

**PRINCIPAL ACCOUNTS OFFICE
GOVT. OF NCT OF DELHI
A-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI**

No. 12(02)/2018/T-I/Pr. AO/

Date :

To

The Assistant Director (Vigilance),
Directorate of Vigilance,
Govt. of NCT of Delhi, 4th Level, C-Wing,
Delhi Secretariat, I.P. Estate, New Delhi

Sub : Regarding Vigilance Clearance for the purpose of pensionary benefits.

Sir,

With reference to your letter No. F.99/Misc./DOV/2018 dated 21-08-2018 on the subject noted above I am directed to inform you that as per your department letter No. F.1/6/2003/DOV/2937 dated 28-04-2003 and further letter No. 7(1)/2003/DOV/3039 dated 30-03-2015 addressed to the Secretary (Education) and letter No. 7(10)/2016/DOV/13964/2935 dated 21-09-2016 addressed to the Pr. Secretary (Finance) (copies enclosed) the issue of Vigilance Clearance for the purpose of retirement benefits in respect of Officers holding the posts of Gazetted Officers and above by the Directorate of Vigilance its further verification by PAO concerned is necessary.

In your above said letter dated 21-08-2018 it has been clarified that the vigilance status only is provided by the Directorate of Vigilance and the concerned administrative departments would decide about the release of pensionary benefits depending upon the extent rules/guidelines/instructions.

In the changed circumstances it is requested to issue necessary instructions to all the departments of the government to issue the Vigilance Clearance on the basis of the vigilance status provided by the Directorate of Vigilance and mention the said fact by the Head of Offices in Column No. 16 of Form-7 of Pension Rules which would be sufficient for the Pay & Accounts Offices for ascertaining the status of pending either disciplinary or judicial proceedings against the retiring employees.

Yours faithfully,

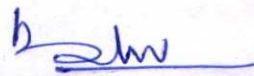
Encl : As above.

(K.V. Babu)
Dy. Controller of Accounts (Tech.)

No. 12(02)/2018/T-I/Pr. AO/ 1832

Date : 12/9/18

✓ Copy to All Pay & Accounts Officers, Pay & Accounts Offices, Govt. of NCT of Delhi, Delhi/New Delhi.


Dy. Controller of Accounts (Tech.)

DIRECTORATE OF VIGILANCE
Govt. of National Capital Territory of Delhi
4th Level, C-Wing, Delhi Sachivalaya,
I.P.Estate, New Delhi- 110002

337
20/03/03

File No.F.1/6/2003/DOVI 2937

Dated:- 28/4/03

To

The Controller of Accounts,
Principal Accounts Office,
Govt. of NCT of Delhi,
Vikas Bhawan, New Delhi.

Subject:- Vigilance report for the purpose of retirement/voluntary retirement
in respect of Gazetted/non-Gazetted officers.

Sir,

In continuation of this Directorate's letter of even number dated 20.3.2003 on the subject cited above I am directed to say that the clarification given by this Directorate was with specific reference to the points raised for clarification in your letter No.F.4/Adv./89/Pr.AO/Tech-1/2002-2003/3744 dated 21.1.2003, which pertained only to IAS, IPS, DANICS and DANIPS officers posted in Govt. of NCT of Delhi.

It is, therefore, clarified once again that as hitherto, vigilance clearance in respect of only gazetted officers posted in Govt. of NCT of Delhi is to be sought from us and in case of non-gazetted employees, vigilance clearance may be obtained from their concerned departments.

Yours faithfully,

(D.R.CHOPRA)

ADDL. SECRETARY(VIGILANCE)

RECEIVED
Diary No. 1168
30.04.2003
Principal Accounts Office
Govt. of N.C.T. of Delhi,
Delhi-110006

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CONFIDENTIAL
MOST IMMEDIATE
COURT CASE
NDOH:- 30/03/2015

Govt. of National Capital Territory of Delhi
Directorate of Vigilance
4th Level, C-Wing, Delhi Secretariat
I.P. Estate, New Delhi-110002

Dated: 30/3/15

No.F. 7(1)/2003/DOV/3039

To
The Pr. Secretary (Education),
Government of NCT of Delhi,
Old Secretariat, Delhi-110054.

Sub:- OA No. 470/2015 titled as Sh. Suraj Bhan Vs. GNCT of Delhi &Ors- regarding.

Madam,

Kindly refer to the above mentioned OA filed by Sh. Suraj Bhan, Ad-hoc DANICS/ADE (retired), in which Education Deptt is one of the respondents.

