

नेशनल प्रोजेक्ट्स कन्स्ट्रक्शन कारपोरेशन लिमिटेड

(भारत सरकार का उद्यम)

NATIONAL PROJECTS CONSTRUCTION CORPORATION LIMITED

(A Government of India Enterprise)

Corporate office: Plot No.67-68, Sector-25, Faridabad-121004(HARYANA)

CONFIDENTIAL

Ref. No. 500220/Disc/2008/102/31

Dated: - 27th May,2015

ORDER

WHEREAS, a disciplinary proceeding under Rule 11 of the NPCC (CC&A) Rules, 1966 was instituted against Shri M.P. Singh, Executive Engineer (Civil) vide Memorandum No. 500220/Disc/2008/102/848 dated 19.03.2008 for the following articles of charges :-

ARTICLE-I

Shri M.P. Singh, EE(C) was posted from Patel Chest Unit to CRPF Unit, Vasant Kunj vide Office Order No. 500202/T/711 dated 22.01.2008. He was relieved on 24.01.2008 (AN) vide Office Order No. 306502 dated 24.01.2008 by Unit Officer, Patel Chest Unit. He did not join his duty at transferred place of posting till date and thus remained absent continuously without permission and sufficient cause w.e.f. 25.01.2008.

The above acts of Shri M.P. Singh, EE(C) amounts to lack of devotion to duty and acted in a manner prejudicial to the interest of the Corporation for willful disobedience of lawful orders and for neglecting his duty he has committed an act subversive of discipline and good behaviour and thus violated Rule 3 (1) (ii), (iii) and 4(6), 4(9), 4(18) & 4(20) of NPCC Employee Services (Conduct) Rule 1979.

2. **AND WHEREAS**, Shri A.K. Maiti was appointed as Inquiry Officer by the Disciplinary Authority vide order No. 500220/Disc/2008/102/954 dated 25.07.2008 to inquire into the charges against him, but the same could not be brought to the logical conclusion.

3. Therefore, Shri K.L. Ahuja was appointed as Inquiry Officer by Disciplinary Authority vide Office Order No. 500220/Disc/208/102/12 dated 21.07.2014 to inquire into the charges against Shri M.P. Singh.

Contd.....P/2

4. AND WHEREAS, Shri K.L. Ahuja, Inquiry Authority submitted his Inquiry Report vide his letter No. KLA/IO/DE/NPCC/2014/01 dated 20.04.2015 & the said report was sent to the charged Officer vide letter No. 500220/Disc/2008/102 dated 30.04.2015 in order to obtain his observations, representations if any, thereon so as to give him a fair opportunity to submit his observations within the specified time of 15 days so that the due consideration could be given on the observations, if any raised by the Charged Officer before arriving at final decision on the report of the Inquiry. The Charged Officer has not made any representation against Inquiry Report till date.

5. It has been observed from the record that despite notifications i.e. Press notification & Notices on NPCC Website, written notices, the Charged Officer did not attend any of the regular hearing.

6. The assessment of evidence adduced during the inquiry reveals that the Charged Officer was transferred from the Patel Chest Unit to the CRPF Unit, Vasant Kunj vide Office Order dated 22.01.2008. He was relieved by the Unit Officer, Patel Chest Unit on 24.01.2008 (AN) but he did not join his duty at the transferred place of posting till the date of issue of charge sheet i.e. 19.03.2008. The prosecution witness has confirmed in his deposition that the charged officer did not join duty till the date of issue of charge sheet i.e. 19.03.2008.

7. Having gone through the inquiry report, I entirely agree with the report of the IA, who in his findings has brought out analytically and logically the chronological facts leading to the findings of the inquiry based on material documentary evidences as contained in the report, which have conclusively proved the article of grave and serious charge against the Charged Officer, which warrants stern and exemplary punishment for continuous violation of the minimum good behaviour and conduct on the part of the Charged Officer and deliberate defiance of the NPCC Employees Service (Conduct) Rules amounting to lack of devotion to duty and acted in a manner prejudicial to the interest of the Corporation for willful disobedience of lawful orders and for neglecting his duty he has committed an act subversive of discipline and good behaviour and thus violated Rules.

8. Having applied my mind to the facts of the case and the documentary evidences on record I accept the findings of the Inquiry Officer that charges against the Charged Officer stands **fully proved**. I have therefore reached to the conclusion that the act of misconduct

Contd page....3/...

Committed by the Charged Officer amount to lack of devotion to duty, acting in a manner unbecoming of a public servant, showing insubordination and disobedience, neglecting in the performance of his duties, absenting himself from the appointed place of work without permission or sufficient cause and commission of an act which is subversive of discipline or of good behaviour.

9. In view of the foregoing facts and circumstances on record, I am convinced that no consideration of sympathy or commission could be allowed to outweigh the public policy and the public interest upper most in mind, which has direct bearing and influencing impact on the work and productivity by the employees of the Corporation. I therefore conclude that ends of justice would be met by imposing on exemplary **penalty of dismissal** of Shri M.P. Singh from the services of the Corporation since continuance of his service any longer in the Corporation would be highly prejudicial to the overall interest of the Corporation.

10. Accordingly, by virtue of the powers vested in me under Rule 9 (ix) of the NPCC (CC&A) Rules amended as First Amendment Rules, 2005, I hereby order that Shri M.P. Singh be **dismissed** from service with effect from the date of issue of this order.

I order accordingly.

Sd/-
(H.L. CHAUDHARY)
CHAIRMAN & MANAGING DIRECTOR AND
DISCIPLINARY AUTHORITY

To
Shri M.P. Singh,
C/o Shri Vijai Singh
Kumarpur P.O. Yogutganj,
Thana Sahawar,
Etah (UP)

2) Shri M.P. Singh,
Executive Engineer (C),
NPCC Limited,
Ambica Colony,
Civil Lines,
Near PWD Office,
Bandaun (UP)

CC :

1. The General Manager(HR)/SM(HR)/-Policy/M(EE),NPCC Ltd.,
Corporate Office, Faridabad.
2. The Zonal Manager, NPCC Limited, Delhi Zone.