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3

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH
GUWAHATI-05

(DESTRUCTION OF RECORD RULES, 1990)

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SECTION OFFICER (Judl.)

[Signature]
3/1/18

CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

MA No. 2821/96

S. S. T. Singh Applicant(s)
-Versus-

Union Respondent(s)

Mr. D. Sankar, Mr. Chanda, Advocates for Applicant(s)

Mr. S. A. S. Advocates for Respondent(s)

Office Notes 8 Date Courts' Orders

9-12-96

Learned counsel Mr. M. Chanda

for the applicant. Learned Sr.
C.G.S.C. Mr. S. Ali for the respon-
dents.

Heard Mr. M. Chanda for the
applicant. Perused the contents of
the application and relief sought.
I find that this application is
not to be admitted for scrutiny
and decision. It is disposed of
with the directions as mentioned
herein below.

In this application the
applicant has prayed for payment
of subsistence allowance and to
allow him change of Head Quarter.
Mr. Chanda submits that he does not
press the relief, for change of
Headquarter. Therefore, this appli-
cation is only for payment of
subsistence allowance. The applic-
ant had submitted a representation
dated 26-6-96 and reminder dated
27-9-96 for allowing him subsis-
tence allowance to the Director,
Postal Services, Nagaland. It has
been stated that the representa-
tions have not been disposed of
by the respondents. However, the
applicant is directed to submit
a fresh application to the compe-
tent authority of the respondents
within three weeks from to-day
for payment of subsistence allow-
ance to him during the period

contd/-

This application is in
form and within time
C. P. of Rs. 50/-
deposited vide
No 989211, 92, 13, 14, 15
Dated 30.11.96

S. S. T. Singh
Dy. Registrar. 6/12/96
M/4/12

9-12-96 of suspension. The respondents are directed to consider payment of subsistence allowance to the applicant according to rules and the merit of his case. The respondents are ^{further} directed to dispose of the representation of the applicant within 1 month from the date of its receipt by respondent No.3 the Director of Postal Services, Kohima.

This application is disposed of.
No order as to costs.

Copy of this order be sent to the counsel of the parties.

[Signature]
9.12.96
Member

bl comply.

m/
9/12/96

.lm

m/
9/12

26/12/96

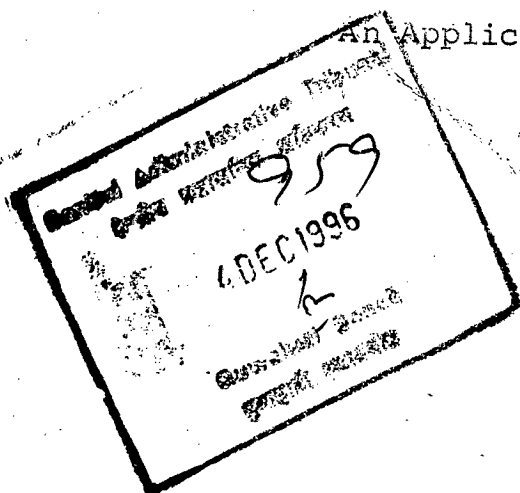
Copy of the order
issued to the parties
alongwith the parties Advocate
vide s. no. 22 to 28

Attd. 1-2-97.

sh.

IN THE CENTRAL ADMINISTRATIVE TRIBUNAL
GUWAHATI BENCH

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



O.A. No. 282/96

Sri Sarai Sam Jugeshwar Singh

-versus-

Union of India & Ors.

I N D E X

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Received Appx

Sr. CGSC
4.12.96

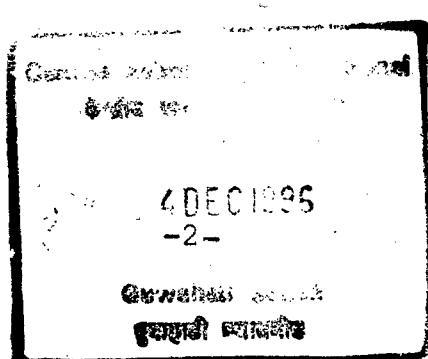
Date :

Filed By :

Advocate

Sarai Sam Jugeshwar Singh

Filed by the applicant -
through M. Chandra - Adv.



1. Particulars of the Applicant.

Shri Serai Sam Jugeshwar Singh
S/o Shri S. ~~Bochou~~
at Moussavei **MONUSANGEL**
Imphal

2. Particulars of the Respondents.

1. Union of India
Through Secretary, Govt. of India,
Ministry of Communication,
Deptt. of Posts,
New Delhi.
2. Chief Postmaster General, Govt. of India,
North Eastern Circle,
Shillong.
3. Director of Postal Services,
Nagaland, Kohima
P.O. Kohima
Nagaland.
4. Shri A.R. Bhowmick (Inquiry Officer)
Superintendent of Postal Services,
Dharmanagar, Division,
P.O. Dharmanagar,
North Tripura
Agartala

.....Respondents.

