



GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI,
DEPARTMENT OF WOMEN AND CHILD DEVELOPMENT
ISBT COMPLEX : KASHMERE GATE : DELHI – 110 006

F.11(21)/WCD/Vig./2020/ 7436-43

Dated:

17 SEP 2020

ORDER

WHEREAS, major penalty proceedings under rule 14 of the CCS (CCA) Rules, 1965 were instituted against Ms. Saraswati, Cook, vide Memorandum dated 03.02.2020, on the following article of charge :-

ARTICLE NO. I

That the said Ms. Saraswati Devi, Cook, while posted at After Care Home for Girls, Nirmal Chaya Complex, Hari Nagar, committed gross misconduct in as much as, she was carried prohibited items i.e. 'beedi' inside the institution premises.

ARTICLE NO. II

That the said Ms. Saraswati Devi, Cook, while posted at After Care Home for Girls, Nirmal Chaya Complex, Hari Nagar, committed gross misconduct in as much as, she was found smoking 'beedi' inside the institution premises.

ARTICLE NO. III

That the said Ms. Saraswati Devi, Cook, while posted at After Care Home for Girls, Nirmal Chaya Complex, Hari Nagar, committed gross misconduct in as much as, she used abusive language with the inmates and staff of the institution.

ARTICLE NO. IV

That the said Ms. Saraswati Devi, Cook, while posted at After Care Home for Girls, Nirmal Chaya Complex, Hari Nagar, committed gross misconduct in as much as, she carried food items meant for use of the inmates to her home for personal use.

ARTICLE NO. V

That the said Ms. Saraswati Devi, Cook, while posted at After Care Home for Girls, Nirmal Chaya Complex, Hari Nagar, committed gross misconduct in as much as, she used to use the mug for tea & other personal purposes. which was meant to used for transferring/serving food to the children. She consumed food on the lid of the utensils meant for children. The activities of Ms. Saraswati were quite un-hygenic, which may have effected the health of the children of the institution adversely.

AND WHEREAS, the Statement of Imputations in support of the article of charge framed against Ms. Saraswati Devi, Cook, purporting to be in violation of conduct rules, exhibiting lack of integrity and conduct of unbecoming of a government servant in contravention to the provisions of Rule 3 of the CCS (Conduct) Rules, were drawn as under :-

"A complaint dated 16.05.2019 was received alleging therein that Ms. Saraswati, Cook does not maintain cleanliness in the kitchen work. She always uses the mug for tea & other personal purposes, which is meant to be used for transferring/serving food to the children. She eats food on the lid of the utensils meant for children. The activities of Ms. Saraswati are quite un-hygenic, which may affect the health of children of the institution adversely.

A complaint dated 25.06.2019 was received against Ms. Saraswati Devi before Supdt., ACH, alleging that on 22.06.2019, Ms. Sarawati Devi used abusive language for Ms. Kavita Devi, Cook and even House Mother of the institution.

A complaint dated 25.06.2019 was received alleging that whenever the raw material of food items is handed over to Ms. Sarawati Devi, the same is later found short. Besides, Ms. Saraswati Devi always uses abusive language with the staff of the institution.

A complaint dated 26.06.2019 was received alleging that on 26.06.2019 Ms. Sarawati, Cook was smoking a 'beedi' in the children kitchen, which is quite un-hygenic.

A report dated 11.03.2019 filed by Ms. Asha and Ms. Kanta (both security staff), reported that during routine checking of the staff on the gate, on 11.03.2019, while leaving the institution, 'Kala Chana' was found in the bag of Ms. Saraswati.

The abovementioned facts are well corroborated with the statements/complaints of the officials of the After Care Home, DWCD.

By the above acts of omission & commission, the aforesaid Ms. Saraswati Devi, Cook, is found liable for misuse of official position, dereliction of duties, causing financial loss to the government exchequer, which is unbecoming of a government servant and gross violation of the provisions of Rule 66 of the JJ Model Rules, 2016 read with Rule 3 of the CCS (Conduct) Rules, 1964."

AND WHEREAS, the charged official denied the charges framed against her and accordingly, the matter was processed for appointment of the Inquiry Officer & Presenting Officer, in the case. However, in the meantime, a fresh request for sympathetic consideration was received from Ms. Saraswati Devi, Cook. The matter was accordingly placed before the Competent Disciplinary Authority.


AND WHEREAS, after due consideration, it was decided by the then Disciplinary Authority that the disciplinary proceedings against the official be converted to Rule 16 of the CCS (CCA) Rules, 1965, for minor penalty. Accordingly, Memorandum dated 15.05.2020 was issued to the official thereby informing that the disciplinary proceedings against her shall be undertaken u/r 16 of the CCS (CCA) Rules, 1965, thereby also according her an opportunity to file additional reply/representation, if so desired.

AND WHEREAS, Ms. Saraswati Devi, Cook, vide her letter dated 24.06.2020, again denied all the charges leveled against her and requested to take a fair decision considering her earlier reply.

AND WHEREAS, the then Disciplinary Authority considered the matter and decided to impose a penalty of 'censure' on Ms. Saraswati Devi, Cook vide his minutes dated 24.07.2020. However, the formal orders in this regard could not be issued due to the sudden transfer of the Ex-Disciplinary Authority.

AND WHEREAS, I, have perused the chargesheet, departmental reports, evidences on record and submissions/reply of the Charged Officer. I find no cogent reasons at this stage to differ with the decision taken by my predecessor and alter the whole process undertaken till now.

Hence, in view of the afore discussion and keeping in mind all the available records, **I, RASHMI SINGH, DIRECTOR (DWCD), GNCTD**, being the Disciplinary Authority in the present case, is of the view that it would be just and fair to impose a minor penalty on the charged officer. Accordingly, I order '**CENSURE**' under Rule 11 of the CCS (CCA) Rules, 1965, upon Ms. Saraswati Devi, Cook, with immediate effect.


(RASHMI SINGH)
DIRECTOR, DWCD

F.11(21)/WCD/Vig./2020/

7438-43

Dated:

17 SEP 2020

Copy for information to :-

- 1). PS to the Secretary, DWCD, GNCTD.
- 2). Deputy Director (Admn.), DWCD, GNCTD.
- 3). The Supdt. (Admn.), DWCD, GNCTD.
- 4). DDO/HOO concerned through Supdt.(Admn.), DWCD, GNCTD.
- ✓ 5). System Analyst, DWCD, for uploading this order on the website of the department.
- 6). Service Book of the concerned official through Supdt. (Admn.), DWCD, GNCTD.
- 7). Ms. Saraswati Devi, Cook, through Supdt. (Admn.), DWCD, GNCTD.
- 8). Guard File

Sehrawat

(K. S. SEHRAWAT)
DEPUTY DIRECTOR (VIG.)