

ROC No. 87633-A / 2019 / C1

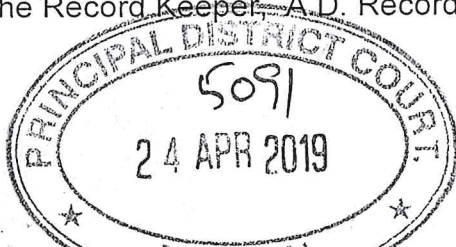
Copy of the G.O.(Ms) No. 151, Personnel and Administrative Reforms (N) Department, dated 31.10.2018 is communicated for your information and necessary action.

High Court, Madras
Dated: 12.04.2019

Am...
12-04-2019
Deputy Registrar (Admn-III)

To

1. All the Principal District Judges / District Judges.
2. All the Chief Judicial Magistrates.
3. The Principal Judge, City Civil Court, Chennai.
4. The Chief Judge, Court of Small Causes, Chennai.
5. The Chief Metropolitan Magistrate, Egmore, Chennai
6. The Presiding Officer, Principal Labour Court, Chennai.
7. The Presiding Officer, Special Court under EC & NDPS Act Cases, Chennai.
8. The Administrator General & Official Trustee of Tamil Nadu,
High Court Campus, Chennai.
9. The City Government Pleader, Chennai.
10. The Presiding Officer, Industrial Tribunal, Chennai.
11. The Section Officer, Establishment, 'B' and 'C', High Court, Madras.
12. The Record Keeper, A.D. Records, High Court, Madras.





Abstract

Public Services - Issuing of abatement orders / orders of dropping of action consequent on the death of the Government Servants / Pensioners against whom Departmental Disciplinary Proceedings / Tribunal for Disciplinary Proceedings / Criminal case is pending - Simplifying the procedure - Orders - Issued.

Personnel and Administrative Reforms (N) Department

G.O.(Ms)No.151

Dated: 31.10.2018

விளம்பி, ஐப்பசி-14

திருவள்ளூர் ஆண்டு 2049

Read:

1. Government Order.(Ms).No.2999, Public (Ser.B) Department, dated 04.12.1969.
2. Government Letter No.30149/Per.N/91-4, Personnel and Administrative Reforms (N) Department, dated 23.12.1991.
3. Government Letter No.4910/N/2010-1, Personnel and Administrative Reforms (N) Department, dated 21.10.2010.

ORDER:

In the Government Order first read above, orders were issued, among others, that on the death of the Government servant against whom disciplinary proceedings are pending, such proceedings shall abate eventhough such proceedings may be in the initial stage or nearing completion.

2. In the Government letter second read above, instructions were issued to the effect that the Departments of Secretariat may themselves issue abatement orders without consulting Personnel and Administrative Reforms department, in order to speed up the issue of such orders.

3. In the Government letter third read above, instructions were issued directing the Administrative departments / Heads of Departments to intimate the death of a Government servant, against whom criminal case is pending, to the Directorate of Vigilance and Anti-Corruption / Police Authority to enable it to move the Competent Court immediately, so as to issue slip proceedings by the Court.

4. The Heads of Departments are referring the matter to Government, even for the deceased subordinate service officials and abatement orders are being issued at Government level. Delays in some instances were noticed in the issuance of abatement orders which causes great hardship to the legal heirs of the deceased in getting the terminal benefits in time.

(P.T.O.)



5. In the above circumstances, the Government, after detailed examination have decided to simplify the modalities in the issuance of abatement orders and hereby prescribe the following procedure:-

(i) In Departmental disciplinary cases including simultaneous disciplinary proceedings or Tribunal for Disciplinary Proceedings cases:-

On receipt of death certificate, the disciplinary authority concerned shall take immediate action for issuing abatement orders and for the settlement of terminal benefits to the legal heirs of the deceased. A copy of such order shall be communicated to the Government / Heads of Departments for taking necessary action towards closing the other pending disciplinary cases, if any, at their end.

(ii) In Criminal cases:-

On receipt of death certificate, in addition to following the procedure laid down in para 3 above, the disciplinary authority shall take immediate action to settle the terminal benefits to the legal heirs of the deceased, without waiting for the slip proceedings from the Court. The Slip proceedings whenever issued by the Court may be recorded.

6. All Departments of Secretariat and Heads of Departments are requested to follow the above instructions scrupulously in future and to issue necessary instructions to the subordinate offices under their control.

(BY ORDER OF THE GOVERNOR)

**S.SWARNA
SECRETARY TO GOVERNMENT**

To

All Additional Chief Secretaries / Principal Secretaries / Secretaries to Government, Chennai-09.

All Departments of Secretariat (OP), Chennai-09. (For endorsement)

All Heads of Departments.

All District Collectors.

Copy to

The Hon'ble Chief Minister's Office, Secretariat, Chennai-09.

The Senior Personal Assistant to Minister (Fisheries, Personnel and Administrative Reforms), Chennai-09.

The Vigilance Commission, Chennai-09.

The Directorate of Vigilance and Anti-Corruption, Alandur, Chennai-16.

The Principal Private Secretary to Secretary,

Personnel and Administrative Reforms Department, Chennai-09.

The Personnel & Administrative Reforms (L1, L2, L3 & AR-II) Department, Chennai-09.

The Law (P&AR-Scrutiny) Department, Chennai-09.

Stock File/Spare Copies.

// Forwarded / By Order //

Kayashali
20/11/18
SECTION OFFICER

20/11/18