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**CENTRAL ADMINISTRATIVE TRIBUNAL**  
**GUWAHATI BENCH**  
**GUWAHATI-05**

(DESTRUCTION OF RECORD RULES, 1990)

**INDEX**

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O.A./T.A No. 286/2007

R.A/C.P No. 2

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SECTION OFFICER (Judl.)

*Kalish*  
10/10/13

CENTRAL ADMINISTRATIVE TRIBUNAL  
GUWAHATI BENCH:

1. Original Application NO. 286/07
2. MIBs Petition No. \_\_\_\_\_
3. Contempt Petition No. \_\_\_\_\_
4. Review Application No. \_\_\_\_\_

Applicant(S) Krishna Chelaram Chindan VS Union of India & Ors

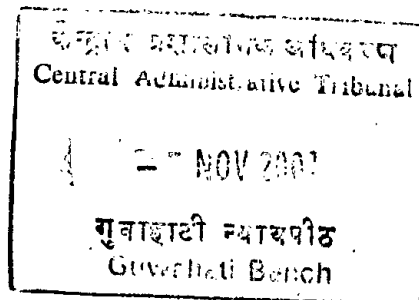
Advocate for the Applicants... Mr. D.K. Das .....

Ms. K. Jagori Ahmed .....

Advocate for the Respondant(S):..... NVS. Counsel .....

Notes of the Registry	Date	Order of the Tribunal
<p>This application is in form is filed/C. F. for Rs. 50/- deposited vide IPO/BD No. <u>64 E 359800</u> Dated <u>27.8.07</u> .....</p> <p><u>Dis.</u> Registrar</p> <p><u>Dis.</u></p> <p>petitions given for none notices are received with envelopes. Copy of served.</p> <p><u>Dis.</u></p> <p><u>15.11.07</u></p> <p>Copy of the order has been sent to the office for issuing the same to the applicant as well as to the Respondent No 4. by post.</p> <p>order issued vide D/Nos. 1483 &amp; 1484 of 21.11.07.</p>	<p>08.11.07.</p>	<p>Heard Mr.D.K.Das, learned counsel for the Applicant. The applicant was placed under suspension in contemplation of a disciplinary proceeding. The service of the applicant is located within the State of Sikkim. The Calcutta Bench of the Tribunal will exercise its jurisdiction in the matter.</p> <p>allowed to be Therefore, the application is withdrawn.</p> <p><u>Chindan</u> Member(A)</p>

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**SYNOPSIS / LIST OF DATES.**

- 1988 The Applicant was appointed as Post Graduate Teacher in English in the Navodaya Vidyalaya Samiti. The initial appointment of the Applicant was at Bastar in Chattisgarh district.
- 2003 The Applicant was transferred to the State of Meghalaya wherein he rendered his services for 3 years.
- 2006 The Applicant was transferred and posted at J.N.V. Ravangla where he accordingly joined on 1<sup>st</sup> of June 2006.
- 20.10.2006 A girl student by the name of Miss. Madhuri Verma, along with two other girls came to the quarters of the Applicant to watch television as their parents had not arrived to take them back home for the ensuing Diwali vacations. The Applicant and his wife (who is also a teacher in the samiti and was also posted at J.N.V. Ravangla) allowed them to watch T.V.
- 21.10.2006 The said girl student Ms. Madhuri Verma requested the Applicant to give her the share of the fruit distributed for which purpose the Applicant and the girl moved to the store where she took her fruit.
- 27.10.2006 To the shock and surprise of the Applicant after more than 6 days the father of the said girl student, Sri Ram Prakash lodged a complaint against the Applicant alleging misbehavior with his daughter. (Annexure B; Pg- )
- 28.10.2006 The Respondent No. 4 called for an explanation from the Applicant with regard to the same. Further the Respondent No. 4 was also pleased to constitute a Committee of four staff members to enquire into the allegations. (Annexures C1, C2; Pg- )
- 29.10.2006 The Applicant submitted his explanation denying the allegations as totally baseless and inventions of a fertile imagination. (Annexure D; Pg- )
- 30.10.2006 The Applicant's wife also made a representation to the authorities stating inter alia that no untoward incident had taken place in their quarter and that the allegations made against her husband were baseless. (Annexure-E; Pg- )

30.10.2006 The Enquiry Committee so constituted by the Respondent No. 4 after looking into the entire matter submitted its opinion vide a Report dated 30.10.2006, wherein it was unanimously held that the allegations were baseless and that the conduct of the Applicant could not be faulted with. (Annexure-F ; Pg- )

19.11.2006 To the shock of the Applicant despite the Enquiry Committee having held in the favour of the Applicant, an F.I.R was lodged against the Applicant under section 354 of the I.P.C (Annexure G; Pg- ).

27.11.2006 The Applicant was placed under suspension in contemplation of a disciplinary proceeding. (Annexure H ; Pg- )

21.02.2007 The Complainant, Sri Ram Prakash having realized his mistake, by a letter addressed to the Respondent No.3, was pleased to state that the Applicant was innocent and that no departmental proceeding should be initiated against him. Further the girl student Ms. Madhuri Verma also wrote to the Respondent No.3 admitting her mistake and clearly stating that the Applicant was innocent. (Annexures- I 1;I 2;Pgs- )

21.02.2007 The Complainant further wrote to the authorities that he would like to reach a compromise in the matter. (Annexure-J; Pg- )

24.02.2007 The case which was pending before the Judicial Magistrate Namchi, was transferred to the Lok Adalat and was registered as L.A. Case No.4/2007.

09.03.2007 The Lok Adalat duly considered the Joint Petition of compromise filed by the Applicant along with the said Sri Ram Prakash and was pleased to allow the petition by compounding the case under section 354 of I.P.C. and acquitted the Applicant of all charges. (Annexure-K; Pg- )

March 2007 The Applicant appeared before the Enquiry Committee, which was conducting the Summary Trial under the provisions of the Notification, dated 20.12.1993 and placed the relevant documents regarding the innocence of the Applicant. The authorities at no point of time gave any intimation to the Applicant with regard to their findings of the said enquiry.

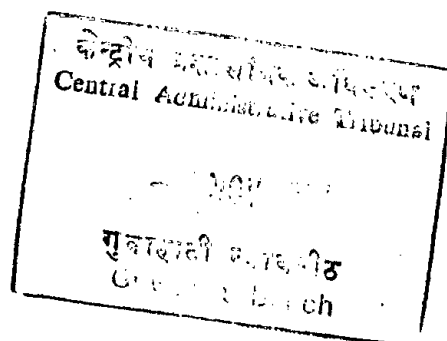
18.06.2007 The Respondent No. 2 in a most whimsical manner after a lapse of more than 3 months, was pleased to issue the impugned Order dated 18.06.2007, terminating

the services of the Applicant under the provisions of the said Notification.  
(Annexure-L; Pg- )

26.06.2007 The Respondent No. 3 communicated the impugned Order dated 18/06/2007 to the Applicant vide impugned Order dated 26.06.2007. (Annexure-M; Pg- )

24.07.2007 The Applicant made several representations to the authorities for revoking his termination Order and to reinstate him in service. However no response has been forthcoming from the respondents till date. (Annexure- N; Pg- )

Having run from pillar to post for revocation of his termination Order and for reinstating him in service, without any redressal of his grievances, the Applicant has approached this Hon'ble Tribunal for the interests of justice.



BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL

GUWAHATI BENCH, GUWAHATI

केन्द्रीय प्रशासनिक अपिलेशन  
Central Administrative Tribunal

O.A. No. 286 of 2007

7 NOV 2007

गुवाहाटी न्यायपीठ  
Guwahati Bench

Sri Krishnan Chelaran Chindan

....Applicant

- VERSUS -

Union of India & Ors.

...Respondents.

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Filed by

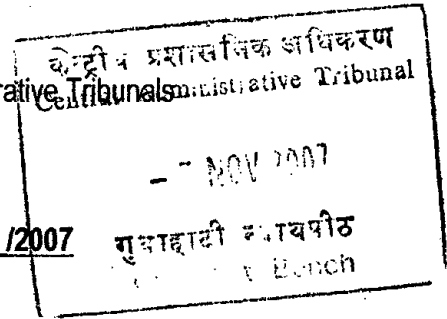
Advocate

KCS

**THE CENTRAL ADMINISTRATIVE TRIBUNAL**  
**GUWAHATI BENCH**  
**GUWAHATI**

(An Application under Section 19 of the Administrative Tribunals Act, 1985.)

**ORIGINAL APPLICATION NO. 286 / 2007**



Filed by Applicant  
through Deputt K. DSS  
Attocate 7.11.07.

BETWEEN

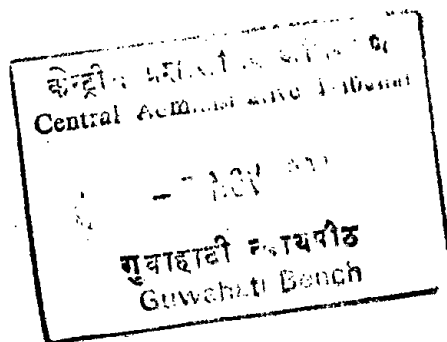
Sri Krishnan Cheralan Chindan,  
Son of Late C. K. Chindan,  
Cheralam House, P.O. Kadumeni,  
Vill - Cherupazhe, District - Kasarapad,  
Kerala - 670511  
Current address:-  
Jawahar Navodaya Vidyalaya Campus,  
Ravangla, Dist. South Sikkim, Sikkim

.... APPLICANT

-AND-

1. The Union of India,  
Represented by the Secretary to the Govt. of India  
Ministry of Human Resources Development  
New Delhi
2. The Navodaya Vidyalaya Samity,  
Represented by its Commissioner,  
A-28, Kailash Colony,  
New Delhi - 110048
3. The Deputy Commissioner,  
Navodaya Vidyalaya Samity,  
Regional Office, Nongrim Hills,  
Shillong, Meghalaya - 793003
4. The Principal,  
Jawahar Navodaya Vidyalaya, Ravangla,  
South Sikkim, Sikkim.

*[Signature]*



5. Sri Ram Prakash Verma,  
S/o of Surya Prashad Verma,  
Purani Kotwali, Karvi,  
Chitrakoot, U.P.

.... RESPONDENTS.

