

D.O. No 215-52/13-CBI

dated 15-12-2014

Dear Sh

I invite your kind attention to this office D.O. No. 29-1/2010/VA dated 04.04.2014, 262-83/05-O&M(Pt. I) dated 24.10.2013 and letter no. 216-51/2004-O&M dated 14.02.2013 (copy enclosed), wherein it was brought to the notice of all CGMs regarding complying with the instructions of CVC issued from time to time on reference seeking 2nd stage advice of CVC.

In the matter it is again mentioned here that the consultation with the CVC envisages in two stages. The first stage of consultation arises when initiating disciplinary proceedings while the second stage consultation is required before a final decision is taken at the conclusion of the proceedings where the Disciplinary Authority a tentative opinion is at variance with the 1st stage advice rendered by CVC.

The CVC, in one of the case has observed that the disciplinary cases have been finalized without seeking 2nd stage advice of the commission even though the decision of the disciplinary authority is at variance with CVC's 1st stage advice.

Hence, the commission has advised to issue suitable instructions to all the disciplinary authorities regarding the procedure to be followed during the processing of disciplinary cases for seeking second stage CVC advice. Various instructions vide 009/VGL/056 dated 28.01.2010 along with instructions dated 16.04.2004, 03.08.2001 and 08.01.2004 has already been issued from time to time.

I shall be grateful, if these instructions are circulated to all disciplinary authorities working under your control for strict compliance under intimation to CVO BSNL.

With regards,


15/12/14
Dharmendra Yadav
(Dy. CVO-1, BSNL)

To,

All Chief General Manager of BSNL Circles/ Units.

Copy to:

1. Sh Surendra Mohan, Director, CVC , Satarkta Bhawan, GPO Complex, Block A, INA, New Delhi-110023 for kind information please w.r.t. CVC OM No. 006/P&T/027-260670 dated 18.09.2014
2. The CVO, DoT for kind information please.
3. Sr. PPS to CMD BSNL for kind information please.
4. Director (HR)/ Director(CFA)/Director (CM), BSNL CO for kind information please.
5. All Circle Vigilance Heads for necessary action.
BSNL Intranet.

CONFIDENTIAL

Bharat Sanchar Nigam Ltd.

(A Govt. of India Enterprise)

O/o Chief Vigilance Officer,
Ground Floor, Eastern Court,
Janpath, New Delhi -1
Tel No. 23734340, Fax- 23734300
E-Mail:cvo@bsnl.co.in

Vigilance Cell

D.O. No: 29-1/2010/VA

Dated: /04/2014

Dear Sh.

I invite your kind attention to this office letter No. 262-83/05-O&M(Pt.I) dated 14.02.2013 and D.O. letter dated 24.10.2013 wherein it was brought to the notice of all CGMs regarding complying with the instructions of CVC issued from time to time on reference seeking 2nd stage advice of CVC.

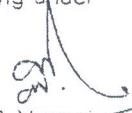
The consultation with the CVC envisages in two stages. The first stage of consultation arises when initiating disciplinary proceedings, while the second stage consultation is required before a final decision is taken at the conclusion of the proceedings, where the Disciplinary Authority's tentative opinion is at variance with the 1st stage advice rendered by CVC.

The CVC, in one of the case, has observed that the disciplinary cases have been finalized without seeking 2nd stage advice of the commission even though the decision of the disciplinary authority is at variance with the CVC's 1st stage advice.

Hence, the commission has advised to issue suitable instructions to all the disciplinary authorities regarding the procedure to be followed during the disciplinary process. Various instructions issued from time to time viz. instructions vide 009/VGL/056 dated 28.01.2010 along with instructions dated 16.04.2004; 03.08.2001 and 08.01.2004 are herewith enclosed for ready reference.

I shall be grateful if these instructions are circulated to all disciplinary authorities working under your control for strict compliance under intimation to CVO, BSNL.

With regards.