Serai Sam Jugeshwar Singh

4 DEC 1996

-3-

Cambridge Beach
Cambridge Beach

3. Particulars for which this application is made.

This application is made for payment of subsistence allowances with effect from 4.8.1994 (date of suspension) till date and for setting aside the Exparte proceeding of Preliminary inquiry Proceeding dated 16.10.96 and also for a prayer to allow the applicant ~~for~~ to stay at Imphal during the period of departmental proceeding.

4. Jurisdiction

That the applicant declares that the subject matter of this Application is within the jurisdiction of this Hon'ble Tribunal.

5. Limitation

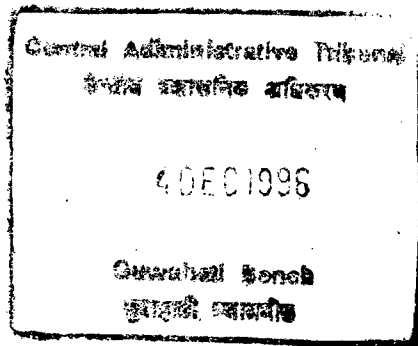
That the applicant declares that the application is within the prescribed time limit of the Administrative Tribunals Act, 1985.

6. Facts of the case

6.1) That the applicant is a citizen of India as such he is entitled to all the rights and privileges as guaranteed under the Constitution of India. The applicant was serving as Assistant Superintendent of Post Offices, Kohima, under the Director of Postal Services, Govt. of India, Kohima. The applicant is now placed under suspension vide order under Memo No. B-444 dated 4.8.94 issued by the Director, Postal Services, Nagaland, Kohima.

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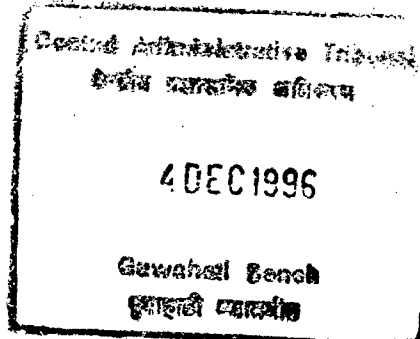


6.2) That your applicant was initially appointed on 14.6.1967 as time scale clerk, thereafter promoted as U.D.C. in the circle office, Shillong in the year 1973, again he was promoted as **Inspector of Post Offices** in the year 1975 and the applicant further promoted to the post Assistant Superintendent of Post Offices in the year 1991 and posted at Kohima with effect from 30.9.1991.

6.3) That your applicant while serving at Kohima left for his hometown at Imphal on casual leave in the end of July, 1994 to visit his family members and thereafter during his leave, the applicant had fallen sick at his hometown at Imphal and accordingly send a telegram to the Director of Postal Services, Nagaland, Kohima for extension of leave on medical ground. During the period of stay at Imphal on leave the applicant received an order of suspension issued by the Director of Postal Services, Nagaland, Kohima under Memo No. B-444 dated 4.8.94, whereby it is ordered that the applicant is placed under suspension in Exercise of Power conferred by Sub-rule (1) of Rule 10 of the CCS (CCA) Rule 1965 with immediate effect. It is further ordered that during the period, the suspension order remain in force, the headquarter of the applicant should be Kohima and the applicant should not leave the Headquarter without obtaining the prior permission from the Director, Postal Services, Kohima that ~~this~~ to remain the Headquarter during the period of suspension is arbitrary, unfair and illegal and to that extent the suspension order is liable to be set aside and quashed.

A copy of the Suspension order dated 4.8.94 is annexed as Annexure-1.

Soraiam Jugenmei Singh



Q

6.4) That in the order of suspension dated 4.8.94, it is informed to the applicant that the orders regarding subsistence allowances admissible to the applicant during the period of suspension would be issued separately. Be it stated that no order of subsistence allowances has been issued in favour of the applicant till filing of this application inspite of repeated representations to the Director of Postal Services submitted by the applicant with copies to the Postmaster, Kohima Head Post Office.

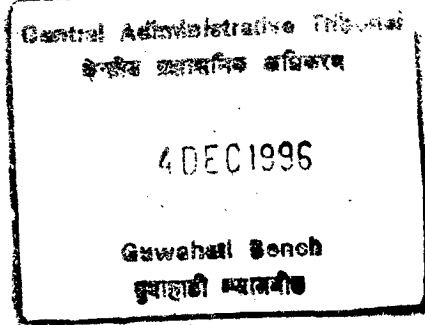
6.5) That the suspension order dated 4.8.94 again confirmed by the Director of Postal Services, Shillong vide under Memo No. VIG/4/15/85 dated 24.1.95.