### DETAILS OF THE APPLICATION

#### **I. PARTICULARS OF ORDERS AGAINST WHICH THIS APPLICATION IS MADE:**

The instant application has been preferred against the impugned order issued under Memo No. F.No.9-48/2006-NVS (Estt) dated 18.06.2007, whereby the Respondent No.2 in exercise of powers conferred under provisions of notification dated 20.12.1993 of the Navodaya Vidyalaya Samity terminated the services of the Applicant with immediate effect. The instant application is further directed against the impugned order under memo No. F.27/2000/NVS (SHR)/Pers/1292 dated 26.06.2007, whereby the impugned termination order dated 18.06.2007 has been communicated to the Applicant by the Respondent No.3.

#### **II. JURISDICTION OF THE TRIBUNAL:**

The Applicant further declares that the subject matter of the case is well within the jurisdiction of this Hon'ble Tribunal.

#### **III. LIMITATION:**

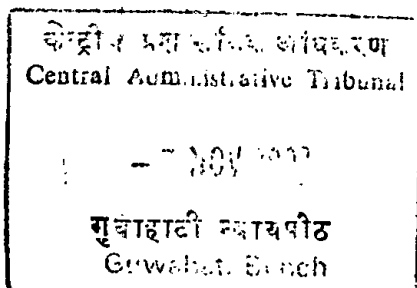
The Applicant further declares that the instant application has been filed within the limitation period prescribed under Section 21 of the Administrative Tribunals Act, 1985.

#### **IV. FACTS OF THE CASE:**

IV.1 That the Applicant is a citizen of India and as such is entitled to all the rights, privileges and protections guaranteed to the citizen of India under the Constitution of India and the laws framed thereunder. The Applicant is a permanent resident of the State of Kerala and prior to the termination of his services was posted at Ravangla in South Sikkim district in the state of Sikkim.

IV.2 That the Applicant states that he was appointed as Post Graduate Teacher (PGT) in English in the year 1998. The initial appointment of the Applicant was at Jawahar Navodaya Vidyalaya (herein after referred to as JNV in short), Bastar, Chattisgarh.



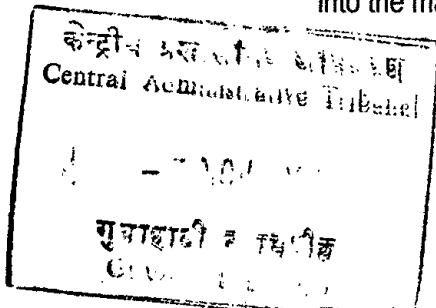


A copy of the appointment order of the Applicant dated 20.11.98 is annexed herewith and marked as ANNEXURE - A.

- IV.3 That the Applicant states that in the year 2003, by his willingness he came on transfer to JNV, Jowai in the State of Meghalaya. He worked in JNV, Jowai for nearly 3 years.
- IV.4 That, the Applicant, in the year 2006, was transferred to JNV, Ravangla in the district of South Sikkim, Sikkim. The Applicant, accordingly, joined there on 1<sup>st</sup> June, 2006. The applicant thereafter continued to discharge his duties to the best of his ability and to the satisfaction of all concerned.
- IV.5 That, the Applicant states that while he was sincerely rendering his services, on 20.10.2006, while most of the students had proceeded home for Deepawali vacation, some girl students came over to his quarter and requested him to watch television in his room, since their parents had not come to take them till then. While these students were watching TV, he and his wife were sitting outside the room. Suddenly his Mobile rang and he went inside to get the same and then came out again. Further, on 21.10.2006, one girl student, namely Miss Madhuri Verma, told the Applicant in the morning that she had not received her share of the fruit distributed and requested the Applicant to give her one. On such a request being made, the Applicant along with the girl student moved to the store room, where the Applicant stood outside the room while she was taking the fruit.
- IV.6 That, however, to the utter shock and surprise of the Applicant, he subsequently came to learn that the aforesaid two incidents were completely distorted and twisted and the said girl student, namely, Miss Madhuri Verma complained to her House Mistress about the misbehaviour of the Applicant with a request 'not to disclose it to anyone'. To the further surprise of the Applicant, no complaint was lodged by the said Miss Madhuri Verma till 27.10.2006, on which date the Applicant along with his wife was to leave for Kerala, his home town to see his ailing mother. However, before he could proceed on his journey, he came to learn through reliable sources that the girl student Miss Madhuri Verma had spoken to the Music teacher, her House Mistress and also to her father alleging certain misbehaviours against the Applicant. Based on such allegations, the father of Miss Maduri Verma, one Sri Ram Prakash (Teacher) vide his letter dated 27.10.2006 addressed to the Principal, JNV, Manikpur, Janpad, Chitrakut (U.P.) made a complaint stating, inter alia, that his daughter Kumari Madhuri Verma, who was a student of Class-IX of the said JNV, Manikpur and was under migration to Sikkim JNV, Ravangla had informed him over telephone that

*[Signature]*

"during the Diwali vacation while she was alone in her room, the English teacher Sri Krishnan C.C. came into her room and tried to molest her and tried to touch her body as well. On complaining, he left the room .....". Accordingly, the said Sri Ram Prakash requested the Principal, JNV, Manikpur, Chitrakut to look into the matter and take action against the teacher concerned.



A translated copy of the said letter dated 27.10.2006 of the said Sri Ram Prakash is annexed herewith and marked as **ANNEXURE - B.**

IV.7 That, in pursuance thereof, the Principal, JNV, Ravangla, i.e. the Respondent No.4, on 28.04.2006 vide letter under memo No. F. 2-8/JNVSS/2006-2007/Admn./373 was pleased to call for an explanation from the Applicant with regard to the said incident. The Respondent No.4 further vide an Office Order issued under Memo No. F. 2-8/JNVSS/2006-2007/Admn./374-377 dated 28.10.2006 was pleased to constitute a Committee consisting of 4 staff members to find out the facts regarding the relating to Applicant and the girl student.

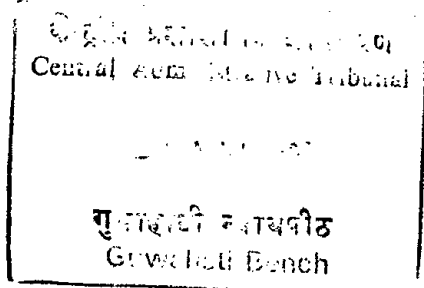
Copies of the letter of the Respondent No.4 dated 28.10.2006 to the Applicant as well as the Office Order dated 28.10.2006 constituting the Committee are annexed herewith and marked as **ANNEXURE - C1& C2** respectively.

IV.8 That, in response to the said letter dated 28.10.2006, the Applicant, vide his letter dated 29.10.2006 addressed to the Respondent No.4, submitted his explanation regarding the alleged incident, wherein the Applicant categorically denied the allegation leveled against him as totally baseless, contrary to facts and as an invention of a fertile imagination.

A typed copy of the explanation of the Applicant dated 29.10.2006 is annexed herewith and marked as **ANNEXURE - D.**

IV.9 That, the Applicant at this stage further deems it pertinent to state that the wife of the Applicant Mrs. Anne John, who is a TGT Science teacher in the same Vidyalaya, i.e. JNV, Ravangla also wrote to the Principal on 30.10.2006, wherein she categorically denied any such untoward incident happening in their quarter since she was present in the quarter all along.

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A typed copy of the letter dated 30.10.2006 of the wife of the Applicant is annexed herewith and marked as **ANNEXURE – E.**

- IV.10 That, in pursuance of the Office order dated 28.10.2006 of the Respondent No.4, whereby a Committee was constituted, the said Committee enquired into the matter and submitted its report to the Principal on 30.10.2006 after having looked into all aspects of the matter and having given due regard to the complaint of the girl student, namely Miss Madhuri Verma. The said Committee in its report submitted on 30.10.2006 categorically stated that all teachers as well as students had unanimously held in favour of the conduct and behaviour of the Applicant and held that maligning the dignity and character of any teacher on baseless and ambiguous allegations is not right.

A translated copy of the report of the Enquiry Committee dated 30.10.2006 is annexed herewith and marked as **ANNEXURE – F.**

- IV.11 That, the Applicant at this stage further deems it pertinent to mention herein that in connection with the said incident, the Assistant Commissioner of Navodaya Vidyalaya Samity visited the Vidyalaya on 05.11.2006 and allegedly conducted an enquiry and left on 06.11.2006. It is categorically stated that on being enquired, the Applicant had accepted the fact that allowing the girl students to watch television in his room was a mistake. At no point of time did the Applicant ever admit to any of the allegations made against him by the said girl student. It is also to be noted that the Applicant was never informed about any report being submitted by the said Assistant Commissioner, if any. Since no further communication was forthcoming from the authorities, the Applicant was under the bonafide belief that the report of the Enquiry Committee dated 30.10.2006 had been accepted and the matter laid at rest there itself.

- IV.12 That, however to the utter shock and surprise of the applicant, on the basis of the complaint made by the said Sri Ram Prakash, Ravangla P.S. case No. 24(11) 06 dated 19.11.2006 was registered under Section 354 of the I.P.C against the Applicant herein. In pursuance to such registration of the F.I.R., the Applicant was arrested on 25.11.2006 and was subsequently released on Bail on the same date, i.e. 25.11.2006.

A copy of the said F.I.R. dated 19.11.2006 is annexed herewith and marked as **ANNEXURE – G.**

- IV.13 That, in pursuance thereof, disciplinary proceeding was contemplated against the Applicant and vide order dated 27.11.2006, the Respondent No.3 vide order under memo No. F.NVS (SHR)/Pers./C.C. Krishnan/06/3739 dated 27.11.2006, the Applicant was placed under suspension.

A copy of the said Suspension order dated 27.11.2006 is annexed herewith and marked as ANNEXURE – H.

- IV.14 That, subsequently on 15.12.2006, the Investigating Officer submitted the final report / charge sheet in the said Ravangla P.S. case No. 24(11)06, stating inter-alia that a prima facie case under Section 354 I.P.C. could be made out against the Applicant.

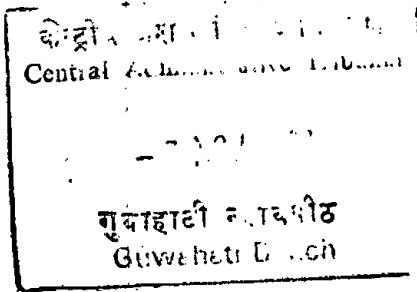
The Applicant craves leave of this Hon'ble Tribunal to produce copies of the final report / Charge Sheet dated 15.12.2006.

