GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION (VIGILANCE BRANCH)
OLD SECRETARIAT, DELHI-110 054.

ORDER

WHEREAS, Smt. Anu Sareen, UDC was charge sheeted under Rule 14 of CCS (CCA) Rules, 1965 vide Memorandum No. F.2(16)/DNWA/Vig./D.P./2013/1195 dated 09.09.2013 on the following articles of charge: -

"ARTICLE-I

That the said Smt. Anu Sareen, UDC, is absent unauthorisedly w.e.f. 07.02.2009 to till date.

The above act of Smt. Anu Sareen, UDC, reflects lack of devotion and dedication to her duties and an act unbecoming of a Govt. servant which is violation of clause (ii) & (iii) of Sub Rule 1 of Rule 3 of CCS (Conduct) Rules, 1964.

ARTICLE-II

That the said Smt. Anu Sareen, UDC, failed to comply with the orders of Director of Education (Disciplinary Authority) dated 02.01.2013 vide which she was directed to join GGSSS, Samaipur, Delhi immediately.

Thus Smt. Anu Sareen, UDC, exhibited insubordination and disobedience and acted in a manner unbecoming of a Govt. Servant thereby contravening the provisions contained in clause (iii) of sub Rule 1 of Rule 3 of CCS (Conduct) Rules, 1964."

AND WHEREAS, Sh. Ranjit Singh, Principal, SV, BT-Block, Shalimar Bagh, Delhi and Sh. Mangal Sharma, Grade-II (DASS), Govt. Co-ed. SSS, Gopal Park, Delhi were appointed as Inquiry Officer and Presenting Officer respectively vide order dated 13.01.2014. Subsequently, Smt. Richa Kalra, Principal, GGSSS, AP Block, Shalimar Bagh, Delhi was appointed Inquiry Officer in place of
Sh. Ranjit Singh vide order dated 24.02.2014 and Smt. Sudesh Kashyap, Gr. II (DASS), SKV, BL Block, Shalimar Bagh, Delhi was appointed as Presenting Officer in place of Sh. Mangal Sharma vide order dated 03.03.2014.

AND WHEREAS, the Inquiry Officer submitted the inquiry report dated 26.05.2014 concluding that the charges against Smt. Anu Sareen, UDC is proved beyond doubt. After perusal of the records and inquiry report, some discrepancies were observed and thereafter the inquiry report was remitted back for conducting the inquiry de-novo from the stage of examination of Prosecution Witness under Rule 14 of CCS (CCA) Rules. Further, the Inquiry Officer re-submitted the inquiry report dated 23.08.2014 and held the inquiry ex-parte concluding that the charge against Smt. Anu Sareen, UDC, is proved beyond doubt.

AND WHEREAS, the Inquiry Report was served to the Charged Officer vide Memorandum No. DE.7/308/UDC/Vig/HQ/2010/4311 dated 21.11.2014, but no representation was received from the CO.

AND WHEREAS, it is observed from the record that the CO while working in Zone-9, District North West-A was transferred to GGSSS, Samaypur, Delhi vide order No. DE.1(5)/10/E-I/08/NWA/Misc/2556-2565 dated 06.02.2009. She was relieved from this office vide order No. F4(120)/DNWA/Admn./2008/Vol.I/6026-40 relieving ID R-20090374 dated 06.02.2009 w.e.f. 06.02.2009(A/N) to join duties at Samaipur GGSSS. Smt. Anu Sareen, UDC was subsequently relieved by EO, Zone-IX vide order No. EO/Zone-IX/2009/142 dated 06.02.2009 to comply the transfer/relieving order issued by the then DDE, NW-A but Smt. Anu Sareen, UDC did not joined her duties in the transferred school. A Show Cause Notice dated 22.05.2009 was issued by the then DDE for not joining her duties at GGSSS, Samaipur in spite of having been relieved from Zone-IX. The CO submitted the reply dated 29.05.2009 stating therein that in compliance of order dated 07.02.2009 she has joined Zone-IX as on 09.02.2009 (F/N) (08.02.2009 being Sunday). It is clear that the CO did not join GGSSS, Samaipur, Delhi where she was transferred and is absented unauthorisedly w.e.f. 07.02.2009 to till date.
AND WHEREAS, it is also observed from the record that the CO was charge sheeted under Rule 14 of CCS (CCA) Rules, 1965 vide this office memorandum No. F.1(15)/DNWA/Vig./DP/2009/1072 dated 20.10.2009 for attending the office late, to leave the office early, remaining absent unauthorisedly and for other misconduct while working in Zone-IX and also for not joining her duties at GGSSS, Samaipur, Delhi after her transfer and relieving from this office. Disciplinary Authority after conducting the inquiry impose the penalty of reduction to three lower stage in the time scale of pay for a period of three years with cumulative effect upon Smt. Anu Sareen, UDC vide order No. DE7/308/UDC/Vig/HQ/2010/3864 dated 02.01.2013 and also directed vide this order to join GGSSS, Samaipur, Delhi immediately if not already joined in compliance of order No. DE1(5)/10/E-I/08/NWA/Misc./2556-2565 dated 06.02.2009 and subsequent relieving orders but Smt. Anu Sareen, UDC did not join GGSSS, Samaipur, Delhi till date and failed to comply with the order dated 02.01.2013 of Disciplinary Authority.

AND WHEREAS, it is observed that the CO attended hearing only on one date and subsequently failed to attend the proceedings. Even the CO failed to represent on the inquiry report served to her. It clearly evinced that the CO has nothing to say on the charge levelled against her.

AND WHEREAS, I have carefully gone through the record adduced before me in respect of disciplinary proceeding case against Smt. Anu Sareen, UDC. I am convinced that the inquiry was conducted as per the provisions of Rule 14 of CCS (CCA) Rules, 1965 and all reasonable opportunities were given to the CO to defend her case. The available records reflect that the CO absented herself unauthorisedly and has not reported/joined her duties till date. The unauthorized absence of the CO is not only violation of Rule 3 of CCS (CCA) Rules but it has also caused immense loss of official work. The CO was imposed penalty in a separate Disciplinary Proceedings with direction to join GBSSS, Samaipur vide order dated 02.01.2013. The CO in spite of clear cut direction, memoranda and show cause notice, failed to join her duties and shown utter disregard to the direction of higher authorities. It appears that the CO is not willing to continue her employment in this Department.
NOW, THEREFORE, after considering the totality of the case in the light of the forgoing observations, I, Padmini Singla, Director (Education) being Disciplinary Authority in exercise of powers conferred upon me under CCS (CCA) Rules, 1965 hereby impose the penalty of removal from service which shall not be a disqualification for future employment under the Government upon Smt. Anu Sareen, UDC.

Smt. Anu Sareen, UDC
Through DDE (North West-A)

No.DE7/308/UDC/Vig (HQ)/2010/1146 Dated: 21/04/15

Copy for information and necessary action to:

1. DDE (North West-A), Dte. of Education.
2. ADE (E-I), Dte. of Education.
3. The HOS/DDO/PAO concerned through DDE (North West-A).
4. OS (IT) with the direction to upload the order on website.
5. Guard File.