A copy of the Memo dated 24.1.1995 is annexed as Annexure-2.

6.6) That most surprisingly, no order for payment of subsistence allowance was issued in respect of the applicant although order of suspension was issued long back i.e. on 4.8.94 and no initiative was taken by the Postal Authorities for release of subsistence allowances, however in the meantime, charge sheet was issued against the applicant vide Memorandum No. B-1/Disciplinary/S.J.Singh dated 27.7.1995, whereby it is proposed to hold enquiry against the applicant under Rule 14 of the CCS (CCA) Rules, 1965, wherein it is alleged that the applicant did not perform the duties as required under the rules and also brought allegation of fraudulent obtaining of Pay and allowance of EDDA.

Contd.....

Sajjanam Jugeshwar
Singh



6.7) That the appointment of inquiry officer and presenting ^{officer,} was ordered vide order under Memo No. B1/DISC/S.J.Singh dated 12.3.96 whereby Shri J.M.Dutta SPOS, Manipur Division, Imphal and Shri V.T.Dasan, ~~Circle~~ ^{Complaint} Inspector Divisional Office, Kohima as the inquiry authority as well as the presenting officer respectively.

A copy of the Memorandum dated 12.3.96 is annexed as Annexure 3 and 4 respectively.

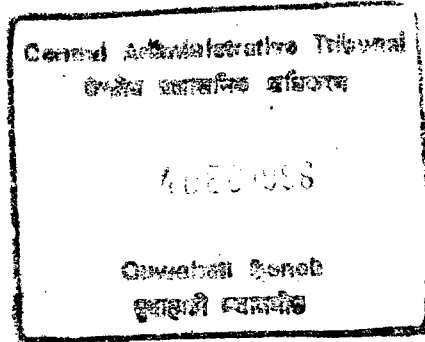
6.8) Most surprisingly, the appointments of Inquiry Officer, Shri J.M.Dutta, SPO's of Manipur Division, Imphal and appointment of presenting officer Shri V.T. Dasan, ^{Complaint-Inspector} ~~Circle Officer~~, Divisional Office, Kohima has been cancelled on the ground that the preliminary enquiry of the case against the present applicant has been conducted by them. The cancellation of appointment order was passed under letter No. B1-Disc-S.J.Singh dated 17.6.96 and Shri A.R.Bhowmick, Superintendent of Post Offices, Dharmanagar Division (Tripura North) and Shri D.C.Deb ASPO's Kohima Sub-division has been appointed as inquiry officer and Presenting Officer respectively by Director of Postal Services vide Memo No. B1/Disc/S.J.Singh dated 19.8.96 and under Memo No. B1-Disc-S.J.Singh dated 17.6.96 to conduct the inquiry of the case against the applicant.

Copies of the appointment order dated 19.8.96 and 17.6.96 are annexed as Annexure 5 & 6 respectively.

6.9) That your applicant vide his letter dated 26.6.96 addressed to the Director of Postal Services, Kohima, requested for change of Head quarter on compass-

Contd...

Sarajom Jugevmae
Devi



ionate grounds and further requested for immediate release of subsistence allowance. It is stated by the applicant in the said applications that it is difficult on his part to stay at Kohima as no payment of subsistence allowance is made to the applicant and it is prayed for payment of arrear subsistence allowances. Copies of his representation also forwarded to Postmaster, Head Post office, Kohima but to no result. Due to non-payment of subsistence allowance the applicant is passing through extreme financial hardship and is likely to face starvation. The applicant also enclosed necessary unemployment certificate alongwith representation dated 26.6.96. This action of the respondents are highly, arbitrary, illegal and unfair.

Copies of representation dated 26.6.96 are annexed as Annexure 7 & 8 respectively.

6.10) That your applicant begs to state that the Inquiry Officer, vide his Memo No. Rule-14/96 dated 10.9.96 informed the applicant that the date of preliminary hearing has been fixed on 16.10.96 at 10.00 hrs at Dharmanagar in the chamber of the Inquiry Officer and it is directed to attend the hearing on the date, time and venue fixed for the purpose. The applicant immediately after receipt of the letter dated 10.9.96 submitted his representation dated 27.9.96, addressed to the Inquiry Officer i.e. Superintendent of Post Offices, Dharmanagar Division, whereby it is informed that the Post Master, Kohima, did not take any action regarding payment of subsistence allowance of the

Contd.....

