

Copy of:

GOVERNMENT OF TAMIL NADU

Letter No.50643/S/2003-4

Personnel and Administrative
Reforms (S) Department,
Secretariat, Chennai-9.

Dated : 17.03.2004.

From

Thiru. S. Radhakrishnan, M.Sc.,
Deputy Secretary to Government.

To

The Director General of Police,
Tamil Nadu.
Chennai-600 004.

Sir,

Sub: Police Department – Effect of punishment of Censure on Inclusion
in the panel and on promotion – Clarifications – Regarding.

Ref: 1. Government letter (Ms) No.248, Personnel and Administrative
Reforms (S) Department, dated 20.10.1997.
2. Your letter Rc.No.104756/GB.V(1)/2003, dated 05.11.2003.

I am directed to invite attention to your letter cited wherein you have sought for some clarifications on the effect of the punishment of Censure on promotion.

2. Para 4II(2) of the Government letter first cited, as amended subsequently extracted below:-

“2. Any punishment other than ‘Censure’ imposed on an effect within a period of five years prior to the crucial date and a punishment of ‘Censure’ within a period of one year prior to the crucial date or censure imposed after the crucial date, but before actual promotion should be held against the Officer. In such a case the Officer’s name should be passed over.

Provided that if the Officer was imposed with any of the punishments within the check period as mentioned above for irregularities / delinquencies which occurred five years prior to the crucial date such punishment need not be held against him, if such penalty is not in currency on the crucial date and also on the date of consideration of the panel.

Provided that an Officer passed over once, need not be passed over for the second time on account of the same punishment at the time of subsequent consideration for the next panel.”

3. Since the punishment of censure is one of the codified punishments, the aforesaid provisos will apply to censure also. The punishment of censure imposed within one year prior to the crucial date or the punishment of censure imposed after the crucial date but before actual promotion should be held against the Officer. However, the punishment of censure imposed within a period of one year preceding the crucial date need not be held against the officer if the delinquency had occurred prior to 5 years preceding the crucial date. I am also to clarify that the some censure need not be held against an officer more than once as per the aforesaid second proviso in para 4II(2) of the Government letter first cited.

Yours faithfully,

Sd/ 18.03.2004
for DEPUTY SECRETARY TO GOVERNMENT