- IV.15 That, the Applicant deems it pertinent to mention here that while investigating the case, the Investigating Officer did not take into consideration various aspects of the matter, particularly the contradictory statement made by the girl student, i.e. Kumari Maduri Verma in her deposition before different officials at different point of time. The allegations leveled against the Applicant was totally false and malafide and were made with the sole intention of damaging the reputation of the Applicant. The complainant, i.e. Shri Ramprakash (father of the girl student Madhuri Verma) on having realized his mistake, and on having come to know about the mischief played by his daughter vide letter dated 21.02.2007 addressed to the Respondent No.3 clearly stated that the Applicant was innocent and that the allegations leveled against him were baseless. It was further requested by the said Shri Ram Prakash that no departmental proceeding should be initiated against the Applicant and he should be acquitted of all charges / allegations.

- IV.16 That, as stated hereinabove, the complainant, i.e. Shri Ram Prakash realized that the allegations leveled against the Applicant were baseless and accordingly vide his letter addressed to the Respondent No.3 was pleased to categorically state that the Applicant was innocent and no such incident had occurred with her daughter. A further statement to the same effect was also made by the girl student concerned, i.e. Kumari Maduri Verma vide her letter addressed to the



Respondent No.3. The Applicant was also informed about the same by the said Shri Ram Prakash.



Translated copies of the letters of Shri Ram Prakash and Kumari Maduri Verma addressed to the Respondent No.3 are annexed herewith and marked as **ANNEXURE - I1 & I2** respectively.

IV.17 That, it is further stated that said Shri Ram Prakash vide another letter dated 21.02.2007 further specified that he would like to reach a compromise with regard to the dispute pending in the Court against the Applicant. Accordingly, the case which was pending before the Judicial Magistrate at Namchi was transferred to the Lok Adalat on 24.02.2007. The said case was registered as Lok Adalat case No. 4/07 and the next date fixed was 09.03.2007. Subsequently, on 09.03.2007 a joint petition of compromise was filed by the complainant along with the Applicant. The Lok Adalat, vide order dated 09.03.2007, was pleased to allow the compromise Petition by compounding the case under Section 354 of the I.P.C. and consequently acquitted the Applicant of all charges.

A translated copy of the letter dated 21.02.2007 of Shri Ram Prakash is annexed herewith and marked as **ANNEXURE - J**

Copies of the order sheet dated 24.02.2007 and 09.03.2007 of the Lok Adalat in Lok Adalat Case No. 4/07 are annexed herewith and marked as **ANNEXURE - K**

IV.18 That, however, in the meantime the Respondent authorities vide letter dated 16.01.2007 informed the Applicant that a summary trial under Samities notification dated 20.12.1993 is scheduled to be held on 23.02.2007 to enquire into the allegations leveled against him. The Applicant was accordingly directed to appear before the Committee so constituted for the said purpose.

IV.19 That, the Applicant accordingly appeared before the said Committee and duly placed the Orders of the Lok Adalat dated 09.03.2007 as well as the statements so made by the girl student Kumari Madhuri Verma and her father. After appearing before the Committee no further communication was ever made by the authorities with regard to the consequence of the Summary Trial to the Applicant. As such, the Applicant was under the bonafide belief that the matter had laid at rest.

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However, to the utter shock and surprise of the Applicant, after a period of almost 3 (three) months the Respondents authorities in a most whimsical and arbitrary manner considering the Report of the Enquiry Committee dated 30.10.2006, the letter dated 21.02.2007 of Shri Ram Prakash and the order dated 09.03.2007 of the Lok Adalat in Lok Adalat Case No. 4/07, came to an adverse conclusion. The Respondent No.2 in a high handed and arbitrary exercise of power passed an Order on 18.06.2007 under Memo No F.No.9-48/2006-NVS (Estt), whereby the Applicant was terminated from his service in exercise of powers under the Notification dated 20.12.1993. The Respondent Authority while issuing the said order of punishment against the Applicant completely overlooked the findings of the Committee which was constituted for the said purpose and the Orders of the the Lok Adalat, which were arrived at after taking into consideration all necessary evidence. Moreover, the Respondent Authority most deliberately failed to show any genuine and cogent reason for its disagreement with the findings of the Enquiry Committee in its report dated 30.10.2006. Be it stated herein that the said impugned Order of termination dated 18.06.207 was forwarded to the Applicant by the Respondent No.3 on 26.06.2007.

A Copy of the Impugned Order dated 18.06.2007 and impugned Order dated 26.06.2007 are annexed herewith and marked as **ANNEXURE – L & M** respectively.

IV.20 That the Applicant humbly begs to state that the Applicant has been serving the Samiti with outmost sincerity and devotion to the satisfaction of all concerned. The Applicant has the highest regard towards the Samiti and it has been his persistent endeavor to provide the best of service in all possible ways. It is pertinent to mention herein that the Applicant had never taken any undue advantage of his position as has been alleged and there has never been any blemish in his service career. The Applicant further begs to state at this stage that if the impugned Order dated 18.06.2007 is allowed to stand and the Applicant is dismissed from service, the same would cause great prejudice to the Applicant herein. As such, that the

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দ্রষ্টব্যঃ  
Central Administrative Tribunal  
- 7 NOV 2007  
গুৱাহাটী ন্যায়পীঠ  
Guwahati Bench

Order dated 18.06.2007 is liable to be set aside and quashed and the matter ought to be remitted to the Concerned/ Respondent Authority for a fresh consideration of the entire matter. Be it stated herein that since the Order of termination of his services has been issued, the Applicant has been running from pillar to post before the Respondent Authorities for revoking the Order of termination by way of various representations and filing appeals. The Applicant's wife has also made representations before the authorities. However, the same has fallen on deaf ears and has failed to evoke any response from the authorities. Hence the humble Applicant has no other alternative remedy for redressal of his grievances but for approaching this Hon'ble Tribunal by way of the instant O.A.

A copy of one such representation dated 24.07.2007 is annexed herewith and marked as **ANNEXURE-N**.

**V. GROUND'S FOR RELIEF/S WITH LEGAL PROVISIONS:**

- a. For that, the Respondent Authority has completely failed to appreciate the findings (which was duly recorded by the Inquiry Committee in its report dated 30.10.2006) while issuing the impugned Order dated 18.06.2007. The Respondent Authority by choosing to overlook the evidences on record has passed the impugned order of termination dated 18.06.2007 in a most whimsical manner, which is ex-facie bad in law and hence not sustainable.
- b. For that the Respondents authorities have failed to consider the Enquiry Report dated 30.10.2006 so submitted by the Enquiry Committee as well as the Order passed by the Hon'ble Lok Adalat in Case No 4/2007 and in a most high handed exercise of power have dismissed the Applicant herein without any cogent reason.
- c. For that the Respondent authorities have acted in a manner contrary to all the settled and established principles of service jurisprudence in dismissing the Applicant from service. It was incumbent upon the respondents to consider the case of the Applicant in the light of the findings of the Enquiry Committee in its report dated 30.10.2006 and the Order passed by the Lok Adalat in Case No. 4 of



गुवाहाटी न्यायपीठ  
Guwahati Bench

2007. Not having done the same amounts to a violation of the principles of natural justice and administrative fair play.

- d. For that considering the fact that the girl student who had initially lodged the complaint as well as the father of the said girl student, having withdrawn the complaint and having themselves specifically stated with regard to the innocence of the Applicant, it was incumbent upon the Respondent Authorities to have given due weightage to the same, prior to issuing the impugned termination order dated 18.06.2007 (Annexure-L). The Respondent Authorities by choosing to ignore all the cogent and essential material on record, have blatantly abused the powers vested in them by issuing the impugned order of termination. The same is accordingly liable to be set aside and quashed.
- e. For that the facts and circumstances that have narrated herein above clearly reveal that the enquiry so conducted against the Applicant by the Committee constituted by the Principal, Jawahar Navodaya Vidyalaya, Ravangla was in favour of the Applicant. Also, the compromise petition filed by the complainant himself, clearly reflects the innocence of the Applicant. However, the Respondent Authorities have deemed it fit to ignore the findings reached by their own Committee as well as the evidences on record and without informing the Applicant, the reasons for differing with such findings have deemed it fit to terminate the services of the Applicant vide impugned Order dated 18.06.2007. The same being arbitrary and mala fide is liable to be struck down and quashed.
- f. For that the actions of the respondent authorities in dismissing the Applicant has highly prejudiced the rights and interest of the Applicant. The Respondent authorities by acting in such a manner have deprived the Applicant of his legitimate rights, privileges and protections guaranteed to the citizens of India under the Constitution of India and the laws framed thereunder. Such actions of the authorities have gravely prejudice the Applicant and has had adverse civil consequences on him as well. The said impugned Order dated 18.06.2007 is accordingly liable to be quashed and set aside.
- g. For that the balance of convenience is strongly in favour of the Applicant and as such this Hon'ble Court may be pleased to intervene into the matter and set aside the impugned Order dated 18.06.2007 as well as the communicating order dated 26.06.2007 and direct the Authorities to reinstate the Applicant to his post as TGT, English with all consequential benefits.

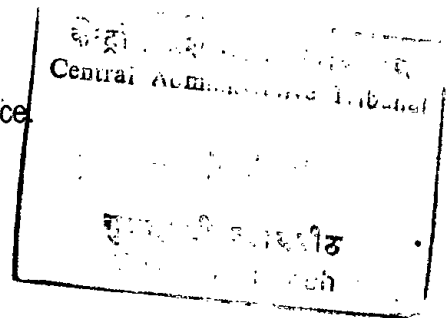
प्रशासनिक अधिकार  
Administrative Tribunal  
- 7 NOV 2007  
गुवाहाटी न्यायपीठ  
Guwahati Bench

*Handwritten signature*



h. For that the impugned Order dated 18.06.2007 passed by the Respondent Authority is beyond the purview of service jurisprudence and hence liable to be interfered with by this Hon'ble Court.

i. That this application is made bonafide and for the cause of justice.



**VI. DETAILS OF REMEDIES EXHAUSTED:**

That the Applicant declares that he has no other alternative and efficacious remedy available to him except by way of this instant application.

**VII. MATTERS NOT PREVIOUSLY FILED OR PENDING WITH ANY OTHER COURT:**

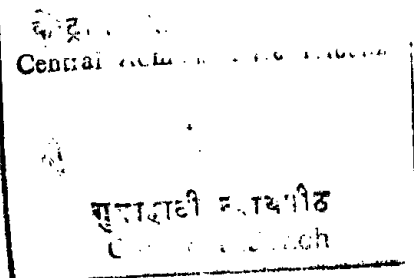
That the Applicant declares that no such writ petition or suit has been filed regarding the matter in respect of which this application has been made, before any Court or any other authority or any other Bench of the Tribunal nor any such application, writ petition or suit is pending before any of them.