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single

Amesbury Branch

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- 8 -

of the applicant since 4.8.94, and it is further stated that ~~DRS Koha~~ Director of Postal Services Kohima also did not take any action for subsistence allowances and it is further stated by the applicant that he may not be able to attend the preliminary hearing on 16.10.96 due to financial stringency and the applicant also requested the Inquiry Officer for taking timely action for payment of the same at an early date. The copy of the same has been forwarded to the Postmaster Kohima and Director of Postal Services, Kohima for early action but to no result. Be it stated that unemployed certificate also enclosed alongwith his application dated 27.9.96.

A copy of representation dated 27.9.96 and employment certificate enclosed as Annexure 9 & 10 respectively.

6.11) That the applicant could not attend the preliminary inquiry on 16.10.96 at Dharmanagar, due to financial hardship and the preliminary hearing was held ex-parte, and daily order sheet was sent to the applicant wherein it is stated that the regular hearing of the case will commence from 11.12.96 and may continue upto 12.12.1996 in the office of the Inquiry Officer at Dharmanagar. Be it stated that non-payment of subsistence allowance to the applicant since 4.8.94 by the Postal authorities with the ~~applicant's~~ sole intention to deprive the applicant from availing reasonable opportunity to defend his case before the inquiry authority, it is a big conspiracy and the pre-planned to deny the

Sagittaria jugoslavica
seufle.

Saunders & Mearns
Seneca.

6.14) That this application is made bona fide

and for the cause of justice.

7. Reliefs sought for :

Under the facts and circumstances stated in

this application the applicant prays for the following

reliefs :

1. That the respondents be directed particulars

respondent No.3, Director of Postal Services

Nagaland, Kohima for immediate release of

subsistence allowances alongwith arrears

with effect from 4.8.94 as due and admiss-

ible to the applicant as per relevant rules

2. That the letter issued under Memo No.

B1/DISC/S.J. Singh dated 9.7.96 be

quashed and further be directed the

respondents to allow the applicant to

stay at his homtown at Imphal during

the period of suspension.

3. To pass any other order or order as deemed

fit and proper under the facts and

circumstances stated above.

The above reliefs are prayed on the following

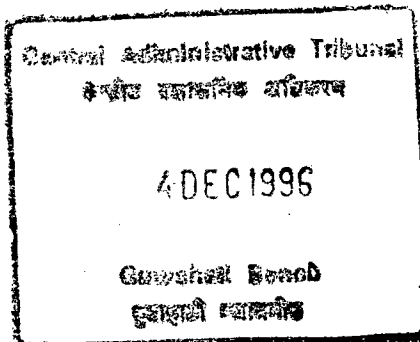
amongst other -

Contd...

Sd/-
Jagdish Kumar Singh

14

- So various jugate near range



8. For that there appears no difficulty on the part of the respondents to allow the applicant to stay at his home town at Imphal since the inquiry is being conducted at Dharmanagar Division.
9. For that withholding of subsistence allowances by the respondents is highly arbitrary, illegal, unfair, whimsical and the same is colourable exercise of power.
10. For that the preliminary inquiry held ex-parte without releasing the subsistence allowance with an ulterior motive to restrain the applicant to attend the preliminary inquiry at Dharmanagar Division.

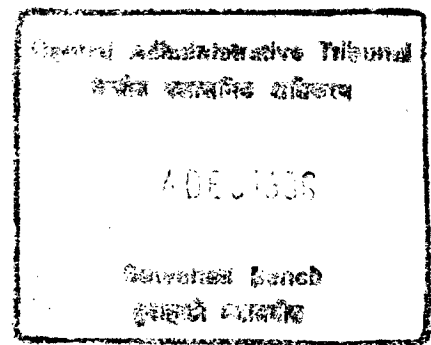
8. Interim Reliefs prayed for :

During the pendency of this application the applicant prays for the following interim reliefs :

1. That the respondents be directed to release the subsistence allowances alongwith arrears in respect of the applicant with immediate effect with effect from 4.8.1994.
2. That the departmental proceeding initiated under Memo No. ~~BH444XBXK~~ B-1/ Disciplinary/S.J. Singh dated 27.7.95 be stayed till release of subsistence allowances. 11.8.95.

The above reliefs are prayed on the grounds explained in paragraph 7 of this application.

S. J. Singh
S. J. Singh



9. Details of the remedy exhausted :

There is no other scope/remedy save and except filing this application before your Lordships.

10. That the matter is not pending in any Court/Tribunal.

11. Particulars of the Postal Order :

Postal Order No. G 52 989211, G 52 989212, G 52 989213,
:- G 52 989214 and G 52 989215
Date of Issue :- 30.11.96 for Rs. 10/- each
Issued from :- ULUBARI
G.P.O., Guwahati
Payable at :- G.P.O., Guwahati

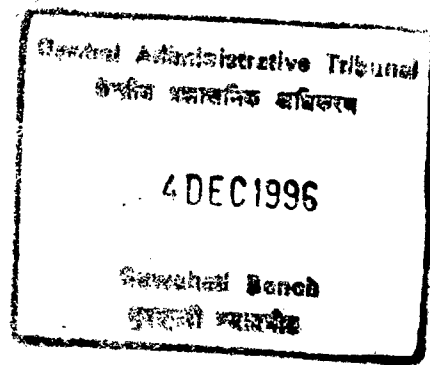
12. Details of Index

An Index showing the particulars of documents is enclosed.

