

GOVERNMENT OF MADHYA PRADESH
GENERAL ADMINISTRATION DEPARTMENT

Memorandum

No. 1792-1381-I (iii)-63

Bhopal, dated the 13th August 1963,—Sravana 2, 1885

To,

All Departments of Government,
The President, Board of Revenue,
All Commissioners of Divisions,
All Heads of Departments, and
All Collectors,
Madhya Pradesh.

Subject.—Consultation with the Madhya Pradesh Public Service Commission in departmental enquiry cases :—
Indication in the orders passed.

Attention is invited to paragraph 8 of G. A. D. Memorandum No. 1839-2705-I (i)-62, dated the 31st May 1963 which reads,—

"In any case in which the advice of the Commission is sought in regard to the disciplinary matter, the latter containing the findings of the Commission shall form part of the record of the case and shall be communicated to the officer or officers concerned along with orders of the authority empowered to pass orders in the case."

A case has come to the notice of Government in which the Public Service Commission was consulted before final orders were issued but the fact of such consultation was not mentioned in the order passed. Such an omission is likely to leave a doubt in the mind of the officers concerned about the legality or otherwise of the order. It has, therefore, been decided that in all cases of departmental enquiries conducted against Government servants, in which consultation with the Public Service Commission is a necessary legal requirement and the same is done before passing an order—whether original or appellate, it should invariably be indicated in the order that the Public Service Commission was consulted before passing the order.

Sd./-
(M. S. SINGH DEO),
Deputy Secretary to Government Madhya Pradesh,
General Administration Department.