**VIII. RELIEFS SOUGHT FOR:**

Under the facts and circumstances stated above, the Applicant humbly prays that Your Lordships be pleased to admit this application and issue a notice to the respondents to show cause as to why the reliefs sought for by the Applicant shall not be granted, call for the records of the case and on perusal of the records and after hearing the parties on the cause or causes that may be shown, be pleased to grant the following reliefs:

- a. Set aside/quash the impugned Order of termination issued by the Respondent No.2 under Memo No.F.No.9-48/2006-NVS (Estt) dated 18.06.2007 (Annexure-L).
- b. Set aside/quash the impugned Order of communication dated 26.06.207 issued by the Respondent No.3 (Annexure-M).
- c. Direct the Respondent authorities to consider the case of the Applicant for reinstatement to the post of Post Graduate Teacher (PGT) in English with retrospective effect.
- d. Direct the Respondent authorities to make payment of all the pecuniary dues of the Applicant including arrear salary after reinstating the Applicant to the post of Post Graduate Teacher (PGT), English with retrospective effect.

*Kind*



e. Costs of the application.

f. Any other relief or reliefs to which the Applicant is entitled to, under the facts and circumstances of the case as may be deemed fit and proper by the Hon'ble Tribunal.

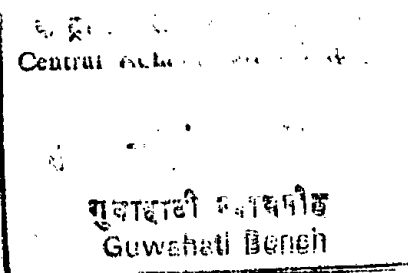
**IX. PARTICULARS OF THE IPO.**

i. I.P.O. NO.	:	64E 359800
ii. Date of Issue	:	27.8.07
iii. Issued from	:	Gurgaon
iv. Payable at	:	Gurgaon

**X. DETAILS OF ENCLOSURES:**

As stated in the Index.

*[Handwritten signature]*



### VERIFICATION

I, Shr Krishanan Cheralan Chindan, son of Late C. K. Chindan, aged about 43 years, permanent resident of Cheralan House, P.O.-Kadumeni, Via Cherupuzha, Dist- Kasaragod, Kerela-670511, do hereby solemnly affirm and verify that I am the Applicant in the instant application and as such, I am fully conversant with the facts and circumstances of the case. The statements made in Paragraphs I, II, III, IV. 1 to IV. 4, IV. 5 (pt), IV. 6 (pt), IV. 7, IV. 8, IV. 9, IV. 10 (pt), IV. 12, IV. 13, IV. 15 (pt), IV. 16 (pt), IV. 17, IV. 18, IV. 19, IV. 20, are true to my knowledge and those made in Paragraphs- IV. 5 (pt), IV. 6 (pt), IV. 10 (pt), IV. 11, IV. 14, IV. 15 (pt), IV. 16 (pt) being matters of records are true to my information derived therefrom and the rest are my humble submissions before this Hon'ble Tribunal. I have not suppressed any material facts.

And I sign this verification on this the 7<sup>th</sup> day of November, 2007 at Guwahati.

*Krishnan C. C.*

SIGNATURE OF THE APPLICANT

160, ZONE-II, MP NAGAR  
BHOPAL-462 011

/ST/NVS(SAL)/Bst/...

Dated: 20.11.98

3371

Shri Krishnan C.C.,  
Standard Building, 1st Floor,  
Azad Road, Rajgangpur,  
Sundergarh (Orissa) Pin-770 017.

Sub: OFFER OF APPOINTMENT TO THE POST OF PGT(English)  
IN NAVODAYA VIDYALAYA SAMITI - REG.

Sir/Madam,

On the recommendation of the Selection Committee, I am directed to offer you a post of PGT (English) on temporary basis in Navodaya Vidyalaya Samiti on the following terms and conditions:

1. The scale of pay attached to the post is Rs. 6500-200-10500/-. Your initial pay in this scale will be fixed in accordance with the normal rules and you will also, in addition, be eligible for usual allowances admissible under the rules and orders in force from time to time in Samiti.
2. You will be on probation for a period of two years from the date of appointment extendable as permissible under the rules at the discretion of the Competent Authority. Failure to complete the period of probation to the satisfaction of the Competent Authority or found unsuitable for the post during probation period, will render you liable to be discharged/terminated from service at any time without any notice or without assigning any reasons thereto.
3. You will not be entitled to any travelling allowances for joining the post.
4. Your appointment will be subject to your being found medically fit by the Competent Authority for appointment to the aforesaid post. This offer of appointment is liable to be cancelled if you are not found medically fit. You are, therefore, advised to bring your medical certificate of fitness from a Civil Surgeon in the enclosed proforma, at the time of joining the post.
5. Your appointment will further be subject to your character and antecedent verification report being found satisfactory by appropriate authority(ies) and your being declared fit for the post in the Samiti.
6. Female candidate should certify that she is not in the family way at the time of acceptance of the appointment. If, however, she is pregnant of 12 weeks standing or more at the time of acceptance of appointment as a result of medical test, she will be declared temporarily unfit and the offer would be treated as withdrawn for the present. However, the appointment would be held in abeyance until her confinement is over. She would be medically re-examined and declared fit six weeks after the date of delivery and her appointment would be subject to production of medical fitness certificate

Contd...P.2/-

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ADVOCATE

from a Civil Surgeon. She would indicate when her delivery is expected and also should inform the date of delivery soon after it takes place. In case, the candidate fails to comply with these instructions, her candidature would not be considered and no further correspondence in this regard will be entertained from her. On production of medical fitness certificate, she will be considered for appointment to the post for which she has been selected for.

7. In case you do not possess B.Ed. Degree at the time of appointment, it should be noted that this offer of appointment is purely provisional till you acquire B.Ed. Degree and you will have to acquire B.Ed. Degree within a period of two years, failing which, your services are liable for termination. Further, your seniority in the grade/cadre shall be reckoned from the date of acquiring B.Ed. Degree i.e. with effect from the date of declaration of the B.Ed. Degree. You are required to furnish an undertaking, to the effect that you are aware/accepts this condition while accepting the appointment, at the time of your joining the post.

8. On appointment, you will be required to take an oath of allegiance to the Constitution of India and make a solemn affirmation to that effect.

9. The appointment will be further subject to the submission of a marital declaration and in the event of your having more than one spouse living, the appointment will be subject to your being exempted from the enforcement of the requirement in this behalf.

10. You shall declare your Home Town within a period of six months of your joining the duty in the Samiti.

11. You shall have to submit the above mentioned documents in the prescribed proforma being provided by the Regional Office and the following documents duly attested by an Officer not less than a Class-II Gazetted Officer (Self-attested copies will not be accepted) to the Principal of the Navodaya Vidyalaya concerned (where you are posted) at the time of your joining:-

- i) Degree/Diploma Certificate of Educational Qualifications;
  - ii) Secondary School/SSLC Certificate issued by the Board indicating your date of birth;
  - iii) Discharge Certificate/Relieving Order, in original from the previous employer, clearly indicating whether you have been relieved after acceptance of your resignation or your lien has been retained in your Parent Organisation. In case your lien has been retained by your Parent Organisation, then in the event of transfer of your services/repatriation to your parent organisation, the Samiti will not be liable to pay leave salary and pension contribution.
  - iv) Production of original certificate from the Competent Authority viz. the District Magistrate/Deputy Commissioner/Collector etc. of your District to the effect that you belong to Other Backward Class/SC/ST in case you belong to any of these categories. In case of OBC, the certificate should be to the effect that you are not covered under Creamy Layer category.
  - v) Last Pay Certificate, issued from your Parent Organisation at the time you are relieved in original.

You are also requested to fill in and submit the following proforma at the time of joining the duty :-

- i) Details of family;
- ii) Attestation form in triplicate. Photo on each form may be signed and the form attested by one of the authorities mentioned on page-7 of the form.

Contd...P.2/-

Other conditions of service will be governed by the relevant rules and orders in force from time to time in Samiti.

The appointment carries with the liability to serve in any part of India.

If any declaration or information furnished by you proves to be false or if you are found to have wilfully suppressed any material information at any time for getting this job or otherwise, you will be liable to removal from service and to such other action as the Samiti may deem fit.

In case, you accept the offer on the terms and conditions contained in this letter, you may report to the Principal, Jawahar Navodaya Vidyalaya, Barasoor, Dist. Bastar (MP)

latest by 07.12.98. No further extension of joining time will be allowed and in case, you fail to report for duty by the above mentioned date, the offer of appointment will be treated as withdrawn and no further correspondence will be entertained.

It is compulsory to all the directly appointed candidates to subscribe for the Navodaya Vidyalaya Samiti Employees Group Insurance Scheme & C.P.F. Scheme.

Yours faithfully,

(S.C. RATH)  
Deputy Director (I/c.)

Copy to :

1. The Principal, Jawahar Navodaya Vidyalaya, Bastar (MP) for information and necessary action. He is requested to please verify the original certificates/documents of the candidate and ensure that the candidate fulfills all the requirements prescribed for the post before he/she is allowed to join the post. In case the individual concerned do not possess B.Ed. Degree at the time of joining the post, he is requested to obtain an undertaking from him/her to the effect that he/she accepts the condition stipulated at Clause-7 of the offer of apptt. relating to termination of services in case non-acquiring of B.Ed. Degree within a period of two years and reckoning of seniority while accepting/joining the post. In case of any omission or commission is noticed in this regard, the Principal will be held accountable. After verification, the relevant records of the individual may be kept in his/her Personal File for record. He/She is also requested to intimate the date of joining of the individual concerned telegraphically to this office.
2. Recruitment File.
3. School File.

Deputy Director (I/c.)

TRANSLATED COPY

ANNEXURE-B

To:

The Principal,  
Jawahar Navodaya Vidyalaya,  
Manikpur,  
Janpad, Chitrakoot.

Sir,

With respect this is to inform you that the daughter of the Applicant, Kumari Madhuri Verma is a student of Class-IX. She has been sent to JNV, Ravangla, in Sikkim from your school on migration. In a telephonic conversation, the applicant's daughter Kumari Madhuri Verma, has informed that " During the Deepawali vacations, I was alone in the room when the English Teacher, Sri Krishnan C.C. came into the room and spoke indecent words with me and also tried to touch my body and hold me. On protesting, he went out of the room. When I narrated the incident to Music Madam, she told me to hush up the matter".

