



GOVERNMENT OF KERALA
Abstract

Local Self Government Department - Panchayat Establishment - Disciplinary action initiated against Sri. P.G. Mohanan, Secretary (Rtd), Vattavada Grama Panchayat - Finalized - Orders issued.

LOCAL SELF GOVERNMENT (EPB) DEPARTMENT

G.O.(Rt) No.805/2017/LSGD

Dated, Thiruvananthapuram, 21.03.2017

- Read: 1. Judgement dated 20.07.2010 in CC/168/08 of the Hon'ble Enquiry Commissioner & Special Judge, Kottayam
- 2 Government Notice No.54953/EPB2/2010/LSGD dated 23.06.2011
- 3 Government letter No.54953/EPB2/2010/LSGD dated 28.06.2012
- 4 Letter No.A1(2) 18113/12/GW dated 21.12.2012 of the Secretary, Kerala Public Service Commission, Thiruvananthapuram
- 5 Show Cause Notice No.54953/EPB2/10/LSGD dated 22.09.2015

ORDER

The Deputy Superintendent of Police, Vigilance & Anti-Corruption Bureau, Idukki Unit filed the charge sheet against Sri. P. G. Mohanan, former Secretary, Vattavada Grama Panchayat alleging offences under Sec. 13(1) (c) & (d) r/w 13(2) of the Prevention of Corruption Act and Ss 201, 409, 468 & 477 A IPC.

The charge was that Sri. P. G. Mohanan, the accused while working as Secretary of Vattavada Grama Panchayat during the period from 09/07/1999 to 09/08/2001 abused his official position as public servants by fraudulently misappropriated Rs. 76,468/- on 21/08/2000 through cheque No. 403460 and Rs. 93,037 on 28/11/2000 through cheque No. 403499 without entering the same in the cash book and destroyed the evidences.

The accused Sri. P. G. Mohanan has convicted by the Hon'ble Enquiry Commissioner & Special Judge, Kottayam vide the paper read 1st above under Sec. 13(2) r/w 13(1) (c) & (d) of the P.C Act and sentenced to undergo rigorous imprisonment for 2 (two) years and fine Rs. 100,000/- (One lakh), in default to undergo simple imprisonment for 3 (three) months, convicted under Sec. 409 A I.P.C and sentenced to undergo rigorous imprisonment for 2(two) years and fine Rs. 100,000/- (one lakh), in default to undergo simple imprisonment for 3 (three) months, convicted under Sec. 201 IPC and sentenced to undergo rigorous imprisonment for 1 (one) year. The sentences of imprisonment shall run concurrently.

In view of the conviction of Sri. P. G. Mohanan by the Hon'ble Court, Government have decided tentatively to deduct an amount of Rs. 300/- from his monthly pension for a period of 3 years as per Rule 2(a) Part III KSRs. Accordingly as per paper read as 2nd above Notice was issued to him. The Director of Panchayats has informed that the acknowledgement received from the incumbent but no Written Statement of Defence received from him.

Government have examined the matter in detail and decided to confirm the tentative decision to deduct an amount of Rs. 300/- from his monthly pension for a period of 3 years as per Rule 2(a) Part III KSRs and sought the advice of the Kerala Public Service Commission as per 3rd paper read above.

As per 4th paper read above the Public Service Commission has observed that if he was in service he would have been dismissed or removed from service as per clause (a) of Rule 18 of KCS (CC&A) Rules 1960. This amount Rs. 10,800/- is meagre and disproportionate to the gravity of crime committed by him. Hence the Commission advice the Government to deduct Rs. 300/- permanently from the monthly pension of Sri. P. G. Mohanan.

In the light of the advice of the Public Service Commission, Government had revised the tentative decision to deduct Rs. 300/- p.m. from his pension permanently and as per paper read 5th above a revised Show Cause Notice has been served accordingly, through the District Collector, Ernakulam. The District Collector informed that Sri. P.G. Mohanan received the Show Cause Notice on 20.01.2016.

Sri. P.G. Mohanan has not submitted any Written Statement of Defence to the Show Cause Notice. In this circumstances Government have decided to finalize the tentative decision to deduct an amount of Rs. 300/- permanently from the monthly pension of Sri. P. G. Mohanan, former Secretary, Vattavada Grama Panchayat as per Rule 2(a) Part III KSRs and order accordingly. The Director of Panchayats will take necessary action in this matter.

(By Order of the Governor)
S. MOHANDAS
Joint Secretary to Government

To,

1. Sri. P.G. Mohanan, Secretary (Rtd), Vattavada Grama Panchayat
(Through the Director of Panchayats, Thiruvananthapuram)
2. The Director of Panchayats, Thiruvananthapuram.
3. The Secretary, Kerala Public Service Commission, Thiruvananthapuram (with C/L)
4. The Director, Vigilance & Anti-Corruption Bureau, Thiruvananthapuram.
5. The Accountant General (A&E/Audit), Kerala, Thiruvananthapuram/Thrissur.
6. The Deputy Director of Panchayats, Idukki
7. The Director, IKM, Thiruvananthapuram
8. Web & New Media, South Block, Govt. Secretariat, Tvpm.
9. The Stock File/ Office Copy. (File No.54953/EPB2/2010/LSGD)

Forwarded/By Order


Section Officer