(K.P. Verma)
CVO, BSNL

4/4/14

To:

Chief General Manager, BSNL, All BSNL Units (By name)

Copy to

1. Sh. Surendra Mohan, Director, CVC, Satarkta Bhawan, GPO Complex, Block A, INA, New Delhi-23 for kind information please w.r.t. CVC OM No. 000/P&T/228-237116 dated 23.01.14.
2. The C.V.O., DoT for kind information please w.r.t. D.O. No. 9-32/2001-Vig I dated 12.03.2014
3. Sr. PPS to CMD, BSNL for kind information please.
4. Director (HR)/ Director (CFA)/ Director (CM)/ Director (F), BSNL C.O. for kind information please.
5. All Circle Vigilance Heads for necessary action.
6. AGM (Vig.), O/o CVO, BSNL.
7. BSNL intranet.




DO No. 262-83/05-O&M(Pt.I)

Dated at New Delhi, 24-10-2013.

Dear Sh.....

I invite your kind attention to this office letter no. even dated 14.02.2013(copy enclosed) wherein it was brought to the notice of all CGMs regarding complying with the instructions of the CVC issued from time to time on reference to seeking 2nd stage advice of CVC. The consultation with the CVC envisages in two stages. The first stage of consultation arises when initiating disciplinary proceedings while the second stage consultation is required before a final decision is taken at the conclusion of the proceedings, where the Disciplinary Authority's tentative opinion is at variance with the 1st stage advice rendered by CVC. All the Disciplinary Authorities should be made aware of these instructions of the CVC to avoid recurring non compliance of the guidelines on the subject before issuing final order against the Charged Officer. The CVC has time and again stressed the need to issue such guidelines to all concerned. It is therefore requested to take necessary action in this matter.


24.10.13

(V.K. Singh),
CVO, BSNL

To:

Chief General Manager, BSNL, *All BSNL Units*.....(By name)

Copy to:

1. Sh. Surendra Mohan, Director, CVC, Satarkta Bhawan, G.P.O. Complex, Block A, INA, New Delhi 110 023 for kind information pl.
2. Sr. PPS to CMD BSNL for kind information pl.
3. Director(HR)/Director(CFA)/Director(CM)/Director(F) BSNL CO for kind information pl.
4. AGMs(Vig.) O/o CVO BSNL.
5. BSNL intranet.

कार्यालय : इस्टर्न कोर्ट, जनपथ नई दिल्ली-110001
दूरभाष (का.) : 011-23734300, 23037322, फैक्स : 91-11-23734300, ई-मेल : singh.vk@nic.in
Office : Eastern Court, Janpath New Delhi-110001
Tel. : (O) 011-23734340, 23037322, Fax : 91-11-23734300, E-mail : singh.vk@nic.in



Chief Vigilance Officer, BSNL
Eastern Court, Ground Floor, Janpath, New Delhi – 110 001.
Phones. : 91-11-23766820 Fax: 91-11-23734300

No. 216-51/2004-O&M

Dated 14-02-2013.

To:


All Chief General Managers,
Telecom Circles/units.

Sub: References to CVC seeking second stage advice.

References on the subject matter and instructions of the CVC issued from time to time are endorsed to all Vigilance Heads, BSNL for complying with the instructions on the subject matter. In this connection, please refer to this office letter no. 29-3/2010-VA/12 dated 19.03.2010 (copy available in the intranet under 'Vigilance') wherein it was stated that cases in which CVC has issued 1st stage advice in respect of the composite cases, the Disciplinary Authorities should seek second stage advice. However, a case has come to notice that Disciplinary Authority did not seek 2nd stage advice, presumable due to not knowing the mandatory procedures regarding seeking 2nd stage advice as mentioned in above referred CVC OM.

Therefore, it is again reiterated and clarified that irrespective of level of the public servant, second stage advice should be sought in the case of all employees where the Disciplinary Authority's opinion is at variance with the 1st stage advice rendered either by CVC or CVO, BSNL. It is therefore requested that the above may be brought to the notice of all concerned Disciplinary Authorities in the Circle for adherence to the above procedure invariably.

This issues with the approval of CVO, BSNL.


14.02.13

(M.S. Yadav)
Dy. CVO

O/o CVO, BSNL, New Delhi.

Copy to:

1. Sr. PS to CMD, BSNL for kind information pl.
2. Director(HR)/Director(CFA)/Director(F) for kind information and n/a pl.
3. DGMs(Vig)/Vigilance Officers/AGMs(Vig.), BSNL, Telecom Circles/units.
4. AGM(VA) O/o CVO BSNL/ All AGMs O/o CVO BSNL.
5. BSNL Intranet.