Sir, you are requested to file an F.I.R. against such a characterless teacher and proceed against him.

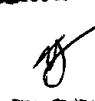
Date: 27.10.06

Applicant  
Sd/- Illegible  
Ramprakash (teacher)  
Purani Kotwali, Karbi  
Janpad, Chitrakoot, U.P.  
Mobile No.9935723759

Copy to:

1. The District Officer, Chitrakoot.
2. The Superintendent of Police, Chitrakoot.
3. The Minister of Human Resources Development, Govt. of India, New Delhi.
4. National Women Commission, Govt. of India, New Delhi.

**CERTIFIED TO BE TRUE COPY**



**ADVOCATE**

सेवा में,

श्रीमान् प्राचार्य महोदय

जवाहर नवोदय विद्यालय मानिकपुर जनपद चित्रकूट ।

महोदय,

निवेदन के साथ अवगत कराना है कि प्राथी को पुत्रो  
कु० माधुरो वर्मा जो कक्षा ९ को छात्रा है। आपके विद्यालय से  
इसो वर्ष माइगेशन में सिक्किम जवाहर नवोदय विद्यालय रांबगला  
गई हुयी है। फोन से हुयी वार्ता में प्राथी को पुत्रो कु० माधुरो  
वर्मा ने बताया कि " दोपावली के अवकाश में मैं, अकेलो धो  
अंग्रेजो टोचर श्री कृष्णन शोशो कमरे में घुस आये अश्लीलतापूर्ण  
बातें किया और शारीरिक स्पर्श एवं धर पकड किया । विरोध  
करने पर कमरे से बाहर चले गये । इस घटना को जब मैं मजिंक मेडम  
से बताया तो उन्होंने घटना को दबा देने को कहा ।"

श्रीमान् जो से अनुरोध है कि ऐसे चरित्रहीन टोचर  
के खिलाफ एच०आई०आर० दर्ज कराकर कार्यवाही करने को कृपा करें ।

प्राथी

रामप्रकाश अध्यापक

पुरानो कोतवाली क्वी

दिनांक 27.10.2006

जनपद चित्रकूट १३०५०१

प्रतिलिपि-

✓-श्रीमान् जिलाधिकारी

मो.बा. 9935723759

महोदय चित्रकूट

2-श्रीमान् पुलिस अधीक्षक महोदय चित्रकूट

3-श्रीमान् मानव संसाधन एवं विकासमंत्री भारत सरकार नई दिल्ली


4-राष्ट्रीय महिला आयोग भारत सरकार दिल्ली ।

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ADVOCATE



On the basis of the F.I.R., a Q.B. case no. 24(4)06 at 19/11/06 v/s 384 385 registered against Krishnan C.C. English teacher at Jnu, Ravangla and investigation done by

  
Officer - In - Charge  
Ravangla Police Station  
South Sikkim

फोन 03595.260549  
जवाहर नवोदय विद्यालय  
मानव संसाधन विकास मंत्रालय  
माध्यमिक एवं उच्चतर शिक्षा विभाग  
भारत सरकार  
रावंगला  
साऊथ सिक्किम 737 139



jnvrs@rediffmail.com  
Ph-03595-260549  
Jawahar Navodaya Vidyalaya  
(Ministry of Human Resource Development Govt. of India,  
Deptt. of Secondary Education)  
RAVANGLA  
SOUTH SIKKIM - 737 139

Dated. 28.10.2006

F.2-8/JNVSS/2006-2007/Admn/372

To

Mr. Krishanan C.C.,  
PGT (English),  
JNV Ravangla, S.Sikkim.

Sub.: Explanation about the incident happened with a Girl students Miss  
Madhuri Verma, Class IX.

Sir,

This is to inform you that I am in receipt of a written complaint by one of  
the migrated Girl students Miss Madhuri Verma, Class-IX through her House Mistress  
Mrs. Soma Chakraborty, Music Teacher, alleging that you had intentionally tried to  
misbehave with her on 20<sup>th</sup> and 21<sup>st</sup> October 2006.

On 20<sup>th</sup>, 04 girls (Miss Prasansha Pokrel, Class-X, Miss Luxmi Gurung, Class-  
X, Miss Priynka, Class, IX and Miss Madhuri Verma, Class-IX) were watching the T.V in  
your room. After some time two girls went away from the room to meet their parent  
coming from the home, one migrated girl also went away from the room to her home  
and one migrated girl Miss Madhuri Verma was sitting in your room and watching the  
T.V and that time you entered your room to take your Mobile which was ringing. While  
coming out with the Mobile, you touched her back purposely and that she ran away from  
the room.

ON 21<sup>st</sup> October 2006, she has alleged that you had called her to the Mess  
Store room after breakfast to give her apple. While she was entering the room, you lifted  
her up from behind and held her hand.

So you are hereby asked to explain the facts about the above mentioned  
allegations. You are also asked to explain how the girls were allowed to watch T.V in  
your room. The explanation should be submitted to the undersigned within 12 hours.  
Other wise disciplinary action will be initiated against you.

Principal,  
Jawahar Navodaya Vidyalaya,  
Ravangla, South Sikkim-  
(Sikkim)

Yours faithfully,

( Dr. Amar Nath Rai )  
Principal  
Jawahar Navodaya Vidyalaya,  
Ravangla, South Sikkim

CERTIFIED TO BE TRUE COPY

ADVOCATE

फोन 03595.260549  
जवाहर नवोदय विद्यालय  
मानव संसाधन विकास मंत्रालय  
मध्यमिक एवं उच्चतर शिक्षा विभाग  
भारत सरकार  
रावंगला  
साऊथ-सिक्किम 737 139



invrss@rediffmail.com  
Ph-03595-260549  
Jawahar Navodaya Vidyalaya  
(Ministry of Human Resource Development Govt. of  
India, Deptt. of  
Secondary Education)  
RAVANGLA  
SOUTH SIKKIM - 737 139

31  
ANNEXURE - 62  
28

F.2-8/JNVSS/2006-2007/Admn/ 344-345

Dated. 28.10.2006

### OFFICE ORDER

The committee constituted of the following staff members to find out the facts regarding the incident related to Mr. Krishnan C.C., PGT (English) and one of the girls Miss Madhuri Verma, Class-IX. They should enquire out in details the facts of the incident and submit the report to the undersigned within 12 hours.

01. Sri Manohar Lal, PGT (Hindi) - *Chairman*
02. Shri R.R. Mishra, TGT (Hindi) - *member*
03. Mrs. L.Promila Devi, Staff Nurse - *do*
04. Mrs. Mamta Pawar, TGT (Math) - *do*

(Dr. Amar Nath Rai)  
Principal

*Principal*  
Jawahar Navodaya Vidyalaya  
Ravangla, South Sikkim  
10/11/06

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*Advocate*  
ADVOCATE

TRANSLATED COPY

ANNEXURE-D

29<sup>th</sup> October 2006

To:

The Principal,  
JNV, Ravangla  
South Sikkim

Sub: Explanation about the allegation levelled against me by one of the students  
Madhuri Verma.

Ref: F.2-8/JNVSS/2006-2007/Admn/373 dated 28.10.2006.

Sir,

At the outset itself, I would like to make it clear that the allegations levelled against me are totally baseless, contrary to facts and an invention of fertile imagination. It is shocking to me, since such an incident has never happened in my twenty years of teaching life.

On 28<sup>th</sup> October 2006, after lunch, Laxmi Gurung and Prashansha Pokeral requested me to allow them to watch T.V. These two were the only last students to be moved out of school for the Deepawali Holidays. They were feeling bad since their parents were late in reaching the school to escort them. The girl students sometime come inside the room since my wife, TGT, Science, is a House Mistress. While they were watching, I was sitting outside the room, in the sun. Later one or two more students went inside, either Priyanka or Madhuri.

After sometime my mobile rang. I went inside to get it. While talking over the phone and as I walked out, my hand might have accidentally touched the girl. I am not sure about it. The allegations about the incident on 21<sup>st</sup> October is also beyond facts and seems to be a fabricated and well planned plot to trap me. On that day after breakfast it seemed that this child did not get the fruit distributed and hence she was permitted to take one from the store. While she was taking the fruit, I was standing outside the door. After she came out, I closed the door.

I would like to say that the incident has cause a lot of a mental agony and emotional torture and it is a case of defamation destroying my image and name as a teacher. Your goodself may kindly conduct an enquiry and verify the veracity of the above facts and satisfy yourself.

Therefore, I would like to request you to sympathetically consider my case and absolve me from the above mentioned allegations.

Thanking you.

Sd/- illegible  
26.10.06  
Krishnan C.C. PGT Eng.  
JNV Ravangla, South Sikkim

**CERTIFIED TO BE TRUE COPY**

*[Signature]*

**ADVOCATE**

29th October 2006.

-23-

ANNEXURE - D

(48)

29

The Principal  
JNV Ravangla  
South Sikkim

Sub: Explanation about the allegations levelled  
against me by one of the students Madhuri Verma.

Ref: F-2-S/JNVSS/2006-2007/Adm/373 dt. 28-10-2006

Sir  
At the outset itself, I would like to make it clear that  
the allegations levelled against me are totally baseless,  
contrary to facts and an invention of fertile imagination.  
It is shocking to me, since such an incident  
has never happened in my twenty years of  
teaching life.

On 20th October 2006, after lunch, Lakshmi Gurung  
and Prashansa Pokrel requested me to allow  
them to watch T.V. These two were the only last  
students to be moved out of school for the Deepawali  
holidays. They were feeling bad since their parents  
were late in reaching the school to escort them.  
The girl students sometime come inside the room since  
my wife, Tint Science, is a Housemistress. While  
they were watching, I was sitting outside the room,  
in the Sun. Later one or two more students went  
inside, either Priyanka or Madhuri.

After sometime my mobile rang. I went inside to  
get it. While talking over the phone and as I  
walked out, my hand might have accidentally  
touched the girl. I am not sure about it.

P.T.O

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South Sikkim

ADVOCATE

The allegation about the incident on 21st October is also beyond facts and seems to be a fabricated and well planned plot to trap me. On that day after breakfast, it seemed that this child did not get the fruit distributed and hence she was permitted to take one from the store. While was taking the fruit, I was standing outside the door. After she came out, I closed the door.

