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

ORDER

Whereas, Smt. Madhu Jha, Librarian, GGSS, Kondli, Gharoli, Mayur Vihar, Delhi was charge sheeted under Rule 14 of CCS (CCA) Rules, 1965 vide Memorandum No. DE.54/DDE/SWA/Vig.Br./2012/199 dated 12.04.13 for the following articles of charge:

Article-I

Smt. Madhu Jha, Librarian, after joining RPVV, B-1, Vasant Kunj, New Delhi in Aug. 2003 failed to take over the charge of Library Books till 2006-07 though the keys of the Library almirahs and cupboards of library were handed over to Smt. Madhu Jha immediately after her joining in R.P.V.V., B-1, Vasant Kunj, New Delhi by Sh. Ramesh Chander, TGT(Maths) who was looking after the library till then.

Thus the said Smt. Madhu Jha, Librarian has committed wilful disobedience, lack of devotion and gross negligence in the discharge of her official duties as Librarian and failed to maintain absolute integrity unbecoming of a govt. Servant.

Article-II

The said Smt. Madhu Jha, Librarian, during the aforesaid period and while working in the R.P.V.V., B-1 Vasant Kunj, New Delhi, failed to take over the charge of Library and to prepare the inventory of the Library books till 2006. Further, when Smt. Madhu Jha, Lib. prepared the inventory in the month of Nov. 2006, it was found that many books were missing. The cost of missing books had been calculated as Rs. 43227/- by the Librarian, which amounts to loss to the Govt. Property/school property.

Thus the said Smt. Madhu Jha, Librarian failed to maintain absolute integrity and devotion to duty and acted in a manner unbecoming of Govt. Servant, which resulted in loss to govt. Exchequer, thereby contravening the provisions of Rule 3 of CCS (Conduct) Rules, 1964.

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And whereas, Smt. Alka Aggarwal, Principal; S.K.V. No. 1, Sarojini Nagar, New Delhi was appointed as Inquiry officer vide order No. DE.54/DDE/SW-A/VIG.BR/2012/319-322 dated 21.06.13 and Sh. Praveen Kumar, H.C./Gr.II, S.K.V., No. 1, Sarojini Nagar, Delhi was appointed as Presenting officer vide order No. DE.54/DDE/SW-A/VIG.BR/2012/323-326 dated 21.06.13 in the case.

And whereas, the Inquiry Officer has submitted her report dated 17.07.2014 with the findings that the charges framed against Charged Official stands proved.

And whereas, a copy of the inquiry report was furnished to the charged Officer for making her representation, if any, there upon, vide memorandum dated 27.07.2015 on which the Charged Officer has submitted her representation dated 18.9.2015.

And whereas, the Charged Official, in her above representation has submitted that the DDE(SW-A) has already forwarded a copy of inquiry report to her in the capacity of disciplinary authority vide memorandum dated 25/07/2014 and she has already submitted her representation on the same to DDE(SW-A) but now again a tampered inquiry report has been served to her by disciplinary authority. The disciplinary authority has ordered a combined DP against Sh. Ramesh Chander, TGT(Math) and her, but there is a difference in the conclusion in r/o Sh. Ramesh Chander, TGT(Math) given by inquiry officer in the Inquiry reports served to her by DDE(SW-A) and ADE(Vig).

And whereas, the Charged Officer has further submitted that Inquiry officer cannot alter the Inquiry report once it has been served to her by DDE(SW-A) and it clearly shows that she is a victim of biasness as the submissions made during the inquiry and documentary evidences adduced by her against the charges were not appreciated in right spirit by IO.

And whereas, the undersigned has carefully gone through the chargesheet memo, Inquiry Report and other relevant record including the prosecution/defence documents adduced before me.

And whereas, perusal of the record reveals that the Charged officer herself accepted that the keys of library including almirahs were handed over to her by the then HOS in 2003. Being a librarian she was duty bound to prepare the list of books available at
that time instead of writing for formal hand over of charge. The books available in the library can easily be checked in presence of independent witnesses, and if there was any shortcoming same must be informed to HOS. But instead of the same she kept pending the matter and never informed higher officers about non cooperation by Sh. Ramesh Chand, TGT(Math) in handing over the charge of library. It is also evident that Smt. Madhu Jha has also signed in the capacity of librarian on receiving of the order dated 11.08.2004 issued by the then Vice principal for checking the stock, but the official failed to do so which proves negligence on her part.

And whereas, perusal of the inquiry record reveals that the inquiry report served to Charged Official by DDE(SW-A) was not accepted by the then disciplinary authority as it has some discrepancies. The IO removed the discrepancies and resubmitted the inquiry report on 17.07.2014 giving clear conclusion regarding articles of charge framed against both the charged officials. As per CCS(CCA) Rules, 1965 no inquiry report is final until it is accepted by the disciplinary authority. In the instant case the final inquiry report was accepted by the then disciplinary authority and served to CO by ADE(Vig).

And whereas, the Inquiry Officer has conducted the inquiry proceedings in the case as per provisions contained in rule 14 of the CCS(CCA) Rules, 1965 and has taken into consideration all the facts/record of the case before concluding her findings. The undersigned fully agrees with the findings of the Inquiry Officer.

Now, therefore, after taking into consideration the facts and all the relevant record of the case, I, Saumya Gupta, Director of Education being the Disciplinary Authority, hereby impose a penalty of reduction in pay by two stages in the time scale of pay for a period of two years upon Smt. Madhu Jha, Librarian, GGSS, Kondli, Gharoli, Mayur Vihar, Delhi without cumulative effect, with further directions that the official will not earn increments of pay during the said period of reduction.

In order accordingly,

(SAUMYA GUPTA)
DIRECTOR (EDUCATION)

Smt. Madhu Jha, Librarian,
GGSS, Kondli, Gharoli, Mayur Vihar, Delhi-110096
Through DDE (East)
No. DE.7/687/Lib/Vig./HQ/11/D 03 4

Copy forwarded for information and necessary action to:-
1. DDE (East), Date. Of Education, Delhi.
2. ADE (E-IV), Date. Of Education, Delhi.
3. HOS/DDO/PAO concerned through DDE (East).
4. OS (IT), Date. Of Education, Delhi.
5. Guard file.

Dated: 08/11

(A.K.Gupta)
DY. DIRECTOR OF EDN. (VIG.)