

Dated: 21st July, 2010.

ORDER

WHEREAS the Committee for the Management of Joint AGMUT Cadre of Indian Forest Service was convened on 04.09.2009 to consider the case for promotion of officers in the Joint AGMUT Cadre of IFS to various grades in the Cadre against the vacancies arose consequent on Review of the Cadre Strength notified by the Department of Personnel & Training, Government of India; vide Notification No.16016/06/2008-AIS-II(A) dated 24.03.2009 [G.S.R. 193(E)]; as also against the resultant vacancies arose in the cadre on account of superannuation of the incumbents. The recommendations of the Committee as contained in its Minutes of the Meeting held on 04.09.2009 was considered and with the approval of the competent authority; office orders dated 23.09.2009 and 09.12.2009; effecting promotions in various grades in the Joint AGMUT Cadre of IFS, were issued.

2. AND WHEREAS disciplinary proceedings against Shri M.K.Palit, IFS(AGMUT:1994) was contemplated; as communicated by the Government of Arunachal Pradesh; where Shri M.K.Palit was then posted; on account of which vigilance clearance in his case was withheld and this fact was placed before the Committee. The Committee in its meeting held on 04.09.2009 considered the case for grant of Selection Grade as well as for promotion to the Grade of Conservator of Forests in respect of Shri M.K.Palit. The findings of the Committee regarding suitability for promotion to the Selection Grade and that for promotion to the grade of Conservator of Forest in respect of Shri M.K.Palit was, however, kept in sealed cover by the Committee, in the light of Shri M.K.Palit not being clear from vigilance angle on account of the contemplated disciplinary proceedings.

3. AND WHEREAS in the year 2005 Government of Arunachal Pradesh had sought the approval of the Central Government for initiating disciplinary proceedings against Shri M.K.Palit. The matter was examined and the State Government was requested vide letter dated 07.06.2005 to furnish certified copies of the documents relating to the charges, list of witnesses etc. However, the State Government vide letter dated 28.12.2006 communicated that there is no sufficient ground and evidence to substantiate the allegations against Shri M.K.Palit and conveyed their decision to close the case. This communication received from the State Government was examined and vide letter dated 05.03.2007 the State Government was requested to conduct a thorough enquiry in the matter. This was followed by reminders dated 20.10.2008, 14.10.2009 and 17.11.2009. The Government of Arunachal Pradesh had constituted a Committee to look into the matter, which submitted its report on 03.12.2009. The State Government vide their letter dated 11.01.2010 furnished copy of the recommendations of the Committee and communicated the decision of the State Government thereon to close the case. The report of the Committee and recommendations of the State Government thereon was considered and with the approval of the competent authority it has been decided on 03.07.2010 to close the case. Accordingly the proposal to initiate disciplinary proceedings against Shri M.K.Palit, IFS(AGMUT:1994) was treated as closed and vigilance clearance in his case was accorded on 06.07.2010.

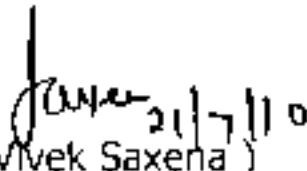
4. AND WHEREAS Shri M.K.Palit had filed O.A.No. 32/2010 before the Central Administrative Tribunal, Guwahati Bench praying inter-alia for a direction to the official respondents to open the sealed cover in the case of the applicant (if sealed cover procedure

was indeed adopted) and implement recommendations of the Screening Committee forthwith promoting the applicant to the Selection Grade of the IFS with all consequential pecuniary and other service benefits retrospectively with effect from the date the immediate junior of the applicant was so promoted. The Hon'ble Tribunal in its order dated 15.02.2010 in the said O.A directed the respondents to attend the same by passing a detailed, reasoned and speaking order within a period of six weeks from the date of receipt of present order.

5. AND WHEREAS the proposal to initiate disciplinary proceedings against Shri M.K.Palit having been closed and vigilance clearance granted in his case, the sealed covers containing the findings of the Committee for the Management of Joint AGMUT Cadre of Indian Forest Service held on 04.09.2009 were opened on 07.07.2010 and it has been found that the Committee for the Management of Joint AGMUT Cadre of Indian Forest Service have found Shri M.K.Palit "fit for promotion" to the grade of Conservator of Forests as well as for grant of Selection Grade.

6. NOW THEREFORE, after considering the findings of the Committee for the Management of Joint AGMUT Cadre of Indian Forest Service; as arrived at in its meeting held on 04.09.2009 and kept in the sealed covers, the competent authority has decided to grant Selection Grade to Shri M.K.Palit w.e.f. 01.01.2008 and promote him to the grade of Conservator of Forests w.e.f. 09.12.2009 i.e. the date from which his junior in the cadre was promoted to the grade of Conservator of Forests. Accordingly Shri M.K.Palit, IFS(AGMUT:1994) who is in the Junior Administrative Grade (Pay Band 3 :Rs.15,600-39,100/- + Grade Pay of Rs.7,600/-) is promoted to the Selection Grade (Pay Band 4 : Rs.37,400 – 67,000/- + Grade Pay of Rs.8,700/-) with effect from 01.01.2008, and Shri M.K.Palit is further promoted to the grade of Conservator of Forests (Pay Band 4 : Rs. 37,400 – 67,000/- + Grade Pay of Rs.8,900/-) with effect from 09.12.2009 i.e. the date from which his junior Shri K.Partin, IFS(AGMUT:1994) was promoted to the grade of CF vide Office Order No.46011/3/2009-IFS-I(AGMUT)/(67) dated 09.12.2009.

7. Posting order will follow.


(Vivek Saxena)
Director
Tel # 2436 2065

Distribution:

1. The Chief Secretary, A&N Islands Administration, Port Blair
2. The Chief Secretary, Government of Goa, Panjim
3. The Chief Secretary, Government of Mizoram, Aizwal
4. The Chief Secretary, Government of Arunachal Pradesh, Itanagar.
5. The Chief Secretary, Government of NCT of Delhi, Delhi.
6. The Chief Secretary, Government of Puducherry, Puducherry.
7. The Administrator, Administration of Daman & Diu and Dadra & Nagar Haveli, Daman.
8. The Administrator, Administration of Lakshadweep, Kavaratti.
9. The Administrator, Administration of UT of Chandigarh, Chandigarh.
10. The Principal Chief Conservator of Forests, Government of Arunachal Pradesh, Itanagar.
11. The Chief Conservator of Forests, Government of Goa, Panaji.
12. The Principal Chief Conservator of Forests, Government of Mizoram, Aizwal.
13. The Principal Chief Conservator of Forests, Andaman & Nicobar Administration, Port Blair.
14. The Addl. Principal Chief Conservator of Forests, Government of NCT of Delhi, Delhi.
15. The Conservator of Forests, Administration of Daman & Diu and Dadra & Nagar Haveli, Daman.
16. The Conservator of Forests, Pondicherry, Pondicherry.
17. The Conservator of Forests, Administration of Lakshadweep, Kavaratti.
18. The Conservator of Forests, Administration of UT of Chandigarh, Chandigarh.
19. Shri M.K.Palit, IFS(AGMUT:1994).
20. Civil List (US, IFS-II)
21. NIC Cell (US-IFS-II) – for placing on the Ministry's web site.
22. Guard file/Spare copies.