13. List of enclosures

As per Index.

Sarajeevee Jugekhe
Seng



V E R I F I C A T I O N

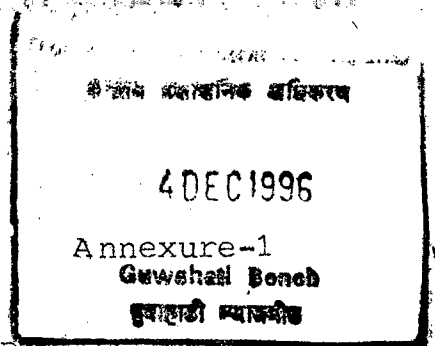
I, Shri ~~Serai~~ Sam Jugeshwar Singh, son of Shri S. Jbochou, aged about 51 years, resident of Mangsangei, Imphal applicant in this application do hereby declare that the statements made in this application are true to my knowledge and belief and I have not suppressed any material facts.

I sign this verification on this the 4th day of December, 1996.

Sarai Sam Jugeshwar Singh

Signature

5-15-



DEPARTMENT OF POSTS. INDIA
OFFICE OF THE DIRECTOR OF POSTAL SERVICES
NAGALAND. KOHIMA

Memo : B-444

Dtd. Kohima 4.8.94

Whereas disciplinary proceedings against Shri S.J.Singh, ASPOS, Kohima Sub Dn is contemplated.

Now, therefore, the undersigned in exercise of the powers conferred by sub Rule (1) of Rule 10 of the CCS (CCA) Rule 1965, hereby places the said Shri S.J. Singh under suspension with immediate effect.

It is further ordered that during the period that this order shall remain in force the Headquarters of Shri S.J.Singh should be Kohima and the said Shri S.J.Singh shall not leave the Headquarters without obtaining the previous permission for the undersigned.

Sd/- Patrick Ingty
Director of Postal Services
Nagaland, Kohima

Copy to :-

1. Shri S.J.Singh, ASPOS Kohima sub Dn for information. Orders regarding subsistence allowances admissible to him during the period of his suspension will be issued separately.
2. Shri N.K.Das, PM, Kohima HO.
- 3-5. P/F of the official/Suspension register/Punishment register.
6. Spare

Sd/- Illegible
Director of Postal Services
Nagaland, Kohima

Attested
Chhinder
Sd/-

4050/1995
16

Annexure-2

Gauhati Bench

DEPARTMENT OF POSTS

OFFICE OF THE CHIEF POSTMASTER GENERAL, N.E. CIRCLE
SHILLONG - 793001.

Memo No. VIG./4/15/85

Dated, Shillong-1, the 24th Jan. 1995

Whereas disciplinary proceedings against Shri S.J. Singh, A.S.P.O.s, Kohima Sub-Divn. is contemplated.

And Shri S.J. Singh, A.S.P.O.s, Kohima Sub-Divn. was placed under suspension by the Director Postal Services, Nagaland Division, Kohima vide his memo No. B-444 dated 4.8.'94.

Now, therefore, the aforesaid order of suspension is hereby confirmed.

Sd/-

(A.N.D. Kachari)
Director of Postal Services,
Shillong-793003

Copy to :

1. Shri S.J. Singh, A.S.P., Kohima Sub-Divn, Kohima-797001, Nagaland.
2. The Director Postal Services, Nagaland Divn., Kohima-~~797001~~ 797001 with reference to his No. B-444 Pt. -II dated 6.1.1995. The copy of Shri S.J. Singh may be served to him under receipt.
3. Office copy.
4. Spare.

Sd/- A.N.D. Kachari
Director of Postal Services,
Shillong-793001

Attended
Only
Adn.

DEPARTMENT OF POST : INDIA
OFFICE OF THE DIRECTOR POSTAL SERVICES
NAGALAND : KOHIMA : 797001

Memo No. B1/Disc/S.J.Singh,

Dated, Kohima the 12.3.1996

ORDER

Whereas an inquiry under Rule 14 of the Central Civil Services (CCA) Rules 1965 is being held against Shri S.J.Singh, the then ASPOs, Kohima Sub-Division Kohima (under Suspension).

And whereas the undersigned considers that an Inquiry Authority should be appointed to inquire into the charges framed against the said Shri S.J.Singh.

