

Coal India Limited

(A Govt. of India Enterprise)

कोल इण्डिया लिमिटेड
(भारत सरकार का उपक्रम)

CIN.L23109WB1973GOI028844
Website: www.coalindia.in



A Maharatna
Company

"COAL BHAWAN"

Premises No. 04 MAR,
Plot No. AF-III Action Area - 1A,
New Town, Rajarhat
Kolkata 700156 (WB)
Website: www.coalindia.in

संदर्भ संख्या / Ref. No. CIL:VIG:RC-13(A)/94(R):1508

तिथि / Date: 22.09.2016
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CIRCULAR

Subject: Departmental Charge-sheet to employees against whom prosecution sanction for criminal trial is granted in CBI cases.

In a case of CCL, it has come to light that an executive who was arrested and kept under suspension in connection with a CBI case for alleged demand and acceptance of illegal gratification connected with tender was allowed to retire without issuing any charge sheet to him. As no charge sheet was pending against the said executive on the date of his superannuation, all retiral benefits were paid to him on his retirement. Subsequently, after completion of trial in court of law the said executive was convicted and sentenced by the trial court and CBI recommended to initiate action as per the Conduct Rules of the company in line with the judgement passed by the Hon'ble Supreme Court of India. However, no action under the Coal India Executives' CDA Rules, 1978 (as amended) could be taken against the said executive as no charge sheet was issued to him during service period.

Since 2014, in all cases of CBI where sanction for prosecution has been granted, simultaneous Departmental Proceedings are being initiated and concluded. However, there may be cases of sanction of prosecution prior to 2014, where charge sheet may not have been issued. To avoid such type of recurrence of retirement without charge-sheet, it has been decided that henceforth in all cases of retiring employees against whom sanction orders for launching prosecution have been issued by the Sanctioning Authorities and no charge sheet has been issued, the same should be issued at least two months prior to retirement in order to ensure taking of departmental action against such an employees even after their retirement if he/she is convicted in the criminal trial.

The above is for strict compliance.

(Sutirtha Bhattacharya)

Chairman-cum-Managing Director

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सुतीर्थ भट्टाचार्य
Sutirtha Bhattacharya
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कोल इण्डिया लिमिटेड
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