

No.A-48011/12/2003-DPAR/SS.II(2)
GOVERNMENT OF PUDUCHERRY
DEPARTMENT OF PERSONNEL & ADMINISTRATIVE REFORMS
(PERSONNEL WING)

Puducherry, dated 28.02.2011.

MEMORANDUM

Sub: Public Services – Grant of notional promotion to the post of UDC and Assistant to Tmt. R.Sooriyapreba, LDC – Orders – Issued.

Ref: 1. Orders dated 14.10.2009 and 10.11.2009 of C.A.T., Madras bench, Madras in O.A.No.142/2008.
2. Minutes of the meeting of Review DPC held on 14.01.2011.

Tmt. R.Sooriyapreba, LDC, Agriculture Department, Puducherry was initially appointed on 09.08.1984. While working as LDC (Seniority No.2324) in the Transport Department, Puducherry she was not considered by the DPC held on 28.12.1998 for promotion to the post of UDC due to non-issuance of vigilance clearance to her for the reasons that disciplinary proceeding was contemplated against her. Also, in the DPCs held subsequently in the years 2000 and 2003 she was not considered for promotion to the post of UDC on the same reason. However, she was charge sheeted on 25.08.2003 and a minor penalty of "CENSURE" was awarded to her on 04.07.2005. Further she was charge sheeted again on 13.07.2004 in another disciplinary case in which she was exonerated from the charges on 04.08.2007.

2. Whereas the said Tmt. R.Sooriyapreba, LDC filed an original application (O.A.No.142/2008) before the C.A.T., Madras, seeking orders to consider her for promotion to the post of UDC and Assistant from the date of promotion of her juniors as UDC and Assistant with all consequential benefits. The C.A.T., in its orders dated 14.10.2009 and 10.11.2009 had directed that in as much as she was exonerated from the charges in the disciplinary case, she should be granted promotion as UDC/Assistant on par with her junior Thiru R.Krishnamurthy (LDC Seniority No.2325).


3. The Review DPC held on 14.01.2011 reviewed her case and viewed that on the date of the holding of DPC in the year 1998 (on 28.12.1998), no disciplinary proceedings was pending against the said Tmt. R.Sooriyapreba, LDC and she was not under suspension. The Review DPC has also viewed that she is rightly entitled for consideration by the said DPC for promotion to the post of

UDC on par with her juniors. In the first disciplinary case which was initiated against her much later in the year 2003 (on 25.08.2003), she was issued CENSURE on 04.07.2005. Besides she was also exonerated on 04.08.2007 from the charges in the second disciplinary case initiated against her on 13.07.2004 and vigilance clearance has been accorded to her on 29.12.2010. Therefore, the Committee recommended her for promotion to the post of UDC regularly on notional basis w.e.f. 04.01.1999 and to the post of Assistant on adhoc basis notionally w.e.f. 31.05.2006 and w.e.f. 04.01.2007 on regular basis on par with her junior Thiru R.Krishnamurthy, Assistant.

4. Accordingly, as per the recommendations of the Review DPC, the said Tmt. R.Sooriyapreba, LDC is promoted to the post of UDC regularly on notional basis w.e.f. 04.01.1999 and to the post of Assistant on adhoc basis notionally w.e.f. 31.05.2006 and w.e.f. 04.01.2007 on regular basis on par with her immediate junior Thiru R.Krishnamurthy, Assistant. Consequently her seniority in the post of UDC is fixed as 2444-A above her immediate junior Thiru R.Krishnamurthy, Assistant as indicated below:

<u>Seniority assigned in UDC</u>	<u>Name of the UDC</u>
2444	Thiru Marie Anthuvan
2444-A	Tmt. R. Sooriyapreba
2445	Thiru R. Krishnamurthy

5. Tmt. R.Sooriyapreba, LDC on notional promotion as UDC and Assistant is posted as Assistant in the Department of Sainik Welfare, Puducherry in the existing vacancy with monetary benefit with effect from the date of actual joining in the post of Assistant.


(GIDDI MRUTHYUNJAYA DURGA RAO)
UNDER SECRETARY TO GOVERNMENT

To
Tmt. R.Sooriyapreba, LDC,
Agriculture Department,
Puducherry.

--- "Thro' proper channel"

Copy to:

1. The Under Secretary to Government, Chief Vigilance Office, Puducherry.
2. The Director of Agriculture, Puducherry.
3. The Director of Sainik Welfare, Puducherry.
4. The Director of Accounts & Treasuries, Puducherry.
5. The P.A. to Special Secretary (Personnel) Chief Secretariat, Puducherry.