Now, therefore, the undersigned in exercise of the powers conferred by Sub-Rule (2) of the said rule hereby appoints Shri J.M. Dutta, SPOs, Manipur Division, Imphal, as the Inquiry Authority to inquire into the charges framed against the said Shri S.J.Singh.

Sd/-
(F.P.Solo)
Director Postal Services
Nagaland, Kohima

Copy to :

1. Shri J.M.Dutta, SPOs, Imphal, Inquiry Officer for information and necessary action (Copy of the articles of charges enclosed).
2. Shri V.T.Dasa, P/O C.I. Divisional Office, Kohima for information and necessary action.
3. Shri S.J.Singh, Ex-ASPOs, Kohima for information.
4. Spare.

Sd/- Illegible 12.3.96

(F.P.SOLO)
Director Postal Services
Nagaland, Kohima

*Attested
By
Sd/-*

DEPARTMENT OF POST : INDIA
OFFICE OF THE DIRECTOR POSTAL SERVICES
NAGALAND : KOHIMA : 797001

Memo No. B1/Disc/S.J.Singh,
Dated, Kohima the 12.3.1996

O R D E R

Whereas an inquiry under Rule 14 of Central Civil Services (CCA) Rules 1965 is being held against Shri S.J. Singh, the then ASPOs, Kohima Sub-Division, Kohima (Under suspension).

And whereas the undersigned considers that a Presenting Officer should be appointed to present on behalf of the undersigned the case in support of the articles of charge.

Now therefore, the undersigned in exercise of the powers conferred by Sub-Rule (5) of the said Rules hereby appoints Shri V.T. Dasan, C.I. Divisional Office, Kohima as the Presenting Officer.

Sd/-

(F.P.SOLO)
Director Postal Services
Nagaland, Kohima

Copy to :-

1. Shri J.M.Dutta, I.O (Supdt. of POs, Manipur Division, Imphal) for information and necessary action.
2. Shri V.T.Dasan, P.O. (C.I. Divisional Office, Kohima) for information and necessary action.
3. Shri S.J.Singh, Ex-ASPOs, Kohima for information.
4. Spare.

Sd/- Illegible 12.3.96
(F.P.SOLO)
Director Postal Services
Nagaland, Kohima

*Attended
@ 12.3.96
Pdv*

DEPARTMENT OF POST : INDIA
OFFICE OF THE DIRECTOR OF POSTAL SERVICES
NAGALAND : KOHIMA : 797001

Memo No. B1/Disc./S.J.Singh
Dt. Kohima the 19.8.96

O R D E R

Whereas an inquiry under Rule 14 of the Central Civil Services (CCA) Rules 1965 is being held against Shri S.J.Singh Ex-ASPOs Kohima (U/S).

And whereas the undersigned considers that an Inquiry Authority should be appointed to inquire into the charges framed against the said Shri S.J.Singh.

Now, therefore the undersigned in exercise of the powers conferred by Sub-Rule (2) of the said rule hereby appoints Shri Amulya Ratan Bhowmik, Supdt. of PO's Dharmanagar Dvn. Dharmanagar (Tripura North) as the Inquiry Authority to inquire into the charges framed against the said Shri S.J.Singh.

Sd/-

(F.P.SOLO)
Director of Postal Services
Nagaland, Kohima-797001

Copy to :

1. Shri A.R.Bhowmik, I/O Supdt. of PO's Dharmanagar (Tripura North) for information and necessary action (Charge sheet and certificates of delivery enclosed).
2. Shri D.C.Deb, P/O ASPO's Kohima for information and necessary action.
3. Shri S.J.Singh Ex-ASPO's Kohima (u/s) for information This office memo of even No. dtd 17.6.96 stands cancelled

Sd/- Illegible
(F.P.SOLO)
Director of Postal Services
Nagaland, Kohima-797001

*Assisted
Adv.*

DEPARTMENT OF POST : INDIA
OFFICE OF THE DIRECTOR OF POSTAL SERVICES
NAGALAND : KOHIMA : 797001

No. B1. Disc.S.J.Singh

Dt. Kohima the 17.6.96

O R V D E R

Where as inquiry under Rule 14 of Central Civil Services (CCA) Rules 1965 is being held against Shri S.J. Singh, Ex-ASPOs Kohima (under suspension).

And whereas the undersigned considers that a presenting officer should be appointed to present on behalf of the undersigned the case in support of the articles of charge.

Now, therefore the undersigned in exercise of the powers conferred by sub-rule (5) of the said rule hereby appoint Shri D.C.Deb, ASPOs Kohima Sub-Divn. Kohima as the presenting Officer.

