GOVERNMENT OF KERALA

Abstract

IPS - Disciplinary proceedings initiated against Shri A.V George IPS (KL: 2004) as per All India Services (Discipline and Appeal) Rules, 1969 - Dropped - orders issued.

GENERAL ADMINISTRATION (AIS-C) DEPARTMENT

G.O.(Rt.) No.3048/2019/GAD

Dated, Thiruvananthapuram, 28.05.2019.

3. Articles of Charges and Statement of Imputations dated 02.06.2018 served to Shri A.V. George IPS.
4. Written Statement of Defence dated 04.08.2018 submitted by Shri A.V. George IPS.
7. Articles of Charges and Statement of Imputations (supplementary) dated 02.09.2018 issued to Shri A.V. George IPS.
8. Written Statement of Defence to the Articles of Charges (supplementary) dated 22.09.2018 submitted by Shri A.V. George IPS.

ORDER

As per letter read as 1st paper above, Government received the report of the Special Investigation Team regarding the alleged custodial death of Shri. Sreejith, a native of Devaswompadam in Ernakulam. The State Police Chief recommended Government to place Shri A.V. George IPS (KL: 2004), who served as the District Police Chief, Ernakulam Rural at the time of the incident, under suspension in the interest of a fair, impartial and unprejudiced investigation. It was also recommended to initiate departmental action against him for the supervisory and regulatory lapses allegedly committed by the member of Service in forming a special team of police personnel named Rural Tiger Force (RTF) in violation of the Circular No. 29/2010 issued by the Director General of Police, Kerala. It was also prima-facie found that the officer had failed to ensure the effective functioning of the RTF under his command and control and hold a proper enquiry into the alleged custodial death of Shri Sreejith or unearth the role of the deceased in the cases.

2. Accordingly, Shri A.V. George IPS was placed under suspension as per Government Order read as 2nd paper above under Rule 3 of All India Services (Discipline & Appeal) Rules, 1969. Disciplinary action was initiated against him on the basis of the findings in the preliminary report and on the recommendation of the Director General of Police, Kerala. Articles of charge and statement of imputations were issued to him as per 3rd and 7th papers read above. Shri A.V. George IPS submitted Written statement of defence vide papers read as 4th and 8th above denying all the charges. He submitted that formation of the
Rural Tiger Force (RTF) was fully in consonance with the Government Order read as 5th paper above and the guidelines issued by the Director General of Police vide Circular No. 29/2010. The delinquent officer also contended that on receiving information of a cognizable offence, as head of the police force in the district, he had instructed his subordinates to discharge their duties in accordance with law. As per the Order read as 6th paper above, Shri A.V. George IPS was reinstated in service without prejudice to the departmental proceedings against him.

3. Shri A.V. George IPS submitted a letter to Government as per 9th paper read as above requesting to exonerate him from the charges levelled against him as he was not arrayed as an accused in the Crime No. 321/2018 registered at the Varappuzha Police Station, Ernakulam District in connection with the alleged custodial death of Shri Sreejith. As per letter read as 10th paper above, the State Police Chief, Kerala has informed that Shri A.V. George IPS is arrayed only as a witness in Crime No. 321/2018 registered in the Varappuzha Police Station in connection with the custodial death of Sreejith.

4. Government have examined the matter in detail with connected records. Disciplinary action was initiated against the officer based on the allegations in connection with custodial death of Sreejith. As per the report of the State Police Chief, it is evident that Shri A.V. George IPS is not arrayed as an accused in the Crime No. 321/2018 registered in the Varappuzha Police Station. The investigation on the primary issue has not been completed so far. Now, there are no proven charges against the officer. Since the officer is not arrayed as an accused, the charges conceived against him will not stand at this stage. Hence, Government have decided to drop the disciplinary action initiated against him, and issue orders accordingly.

(By Order of the Governor),
Tom Jose
Chief Secretary to Government.

To

Shri A.V. George IPS, District Police Chief, Kozhikode City (Through the Director General of Police & State Police Chief).
The Accountant General (G&SSA/A&E), Kerala, Thiruvananthapuram.
The Secretary to Government of India, Ministry of Home Affairs, New Delhi– 110 001.
The Director General of Police & State Police Chief, Kerala.
The General Administration (SC/Accounts J) Department.
The Home Department.
The Web & New Media Division in I&PRD (For uploading the GO in the website www.gadsplais.kerala.gov.in)

Copy to:-
The Private Secretary to Chief Minister.
The Special Secretary to Chief Secretary.
The P.A to Additional Chief Secretary (Home & Vigilance).
The P.A to Additional Secretary, General Administration, (AIS-A&C) Department.
The P.A to Additional Secretary, General Administration, (AIS-A&C) Department.

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Forwarded/By order,

Section Officer.