No. 000/DSP/1
Government of India
Central Vigilance Commission
Satarkata Bhawan,
Block "A", GPO Complex,
INA, New Delhi- 110 023.
Dated the 6th March 2000

To

All Chief Vigilance Officers of the
Ministries/Departments/PSUs/Banks/autonomous organisations etc.

Subject: References to the Commission for reconsideration of its advice - Prescribing time-limits.

Sir,

Para 5.16, Chapter I of the Vigilance Manual Volume-I, provides for consultation with the Commission if the administrative authorities do not agree with the Commission's advice and propose to take either a "lenient view" or a "stricter view" than recommended by it. Such references, however, may be made only once and that too with the prior approval of the authorities indicated in para 5.13(b), Chapter I ibid. Similar provisions also exist in para 11 and 19 respectively of the Special Chapters on Vigilance Management in Public Sector Banks and Public Sector Enterprises.

2. Delay in disposal of disciplinary cases has been a matter of serious concern to the Commission. Such delays, while affecting the morale of the concerned employees, also lose the deterrent effect for the dishonest employees. The Commission has, therefore, laid down a schedule of time limits for conducting investigations and departmental inquiries in para 41 of the Special Chapters on Vigilance Management in Public Sector Enterprises. It has, however, been observed that references to the Commission for reconsideration of its advice are being made in a number of cases after the lapse of a considerable time after it tendered its advice. This could be in order to cover up the delays in finalisation of the proceedings or with an intention to prolong the proceedings. Thus, in order to prompt the administrative authorities to accord priority to the disciplinary cases, the Commission has decided that the administrative authorities, if they so desire, may make references to the Commission for reconsideration of its advice within a period of two months from the date of receipt of its advice, failing which the Commission may decline to entertain such references.

Yours faithfully,

(K.L. Ahuja)
Officer on Special Duty