Sd/-

(F.P.SOLO)

Director of Postal Services
Nagaland, Kohima-797001

Copy to ;

1. Shri A.R.Bhowmick I.O. Supdt. of POs Dharmanagar Divn. Dharmanagar (Tripura North) for information.
2. Shri D.C.Deb, ASPOs Kohima B. O for information and necessary action.
3. Shri S.J.Singh, Ex-ASPOs Kohima for information.

Sd/- Illegible 17.6.96

Director of Postal Services
Nagaland, Kohima-797001

*Attested
Dhr
Sd/-*

To

The Director of Postal Services,
Nagaland Division,
Kohima-797001

Sub : Headquarters while under suspension.

Ref : Your Office Memo No. B-444 dt. 4.8.94

Sir,

I would like to write that while I was on leave on medical ground at my residence at Mongshshngei, Imphal then DPS Kohima placed under suspension vide his Office Memo cited above which was hom delivered throug the S.P.O.s Imphal. But unfortunately no action was faken for payment of subsistence allowance without which it was next to impossible for me to stay at Kohima.

Secondly due to sudden deaths of my only brother on 29.12.1993 and my eldest sone on 29.3.94 both my aged father who was left above for 14 years to own destine due to my postings out of my hometown and my wife became mentally retarted and in such domestic~~e~~ situation my presence at home was unavoidable and had to stay along with them.

In the face of the above mentioned circumstances, you are earnestly requested to approve my Headquarters be temporarily fixed at Imphal during the period of suspension.

Yours faithfully,

Sd/- 26.6.96

S.J.SINGH

ASPOs, Kohima Sub-division
(U/s) at Mongsangei, Imphal

*Attached
By
Adm*

To

The Director of Postal Services,
Nagaland Division, Kohima-797001

Sub : Subsistence allowance, ~~XXXXXXXXXX~~

Ref : Your Memo No. B-444 dated 4.8.94.

Sir,

Kindly refer to your memo cited above. It appears that so far no order for granting of subsistence allowance to the undersigned, in connection with the above noted case, has been issued thereby making untold hardship just to subsists for getting an opportunity to defend himself from the charges framed.

Hence your are requested kindly to issue the orders, including retrospective orders, at an early date. Here it is to mention that the department took a period from 4.8.94 to 17.6.96, for placing the undersigned, under suspension and to appoint the I.O. and P.O. subsequently. the delay delay of which is not attributable to the undersigned.

Yours faithfully,

Sd/- 26-6-96
(S.J.SINGH) ASBOs, Kohima
(U/s) at Vill & P.O.Mongsangei
Via Singjmei Bazar ,S.O.
Manipur

Copy to :

The Post Master Kohima, H.O. He is requested to make group insurance, contribution and HBA recoveries only from the subsistence allowance also it is to mention that the undersigned did not occupy any Govt. quarters, and staying at Imphal since 1.8.94. The necessary certificate of non-employment is enclosed herewith. The subsistence allowance alongwith arrears of Bonus if any, may kindly be remitted by service M.O. as admissible under rule 41 of P&T Manual Vol III, to ~~xx~~ the address given above.

Sd/- S.J.Singh 26.6.96

*Attested
@mhn
Adn*

C E R T I F I C A T E

I, S.J.Singh, having been placed under suspension by order No. B-444 dated 4.8.94 of DPS, Kohima while holding the post of ASPOB, Kohima Sub-Division do hereby certify that I have not been employed in any business, profession or mention for profit/remuneration/salary.

Sd/- S.J.Singh 26.6.96

(S.J.SINGH
Vill & PO Mongsangei
Imphal

Attested
By
AdN

To

Shri A.R.Bhowmik
Superintendent of Post Offices,
Dharmanagar Division
Dharmanagar 799250

Subject : Rule 14 inquiry case.

Reference : Your memo No. Rule 14/96,
dated 10.9.96.

Sir,

With reference to your memo cited above it is to intimate that the Post Master, Kohima, H.O., did not take any action to draw and disburse the subsistence allowance of the undersigned since 04.08.94 and also it appears that the D.P.S. Kohima did not take action for timely review of the subsistence allowance as enjoined in para II of F.R. 53(1)(ii)(a). Now due to financial stringency it is afraid that the undersigned may not be able to attend the preliminary hearing on 16.10.1996.

You are therefore requested to take timely action so that the subsistence allowance may be paid at an early date (including retrospective revision).

Sd/-

(S.J.SINGH), ASPOs, Kohima
(U/s) at vill & P.O.Mongangei
Via S.J. Balak S.O, Imphal

Copy to :

1. The Postmaster Kohima H.O. 797001- He is requested to refer to my endorsement letter No. nil dated 26.6.96 under Singjamei Bazar S.O. R.L. No. 1396 dated 26.6.96. He is again requested to take early action as per the provisions of F.R. 53(1)(ii)(a) GIMF O.M. No. F 19(4)-E.IV/55 dated 17.6.1958 and rule 41 of P&T Manual Volume III. A certificate of employment is also enclosed herewith.
2. The Director of Postal Services, 797001. He is requested kindly to refer my letter No. nil dated 26.6.96 under Singjonil Bazar S.O.R.L.No. 1395 dated 26.6.96 and take early action for retrospective revision of the subsistence allowance with effect from 2.11.94.

