivilLines.ND-54.
- (7) CMD, MTNL, New Delhi/ CGM, MTNL, New Delhi/Mumbai/ CMD, TCIL, New Delhi.
- (8) CMD, BSNL. Statesman House, New Delhi.
- (9) DDG(A/Cs)/ DDG(FEB)/DDG(LF)/DDG(WPF)/DDG(TFP).
- (10) All Others Sr. DDGs/DDGS, DOT, Sanchar Bhawan, New Delhi.
- (11) DDG(Corporate Accounts), BSNL, Statesman House, New Delhi.
- (12) DDG(PAF), Dak Bhawan, New Delhi.
- (13) Pay Bill/ Cash Section, DOT, Sanchar Bhawan, New Delhi.
- (14) Guard File/Reference Folder/OL Section -for Hindi Version.
- (15) All dealing hands to Pension Section.

No.38/64/05-P&PW(A)
Government of India
Ministry of Personnel, P.G., and Pensions
Department of Pension and Pensioners' Welfare

3rd Floor, Lok Nayak Bhawan,
Khan Market, New Delhi-110 003.

Dated the 9th November, 2006

OFFICE MEMORANDUM

Subject:- Issue of a show-cause notice to the pensioner before imposing a cut in his pension where the pensioner is convicted in judicial proceedings for an offence committed by him while in service.

As per this Department's OM No.38/31/86-P&PW dt 1st January, 1987 (GOI Decision No. 4 below Rule 9 of CCS (Pension) Rules, 1972). When a full-fledged enquiry under CCS (CCA) Rules has been conducted and the person concerned has been given an opportunity to show cause in the proceedings, it is not necessary to give the pensioner concerned any further opportunity to show cause before imposing the cut in pension.

2 The question whether a show-cause notice to the pensioner is necessary before imposing a cut in his pension where the pensioner is convicted in judicial proceedings for an offence committed by him while in service, has been examined in consultation with Department of Legal Affairs and it has been decided that in order to meet the principal of natural justice, it is a pre-requisite to issue a show cause notice on the basis of conviction by the court to the pensioner before imposing any cut in his pension for clear manifestation of principle of natural justice.

(Signature)
(Geeta Ram)
Director (PW)
Tele No.24624752

RECEIVED LETTER
All Ministries/Departments as per the Mailing List.

Hindi version will be followed.

Forwarded to Pension Section
for needful.

(Signature)
23/11/06
S.O. (Adm. II)

S.O. (Pen.)

27/11/06
R. L. ...
...

Adams
24/08/02/0376
21/11/06

For reference
Shri M.S.
(Signature)
23/11

2646/Pen (T) 06
28/11/06

2006
23/11/06