I would like to say that the incident has caused a lot of a mental agony and emotional torture and it is a case of defamation destroying my image and name as a teacher. Your goodness may kindly conduct an enquiry and verify the veracity of the above facts and satisfy yourself.

Therefore I would like to request you to sympathetically consider my case and absolve me from the above mentioned allegations.

Thanking you

Krishna  
20/10/06  
Krishnan C.C. PGT Bg  
JNV Ravangla  
South Sikkim

Set  
29/10/06

Krishna  
Ravangla, South Sikkim

TRANSLATED COPY

ANNEXURE-E

To:

The Principal,  
JNV, Ravangla  
S. Sikkim

Sub: Information regarding the allegations against my husband, Mr. Krishnan C.C.  
(PGT Eng.).

Respected Sir,

This is to state, with due respect, that on 28<sup>th</sup> October, when I returned from my training programme, my husband had come to receive me near the S.D.M. Complex. On reaching home, I found two migration girls, Miss Madhuri Verma and Miss Priyanka Devi in my room, watching T.V. There didn't seem to be anything amiss, strange or even remotely suspicious of any untoward incident happening, either from the girls or from any other quarter. Since, they were watching, I didn't want to disturb them, so, I went and sat outside along with my husband even without freshening up. After nearly an hour or so, when the girls showed no sign of living, I went in and told them to go since I needed to freshen up. They left immediately.

On 21<sup>st</sup> October also I was very much present there itself with my husband. Everything was normal and created no doubt or suspicion about the alleged matter. Not only this, I was present throughout all the days till 26<sup>th</sup> October and no matter was brought to my notice till then. Only after leaving the station, to go to Kerela since my mother-in-law was seriously ill, did this alleged matter come to the open, and, we decided to return to our campus that very moment.

From the above facts, I should very vehemently stated that this is a plot fabricated to trap and defame my husband's name and carrier of eight years as an ideal teacher in the Novodaya Vidyalaya Samiti.

Hence I earnestly plead your kindness to look considerably at this matter and absolve the allegations against my husband and help in getting back the lost prestige and image. I would be grateful to you throughout my life for this.

Thanking you.

Sincerely,  
Sd/- illegible (TGT Sc.)  
30.10.06  
Wife of Mr. Krishnan C.C.

**CERTIFIED TO BE TRUE COPY**

  
**ADVOCATE**

The Principal  
JNV Ravangla,  
S. Sikkim.

Sub - Information regarding the allegations  
against my husband, Mr. Krishan CC (PAT Eng).

Respected Sir,

This is to state, with due respect, that on 20<sup>th</sup> October, when I returned from my training programme, my husband had come to receive me near the SDM Complex. On reaching home, I found two migration girls, Miss Madhuri Verma and Miss Priyanka Devi in my room, watching T.V. There didn't seem to be anything amiss, strange or even remotely suspicious of any untoward incident happening, either from the girls or from any other quarter. Since they were enjoying watching, I didn't want to disturb them; so, I went and sat outside along with my husband even without freshening up. After nearly an hour or so, when the girls showed no sign of leaving, I went in & told them to go since I needed to freshen up. They left immediately.

On 21<sup>st</sup> Oct. also, I was very much present there itself, with my husband. Everything was normal and creation no doubt or suspicion about the alleged matter. Not only this, I was present throughout all the days till 26<sup>th</sup> Oct. and no matter was brought to my notice till then. Only after leaving the station, to go to Karachi [since my mother-in-law was seriously ill, did this alleged matter come to the open, and we decided to return to our campus that very morning.

From the above facts, I should very vehemently state that, this is a plot fabricated to trap & defame my husband's name and career of eight years as an ideal teacher in the Navodaya Vidyalaya Samiti. Hence, I earnestly plead your kind self to look considerably at this matter and observe the allegations against my husband and help in getting back the lost prestige and image. I would be grateful to you throughout my life for this.

Thanking You,

Principal  
Navodaya Vidyalaya  
Ravangla, South Sikkim

Sincerely,

30/10/06  
Mrs. J. C. (PAT Eng)  
(Wife of Mr. Krishan CC)

CERTIFIED TO BE TRUE COPY

ADVOCATE



ANNEXURE-F

To:

The Principal,  
Jawahar Navodaya Vidyalaya,  
Ravangla, South Sikkim,  
Sikkim.

Sub: With regard to F.2-8/JNVSS/2006-2007/Admin/345 dated 28.10.2006,

Sir,

With reference to your above mentioned administrative letter, the Members of the Committee formulated thereunder, investigated into the subject matter and the following facts have emerged as enumerated below:

01. That although the application received by fax from the father of Kumari Madhuri Verma states about Sri Krishnan C.C., entering the Girls' Hostel. Whereas the girl has by writing admitted that she herself had gone to the residence of Sri Krishnan C.C., alongwith Kumari Prashansa, Class-X and Kumari Laxmi, Class-X and was with them only. Smt. Soma Chakravorty, who is the House Mistress and stays with the girl students in the House, has routed the suggestion of entrance of any male in the Girls Hostel and has categorically stated that the same is impossible.
02. That Kumari Madhuri Verma has specified in the context of her father's application that she had gone to the room of Sri Krishnan C.C. along with Kumari Laxmi and Kumari Prashansa, herself. She does not even have the permission from the house mistress to move out of the hostel alone and she had gone to the room of Sri Krishnan C.C. without permission.
03. That all the teachers as well as students have unanimously held in favour of the conduct and behaviour of Sri Krishnan C.C. that his conduct and behaviour has been teacher worthy in this school.
04. That he has categorically denied the allegation levelled against him as false, baseless and irrelevant.
05. That the Committee recommends that the said Sri Krishnan C.C. should without any further delay, be removed from staying next to the girls hostel and should be given accommodation elsewhere.

**CERTIFIED TO BE TRUE COPY**

  
**ADVOCATE**

06. That Sri Krishnan C.C. resides with his wife. On 20<sup>th</sup> he was not alone in his room and his wife was with him also on 21<sup>st</sup>. Such allegations against any married man in the presence of his wife seem unbelievable.
07. That Kumari Laxmi, Kumari Prashansha and Kumari Priyanka have also denied having witnessed any such untoward incident with Kumari Verma.
08. That based on the facts enumerated above, the Committee has reached the conclusion that maligning the dignity and character of any teacher on baseless and ambiguous allegation, is not correct.

The above is submitted to the respected Principal for necessary action.

Encl:

1. Written Statements of all  
Concerned-Nos.05.

- Sd/- Illegible  
1. (Manohar Lal)  
P.G.T. Hindi
2. Sd/- Illegible 30.10.06  
(Raghav Ram Mishra)  
P.G.T., Hindi
3. Sd/- Illegible  
(L. Promilla Devi)  
Staff Nurse
4. Sd/- Illegible  
(Mamta Pawar)  
T.G.T., Maths.

प्रधानाचार्य

जवाहर नवोदय विद्यालय

रावंगला-दक्षिण-हिबिकम  
सिक्किम।विषय:- संसंचिका सं. 2-8/ज. न. वि. ए. ए. ए. 2006-2007/प्रशासनिक  
पत्रांक 345 दिनांक 28.10.2006 के विषय में।

महोदय,

आपके उपरोक्त सन्दर्भित कार्यालय-आदेश के सन्दर्भ में गठित  
समिति के सदस्यों ने विषयान्तर्गत अनुसन्धान किया जिससे अद्योक्त  
क्रमशः विस्तृत तथा प्रकट होते हैं:-

01. यह कि कु. माधुरी वर्मा के पिता से जो प्रार्थना-पत्र कैम्पस द्वारा प्राप्त हुआ  
है, उसमें श्री कृष्णन सी. सी. के बालिका छात्रावास में घुसने की  
बात लिखी गई है जब कि बालिका ने लिखित स्वीकार किया है  
कि वह स्वयं ही श्री कृष्णन सी. सी. के निवास पर कु. प्रशोभा कक्षा-दश  
एवं कु. लक्ष्मी कक्षा-दस के साथ-साथ ही रही है। श्रीमती सोमाचक्रवर्ती  
जो कि सदन प्रभारी है और सदन में ही छात्राओं के साथ रहती हैं-ने  
किसी भी पुरुष के बालिका सदन में प्रविष्ट होने की बात सिर से  
ही खारिज की है तथा स्पष्ट रूप में इस असम्भव बताया है।

02. यह कि कु. माधुरी वर्मा ने अपने पिता के प्रार्थना-पत्र के आलोक में स्पष्ट  
किया है कि श्री कृष्णन सी. सी. के कमरे में कु. लक्ष्मी एवं कु. प्रशोभा के  
साथ स्वयं भी गई थीं। इसे उसकी सदन-स्वामिनी से अकेले निकलने की  
अनुमति भी नहीं है, तथा वह बिना अनुमति ही श्री कृष्णन सी. सी. के  
कमरे में गई थी।

03. यह कि श्री कृष्णन सी. सी. के आचार-विचार एवं व्यवहार के जोर में  
समस्त शिक्षकों एवं विद्यार्थियों ने सकारात्मक बयान ही दिए हैं, उनका  
आचार-विचार एवं व्यवहार इस विद्यालय में शिक्षकोचित ही रहा है।

04. यह कि उन्होंने अपने ऊपर लगाए गए आरोप अस्पष्ट, निराधार एवं  
अन्योन्योक्षित बताए हैं।

05. यह कि समिति का सुझाव है कि श्री कृष्णन सी. सी. के अविश्वस  
काचिका छात्रावास के बगल के आवास से हटाकर कहीं अन्यत्र आवास  
में हयान्तरित कर दिया जाए।

06. यह कि श्री कृष्णन सी. सी. अपनी पत्नी के साथ रहते हैं, दिनांक 20 को  
वह अपने कमरे में अकेले नहीं थे उनकी पत्नी दिनांक 21 को भी उनके साथ  
थी। किसी भी संपत्तिक पुरुष पर उसकी पत्नी की उपस्थिति में ऐसे  
आरोप अकारणनीय लगते हैं।

Principal  
Jawahar Navodaya Vidyalaya  
Raolangla, South Sikkim

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ADVOCATE

यह कि कुठ लक्ष्मी, कुठ प्रशंसा एवं कुठ प्रशिक्षण ने भी कुठ वर्गों के साथ हुई किसी अनपेक्षित घटना को न देखने की बात स्वीकार की है।