Sd/- S.J.Singh 27.9.96

Att atted
@ Wulu
AN

Annexure-10

C E R T I F I C A T E

I, S.J. Singh, having been placed under suspension by order No. 444 dated 4.8.94 of DPS, Kohima while holding the post of ASPOs, Kohima Sub-Division do hereby certify that I have not been engaged in any business, profession or vocation for profit/remuneration/salary from 4.8.94 to date.

Sd/- 26.9.96

(S.J.SINGH
Vill & P.O. MONGSHANGEI
Imphal

Attested
By
Adv

Annexure-11

INQUIRY UNDER RULE 14 OF C.C.S (CCA) RULES 1965
AGAINST SHRI S.J. SINGH, ASPOS, KOHIMA NOW UNDER
SUSPENSION.

DAILY ORDER SHEET

16.10.96 : Preliminary hearing of the case is held at Dharmanagar. Shri S.J.Singh, C.O. (Charged Official) submitted one representation dtd. 27.9.96 expressing doubt if he could be able to attend the hearing as he was not in receipt of subsistence allowance. Copy of the representation endorsed to D.P.S. Kohima. Since the payment of subsistence allowance and functions of I.O. are independent to each other, I.O. cannot pass any order except that P.O. is made aware of the same for further necessary action. The preliminary hearing was held ex-parte.

Regular hearing into the case will commence from 11.12.96 and may continue upto 12.12.96 in the office of the undersigned at 1000 hrs. No. separate notice will be issued to C.O. or P.O. or the prosecution witnesses. P.O. will take action for appearance of P.W.s accordingly. In the meantime P.O. will arrange inspection of documents by the C.O. listed in the memo of charges on a fixed date within 15.11.96. Copy of the order sheet alongwith copy of the proceedings are made over to P.O. and the same posted to C.O.

Sd/- Illegible 16.x.96

Inquiry officer

*Attested
@ Inl
J.W.*

PROCEEDINGS OF PRELIMINARY HEARING

SUBJECT : Inquiry under Rule - 14 of C.C.S. (CCA) Rules 1965 against Shri S.J.Singh, ASPOs, Kohima under suspension.

REF : D.P.S., Kohima Case No. B1/DISC/S.J.Singh.

VENUE : Office of the Supdt. of Post Offices, Dharmanagar Divn., Dharmanagar.

TIME : 1000 Hrs.

DATE : 16.10.96

Shri S.J.Singh, the charged official is absent.
Shri D.C. Deb, Presenting Officer is present. Preliminary hearing is held ex-parte.

Sd/- Illegible 16.x.96

(A. R. BHOWMIK)
Inquiry Officer
&

Supdt. of Post Offices,
Dharmanagar Division
Dharmanagar

Attended
(Initials)
Adv

Annexure-13

DEPARTMENT OF POST : INDIA
OFFICE OF THE DIRECTOR OF POSTAL SERVICES
NAGALAND : KOHIMA - 797001

No. B1/Disc/S.J.Singh

Dated Kohima 9.7.96

To

Shri S.J.Singh,
ASPO's Kohima (H/S)
Vill & P.O. Mongsangei
Via Singjamei Bazar BO
Imphal : Manipur

Sub : request for change of headquarters.

With reference to your representation dtd.26.6.96, your request for change of headquarters is rejected. You are also hereby asked to explain as to why you had left station without any permission or intimation. Your explanation should reach this office with 10(ten) days of the receipt of this letter.

Sd/- F.P. SOLO 9.7.96

Director of Postal Services
Nagaland : Kohima-797001

Attested
Ahla
Bzh

To

The Director of Postal Services,
Nagaland Division
Kohima

Subject : Leaving of Head Quarters without Permission;
 explanation thereof.

Ref : Your letter No. B1/DISC/S.J.Singh dated 8/9.7.96

Sir,

With reference to your letter cited above it is to write that the reason for leaving Head Quarter was already explained in details, in my representation dated 26.6.96. Hence once again you are requested to approve the temporary change of Head Quarters as already represented on compassionate ground till the disciplinary proceedings is finalised.

Thanking you in anticipation,

Yours faithfully,

Dt. 25.8.96

Sd/- S.J.Singh

A.S.P.Os Kohima, (U/s) at
Mongsangei, Imphal

*Attended
Chh
Adr*