Parawise comments on the paras relating to this Directorate are enclosed. The Education Deptt. may also add its own comments on the paras relating to them, particularly in the matter of release of pensionary benefits to the applicant by the Education Deptt. during the pendency of disciplinary proceedings against him, although no vigilance clearance was issued by the Directorate of Vigilance for the purpose of release of pensionary benefits to the applicant. Responsibility of the concerned officer(s) may be fixed at the earliest under intimation to this Directorate.

A copy of the said OA, alongwith parawise comments of this Directorate, are also being sent to the Revenue Deptt. for immediately providing parawise comments/information in respect of paras/points relating to that department. The matter may also be pursued with the Revenue Department for the same.

It is requested to kindly defend the case on behalf of all the respondents. Status of the case may kindly be apprised to this Directorate time to time.

Yours faithfully,

(G. L. Meena)
Special Secretary (Vig.)

Encl: as above.

No.F. 7(1)/2003/DOV/

Dated:

Copy to:-

1. The Divisional Commissioner, GNCTD, 5 Sham Nath Marg, Delhi-54- alongwith a copy of above mentioned OA with parawise comments of DOV, with the request to furnish comments/information on the paras pertaining to the Revenue Deptt. to the Dte. of Education immediately, under intimation to this Directorate.
2. Ms. Hemlata, Under Secy.(Delhi), MHA/GOI, North Block, New Delhi w.r.t. to her letter no. 13028/8/2015-Delhi-II dated 23/02/2015.

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(G. L. Meena)
Special Secretary (Vig.)

Sh. P.N. Jha

GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF VIGILANCE

LEVEL-4 : C-WING : DELHI SECRETARIAT : NEW DELHI-110002
(Phone No. 23392257/23392303 & Fax No. 23392354/23392353)

No.F.7(10)/2016/DOV/ 13964 2935 VIG/16/15539

Dated: 21/9/2016

To
✓ The Pr. Secretary (Finance)
Govt. of NCT of Delhi,
4th Level, A Wing, Delhi Sectt.

CSFC(RB)

Sub:- Release of pensionary benefits to Sh. Suraj Bhan, Adhoc DANICS (Retd.) during the pendency of disciplinary proceedings against him – regarding.

Sir,

Kindly refer to this Directorate's letter no. F.7(1)/2003/DOV/3194-3195 dated 16.03.2016 (copy enclosed for ready reference), on the subject cited above, vide which it was requested to look into the circumstances under which the retiral benefits were released to Sh. Suraj Bhan, Adhoc DANICS (Retired) during the pendency of disciplinary proceedings against him and a report clearly identifying the official(s) of Pay & Accounts Department responsible for the lapse be furnished.

The Pay & Accounts Office vide letter dated 13.04.2016 (copy enclosed for ready reference) submitted the reply stating therein that the HOO, O/o the DDE, Distt. North West (A), Directorate of Education had submitted the proposal of sanctioning final pensionary benefits in respect of Sh. Suraj Bhan vide letter dated 04.09.2013, alongwith necessary information/documents, including Form-7. It was mentioned in column no. 16 of Form 7 that no departmental or judicial proceedings are pending against the official. In addition, the HOO had also submitted the copy of memorandum dated 10.10.2012 whereby disciplinary proceedings initiated against Sh. Suraj Bhan was dropped. It has also been mentioned in the letter that as per the CCS(Pension) Rules, 1972, HOO is the Pension Sanctioning Authority who is required to verify the fact and circumstances relating to the eligibility of the final pensionary benefits to the retirees who in this case had verified/certified that no departmental or judicial proceedings were pending against Sh. Suraj Bhan, Adhoc DANICS(Retd.).

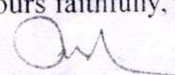
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Matter has been examined in this Directorate and observed that the reply of PAO is not satisfactory. Since Sh. Suraj Bhan was a Gazetted Officer, the vigilance report from the Directorate of Vigilance was also required in his case, and this procedure is being adopted by all the PAOs, while clearing pension cases of Gazetted Officers. In the instant case, the PAO cleared the pension case of Sh. Suraj Bhan without insisting vigilance report from Directorate of Vigilance. and required to check the Vigilance Status of the officer, which is issued by this Directorate, before giving retiral benefits. But the PAO did not do the same in this case.

SSP
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It is, therefore, requested to look into the circumstances under which the pension case of Sh. Suraj Bhan, Adhoc DANICS was cleared by the PAO during the pendency of disciplinary proceedings against him and a report clearly identifying the official(s) responsible for the lapse be furnished to this Directorate, within one week.

This issues with the approval of Secretary (Vig.).

Encls. As above

Yours faithfully,


(Parmod Kumar)