08. यह कि उपरोक्त तमाम तथ्यों के आधार पर समिति इस निष्कर्ष पर पहुँची है कि अप्रत्याशित एवं संदिग्ध रूप में किसी शिक्षक के आदर्श-चरित्र को कलङ्कित करना ठीक नहीं है।

आस्था माननीय प्राचार्य जी की 'सेवा में' आवश्यक कार्यवाही हेतु सम्प्रेषित है।

संलग्नक:-

1. सन्दर्भितों के लिखित बयान सं० 05

30/11/86

Principal  
Sardar Baldev Singh Vidyalaya  
Bavangla, South Sikhi-

- ① (मनोहर लाल)  
पीठ जीठ पीठ हिन्दी
- ② (शिवराम मिश्र)  
पीठ जीठ पीठ हिन्दी
- ③ (एन० प्रमिला देवी)  
होम - नई
- ④ (ममता पवार)  
पीठ जीठ पीठ गणित

-31-  
20/11/06

DISPATCHED

DATED

2148  
19/11/06

38

## FIRST INFORMATION REPORT

Section 154 CRPC

1. District: South PS: Ravangla Year: 2006 FJR No: 24(11)06 Date: 19/11/062. (i) Act(s): IPC Section(s): 354  
(ii) Act(s): - Section(s): -  
(iii) Act(s): - Section(s): -3. Occurrence of Offence: Day: During Sabaroli Date: - Time: - (hours).(b) Information received at PS: Date: 19/11/06 Time: 0945 (hours). GD Entry No: 109(c) General Diary Reference: Entry No. (if any): - Time: - (hours).4. Type of Information: Written/Oral: Written5. Place of Occurrence: (a) Direction and Distance from PS: J.N.V. inside the room of victim.opposite 3 fms. away north/west, direction(b) Address: From P.S.(c) In case the above falls outside the limit of this Police Station, the name of PS: - Dist: -6. Complainant/ Informant: Heemanta, C/O Totwoli, Jorbaty Chiraki(a) Name: Sh. Ram Prakash (b) Father's/Husband's Name: -(c) Date/ Year of Birth: - (d) Nationality: -(e) Passport No. - Date of Issue - Place of Issue -

7. Data of known/suspected/unknown accused with full particulars: (Attach separate sheet if necessary).

Mr. Krishnak C.C. Teacher J.N.V. Ravangla.8. Reasons for delay in reporting by the Complainant/Informant: -

9. Particulars of properties stolen/involved: (Attach separate sheet).

10. Total value of properties stolen/involved: -11. Inquest Report/ UD Case No. if any: -Received today  
seen  
Not Judicial Magistrate  
South West District  
Nanchi, SikkimTo: Chief, Judicial Magistrate  
South/West, NanchiSir. Perwarjee H.  
Officer in Charge  
Ravangla Police Station  
South Sikkim

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ADVOCATE

30

A written complaint of one Sh. Ram Prakash, s/o, Mr. Kotwadi, known to the Station Officer, Police Station, and some others through the Station Officer and others received which is reproduced as under.

सेवा, मैं, श्रीमान अचार्य महोदय,

जवाहर नवोदय विद्यालय मानिकपुर जनपद चित्तौड़गढ़।

महोदय, निवेदन है कि अज्ञात कराना है कि प्रार्थी को पुत्री कुं माधुरी वर्मा जो कक्षा 9 की छात्रा है। आपके विद्यालय से कक्षा 9वीं माइग्रेटर में सिद्धि जवाहर नवोदय विद्यालय गमंडला गई हुई है। कौन से हथों प्रार्थी को पुत्री कुं माधुरी वर्मा ने बताया कि "दिव्यांगी के अपसर में" वो उसके बेटे की भेंटों पर भी दखान गीली और से कुछ भावें कलहिलपूर्ण बने बिना और धार्मिक स्थल से हर पन्ड किया। शोध करने पर कमी है बाहर चले गए इस घटना को जब से संचालित मेम से बताया तो उन्होंने घटना को दबा देने को कहा। श्रीमान जी हैं अनुसंधान है कि वे यह कार्रवाई फिर के बिनाप 250 भाई 0 भाई केज कराना कार्यवाही करने को कहा को।

दिनांक: 27/10/2006.

पार्श्व  
स्व/

प्रतिनिधि -

1/ श्रीमान विद्यालयी महोदय चित्तौड़गढ़

2/ श्रीमान पुलिस अधीक्षक महोदय चित्तौड़गढ़

3/ श्रीमान मान्य संसाधन एवं विकासमंत्री भारत

4/ राष्ट्रीय महिला आयोग भारत सरकार दिल्ली

On the basis of the F.I.R. a R.P.S. case no. 24/11/06 dt. 19/11/06.

u/s. 354, I.P.C. registered against JASTHAN, C.E. English teacher, of J.N.V. Ramnagar and investigation taken up.

रामप्रकाश अच्युत  
पुत्री विलम्बी, कक्षा  
जनपद चित्तौड़गढ़ (उ.प्र.)  
मो 090 1135723759

13. Action taken: Since the above report reveals commission of offence(s) vide Entry No. 2, the case is registered and investigation is taken up/directed \*

to take up the investigation/ transferred to PS.....on account of jurisdiction.

FIR read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant/informant free of cost.

Sd/-

Ram Prakash

PURANI, Kothwadi, Karvi &

14. Signature and Impression of the complainant/informant (C.I.P.)

15. Date and Time of despatch to the Court: 19/11/06, at 1700 hrs.

Officer-in-Charge  
Police Station

Name: Ratan Gurung

Rank: S.I.



**NAVODAYA VIDYALAYA SAMITI**  
**REGIONAL OFFICE : NONGRIM HILLS SHILLONG-793003**  
(Ministry Of Human Resource Dev.  
Department Of Education)  
Telephone No : 0364 : 2521363 / Fax No. : 0364 -521362  
email : [navsam@sancharnet.in](mailto:navsam@sancharnet.in) / [nvsroshillong@rediffmail.com](mailto:nvsroshillong@rediffmail.com)

F. NVS (SHR)/Pers./CC Krishnan/ 06/ 3739

Dt 27/11/06

**ORDER**

Whereas a disciplinary proceedings against Sh. C.C. Krishnan, PGT (Eng.), JNV, South Sikkim is contemplated.

The undersigned in exercise of the powers conferred by sub Rule (1) of Rule 10 of Central Civil Services (Classification control and appeal) rules 1965 hereby places Sh. Krishnan C.C. PGT (Eng.), JNV, District South Sikkim under suspension with immediate effect.

It is further ordered that during the period that this order shall remain in force, the hqr. of Sh. C.C. Krishnan, PGT (Eng.) shall be JNV district West Sikkim and the said Sh. C.C. Krishnan shall not leave the hqr. without obtaining the prior permission of the undersigned.

  
(D. HAZARIKA)  
DEPUTY COMMISSIONER

To

Sh. C.C. Krishnan,  
PGT(Eng.),  
JNV, Distt. South Sikkim.

through Principal, JNV, District South Sikkim.

Copy to:

1. The Principal, JNV, West Sikkim/South Sikkim.
2. The Assistant Commissioner (Pers.), NVS, New Delhi – along with a copy of the Inquiry report and connected documents for information and necessary action.
3. Vigilance Cell, NVS, New Delhi.
4. Admn. Wing, NVS, RO, Shillong – with a copy of the Inquiry report and connected documents for further action.
5. The Deputy Commissioner, NVS, RO, Lucknow.

  
DEPUTY COMMISSIONER

**CERTIFIED TO BE TRUE COPY**

  
**ADVOCATE**

TRANSLATED COPY

ANNEXURE-I<sub>1</sub>

To:

The Deputy Commissioner,  
Navodaya Vidyalaya Samiti,  
Nongrim Hills, Regional Office,  
Shillong, Meghalaya.

Sub: Regarding the innocence of Sri Krishnan C.C., P.G.T., English.

Sir,

The applicant's daughter, Kumari Madhuri Verma had gone to study at JNV Ravangla, South Sikkim, Sikkim under the Migration Scheme of your Vidyalayas. In this context, the telephonic information given to me by my daughter from there, under the influence of someone or under pressure, with regard to indecent behaviour of Sri Krishnan C.C., with her, on having met her after her return from Ravangla, I have come to learn that no such incident took place due to which an innocent teacher should have to deal with a departmental enquiry.

I am writing this statement without any pressure, in my complete healthy mental state and I shall not make any changes in it in future and am ready to withdraw the aforementioned dispute from Court.

Sd/- Ramprakash,

Yours sincerely  
Purani Kotwali Karbi  
Janpad, Chitrakoot, U.P.

Copy to:

Principal, J.N.V., Manikpur, Chitrakoot.

**CERTIFIED TO BE TRUE COPY**



**ADVOCATE**



प्रेम -

उपायुक्त नवोदय विद्यालय समिति  
नानगिरी हिल्स, रीजनल ऑफिस  
सिलोंग, (मैसालम)

विषय :- श्री कृष्ण सी. टी. पी. जी. टी. अंग्रेजी की निदेशिका के बारे में ।

महोदय,

प्रार्थी की पुत्री कु० माधुरी का आपके विद्यालय से प्रव्रजन योजना के अन्तर्गत नवीय राकेशा-दीक्षित, सिरीयम क्या नक्क में अध्ययनार्थ गई थी । वहाँ से मेरी पुत्री ने किस्ती के बहकावे या दबाव में अपने साथ श्री कृष्णन सी. टी. के द्वारा अश्लील हरकत की जो दूरभाषीय सूचना दी थी, उसके बारे में मेरी पुत्री के राकेशा से नोटकर मुझसे मिलने पर ज्ञात हुआ है कि उसके साथ ऐसा कुछ नहीं हुआ जिसके कारण किसी निर्दोष शिक्षिका को किस्ती अनुशासनात्मक कार्यवाही को झेलना पड़े ।

यह बयान मैं बिना किस्ती के दबाव के पूर्ण स्वतंत्र मानसिक दशा में लिख रहा हूँ और भविष्य में भी इसमें कोई परिवर्तन नहीं करूँगा और उक्त संदर्भित वाद को न्यायालय से वापस लेने को तैयार हूँ ।

प्रतिलिपि - प्रवृत्ताना चार्ज ज० न० वि०  
भारतपुर, चित्तूर

व्यक्तिगत  
भवदीय विश्वासपात्र

पुरानी कोठवाली कच्ची

अनपढ़ - चिमझूट

उ० पु०

TRANSLATED COPY

ANNEXURE-I2

To:

The Deputy Commissioner,  
Navodaya Vidyalaya Samiti,  
Nongrim Hills, Regional Office,  
Shillong, Meghalaya.

Sir,

I was sent to study in class IX of JNV Ravangla under the Migration scheme of your school. Now I am studying in my previous school at Manikpur. While studying at JNV Ravangla, a complaint was lodged by my father against Sri Krishna C.C., English Teacher for his indecent behaviour, but nothing like that had happened with me. As is it, no male teacher enters the hostel of the girl students. Whatever representation I had given earlier over there, as well whatever I had complained to my father, I had done under pressure of the people there. I do not want that a teacher should be punished on some complaint on my character.

I have not given this statement due to any pressure, and am writing this in a healthy state of mind and I will not change this in future.

Yours faithfully,

Sd/- Madhuri Verma  
Class-IX  
JNV-Maniknagar,  
Chitrakoot (U.P.)

Copy to:-

1. The Principal, JNV, Maniknagar, Chitrakoot.

**CERTIFIED TO BE TRUE COPY**

**ADVOCATE**

सिनामे -

उपायुक्त नवोदय विद्यालय (महिला)  
मानसिरी हिल्स, शिजंगल आफिस  
दिल्ली-11 (मेधावती)

महोदय,

मे आपके कालय से प्रश्न योजना मे ज०न०वी० रावेगला मे क्या नों  
मे पढने के लिये भेजी गई थी। अब मे अपने पूर्व के इसी कालय (मानिकपुर) मे  
पढ रही हूँ। ज०न०वी० रावेगला मे पढते समय श्री कृष्ण सी०सी० अंग्रेजी शिक्षक  
के द्वारा मेरे साथ अश्लील हरकत की जो शिकायत मेरे पिता जी ने किया है, वैसा  
मेरे साथ कुछ हुआ ही नहीं है। वैसे भी छात्राओं के आवात मे कोई भी दुर्व्य  
शिक्षक प्रवेश नहीं करते हैं। वहाँ पर मेने जो भी प्रार्थना पत्र पहले दे दिया था  
एवं पापा जी से फोन पर शिकायत किया था वह वहाँ के लोगों के दबाव मे  
आकर लिय दिया था। मे यह नहीं चाहती कि मेरे चरित्र पर कोई आक्षेप  
लगाकर किसी शिक्षक को दीण्डत किया जाए।

मे यह बयान पिता जी की के दबाव मे, स्वतः मनोदशा मे लिय दे रही  
हूँ और शिकायत मे भी इसको नहीं बदलूंगी।

प्रतिलिपि - प्रधानाचार्य ज० न० वि०  
मानिकपुर, निम्नपुर

आपकी आशंकरी शिक्ष्या

साधुरी वर्मा

१ माधुरी वर्मा १

कथा - नों

ज०न०वी० मानिकपुर

चित्रकूट ३३०५०४

ANNEXURE-J

TRANSLATED COPY

Sir,

I would like to compromise in the dispute pending before the Court against Sri Krishnan C.C., English teacher, J.N.V, Ravangla, Sikkim.

Date: 21.02.2007

Sd/-  
RamPrakash,  
Purani Kotwali,  
Karvi, Chitrakoot  
Uttar Pradesh.

**CERTIFIED TO BE TRUE COPY**

  
**ADVOCATE**

श्री गन

श्री कृष्ण भीम अग्रणी दीवत, जं. नं. विं. शं -  
वंगला निवास के विरुद्ध जे विवाद न्यायालय के  
समिक है उसमें मैं सहभागी - बहता हूँ।

राजकुमार

पुरानी कोतवाली नगी

विनम्र

ड. ७०

दिनांक - 21-2-07

50

Lok Adalat Case No:- 4/2007

Krishnan Cheralan Chindan  
s/o Late C.K. Chindan  
of Kadmini, Cherapuzha

State

VERSUS

## ADVOCATE

WA



Sl. No.

Date

Orders with signature of the Presiding Officer

Office taken on

I seen no reason not allowing the compromise petition. Hence the same is accepted and the case stands compounded. Consequently the accused is hereby acquitted.

sd -  
Member  
Lok Adalat,  
Namchi

Judge,  
Lok Adalat,  
Namchi.

CERTIFIED TO BE A TRUE COPY

Dr. C. P. Singh  
Judge of the District & Sessions Court  
South & West Gangtokh

Lok Adalat  
Date of application..... 9-3-07  
Date of hearing of application.....  
Date of disposal of application.....  
Copy of order on.....  
Total number of pages..... 4 pages  
Total cost paid..... Rs. 4/-

Dr. C. P. Singh  
Judge of the District & Sessions Court  
South & West Gangtokh

Shankar Bhawan  
New Delhi I

-42-

453

26/6/07

Bul - 75244151  
Fax - 29244152-13858

## नवोदय विद्यालय समिति

(नवोदय संस्थापक विद्यालय संस्थानों के राष्ट्रीय पाठ्य प्रणाली के अनुसार)

भारत सरकार

ए-२८ कैलाश कालोनी

नई दिल्ली ११० ०४८

F.No.9-48/2006-NVS (Estt)

June 18, 2007

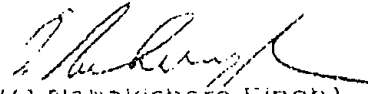
ORDER

WHEREAS a complaint of moral turpitude involving exhibition of immoral sexual behavior towards a girl student was received against Shri C.C.Krishnan, PGT (Eng) during his posting at JNV South Sikkim.

AND WHEREAS an inquiry conducted regarding these charges has established that said Shri C.C.Krishnan, PGT (Eng) is prima facie guilty of moral turpitude involving exhibition of immoral sexual behavior towards a girl student of JNV South Sikkim.

AND WHEREAS it is felt that it is not expedient and practicable to hold a regular inquiry under the provisions of Central Civil Services (Classification, Control and Appeal) Rules, 1965 in the matter on account of serious embarrassment it will cause to the concerned student and his guardians.

NOW THEREFORE the undersigned in the capacity of Director (now Commissioner), Navodaya Vidyalaya Samiti in exercise of powers conferred under the provisions of Notification No.F.14-2/93-NVS(Vig) dated 20.12.1993 of Navodaya Vidyalaya Samiti, hereby terminates the services of said Shri C.C.Krishnan, PGT (Eng), JNV South Sikkim with immediate effect. Shri C.C.Krishnan will be paid pay and allowances for three month as admissible under the rules in lieu of the notice period.

  
(D. Nabakishore Singh)  
Commissioner

Shri C.C.Krishnan  
PGT (Eng)  
JNV South Sikkim

Copy to :-

Deputy Commissioner, NVS, Regional Office, Shillong with directions to relieve Shri C.C.Krishnan, PGT (Eng), JNV South Sikkim at his level also with immediate effect.

CERTIFIED TO BE TRUE COPY

ADVOCATE



23/06/2007 18:18 FAX

-43-

29

3:01

NAVODAYA VIDYALAYA SAMITI  
REGIONAL OFFICE  
NONGRIM HILLS SHILLONG-793003  
(Ministry Of Human Resource Dev.

Phone No.: 0364 -2521352  
Fax No. : 0364 -2521362  
email: [navsam@sanchanet.in](mailto:navsam@sanchanet.in)  
[nvsroshillong@rediffmail.com](mailto:nvsroshillong@rediffmail.com)

P.2 7/2006/NVS(SHR)/Per/ 1292

Dated 26/06/07

To

The Principal,  
Jawahar Navodaya Vidyalaya,  
Ravangla, Dist. South Sikkim,  
Sikkim.

Sub: Termination order of Shri C.C.Krishnan, PGT (English) JNV South Sikkim  
on the grounds of moral turpitude-reg.

Sir,

Please find enclosed herewith the NVS Hqrs. letter No.9-48/2006-NVS(Estt) dated June 18, 2007 the termination order to be served and relieve the person concerned immediately with three month pay and allowances for as admissible under the rules in lieu of the notice period. Kindly treat it as most urgent and intimate the action taken to this effect to NVS R.O.Shillong without delay.

Yours faithfully,

*[Signature]*  
(D.HAZARIKA)

DY.COMMISSIONER

Copy to:

01. Individual concerned for compliance.
02. All Asstt. Commissioners, NVS R.O.Shillong for information.
03. Accounts Section.
04. Office copy.

*[Signature]*  
DY.COMMISSIONER

CERTIFIED TO BE TRUE COPY

*[Signature]*

ADVOCATE

JNV Campus  
24<sup>th</sup> July 2007

- 44 -

AP

To  
Shri Arjun Singh  
Honorable Minister of HRD.  
Government of India  
Shastri Bhavan  
New Delhi.

Subject :- Appeal to kindly revoke my termination - regarding.

R/Sir,

I had been serving in Navodaya Vidyalaya Samiti as PGT- English for 8 years. I sincerely rendered my service, always achieving very good result. Twice I was awarded by 'GURU PRAVEEN' for my best performance. I am staying with my wife and 5 year old son at JNV Campus, South Sikkim, Sikkim.

Sir, I was falsely implicated in a case by a migration girl student, with the tacit support of some people here. Wrong information was given to the girl's father who in turn complained against me. On the basis of his unpremeditated complaint I was kept under suspension.

Later on the girl went back to her parent Vidyalaya. Subsequently, on realization of the truth, the father and the girl gave in writing that nothing wrong was committed by me. The girl admitted that she was compelled to make such statements. The guardian wrote that he complained in a hurry and on proper enquiry found me to be innocent. A court case filed against me was, thereafter settled in the Lok Adalat and I was given acquittal.

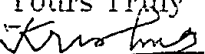
An enquiry committee constituted in the school level found the allegation against me baseless and so declared me to be innocent.

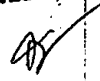
But the Samiti has terminated me without taking into consideration the written statements of the girl and her father and also the verdict of the Lok Adalat.

Sir, I have a very old mother who is totally dependent on me I am the bread winner in a family of 7 brothers and sisters. The lives of many people depend on me and my job is at your mercy.

After my termination, we, (my wife, child and me) personally met the Commissioner, Shri. O.Nabakishore Singh sir, the Joint Commissioner, Shri Khanna sir and Deputy commissioner Shri Mukesh sir. They were sympathetic and suggested us to appeal to you, since only you can revoke the commissioner's order.

Therefore, I earnestly request you to sympathetically consider my case and kindly revoke my termination order. I shall always remain indebted to you along with my family members for this kind deed of yours.

Yours Truly  
  
Krishnan C.C.

CERTIFIED TO BE TRUE COPY  
  
ADVOCATE