
GENERAL ADMINISTRATION (SPECIAL C) DEPARTMENT

G.O.(Rt.)No. 4637/2018/GAD Dated, Thiruvananthapuram, 14.07.2018

Read:- 1. Letter No. V.E 2/6440/12 dated 01.01.2014 and 25.06.2014 of Additional Principal Chief Conservator of Forests (Vigilance), Thiruvananthapuram.
2. U.O. Note No.5537/A2/12/F&WLD dated 25.04.2014 from Forest & Wildlife (A) Department.
3. Articles of Charges and Statement of Imputations No.37125/SPL-CL/15/GAD dated 08.03.2016
9. Representation dated 24.11.2017 from Shri. P.P.Cheriyanvunjju IFS (Retd.)

ORDER

An enquiry was conducted by the Vigilance wing of Forest Department on the irregularities in thinning work in 1965 and 1966 at Mamoodupathal Teak Plantation in Thannithodu Forest Station, Vadasserikkara Range, Ranni Division. On the report of the enquiry submitted to Government by the Additional Principal Chief Conservator of Forests (Vigilance) as per letter dated 01.01.2014 read as 1st paper above it was recommended for the recovery of the loss caused to Government to the tune of Rs.1,20,041/- from the officials and later as per the revised enquiry report submitted by Additional Principal Chief Conservator of Forests (Vigilance) as per letter dated 25.06.2014 read as 1st paper above, the Government loss was reassessed as Rs.1,95,590/- (an amount of Rs.75,549/- in excess was paid for not completing the work within the stipulated period) and recommended to take suitable action against, Shri. P.G.Babykutty, the then Range Officer, Vadasserikkara (Rtd.) and Shri. P.R.Mohan Kumar, then Forester, Thannithodu Forest Station and Shri.P.P.Cheriyanvunjju then Assistant Conservator of Forests, Ranni Division who was later conferred with IFS.
2. Accordingly, Government initiated disciplinary action against Shri. P.P. Cheriyan Kunju IFS and Articles of Charges and Statement of Imputations were served as per 3rd paper read above. In the Written Statement of Defence, he denied all the charges levelled against him. The Principal Chief Conservator of Forests & Head of Forest Force proposed to recover the proportionate Government loss from him, as Forest & Wildlife Department had already been realized the loss in the above case from the co-delinquents. The delinquent officer retired from service on superannuation on 31.03.2016 and admitted only provisional pension to him as per Government Order read as 5th paper above due to the pendency of the disciplinary proceedings.

3. The proportionate Government loss from the officer was quantified as Rs.65,197/- (i.e., 1/3 of 1,95,590/-). However, considering the contentions of the delinquent officer in the Statement of Defence and other connected documents, Government have decided to appoint Inquiring Authority for further enquiry as per provisions in Rule 8(2) of All India Service (Discipline & Appeal) Rules vide Government Order read as 6th paper above.

4. Meanwhile, Shri.P.P.Cheriyan Kunju IFS (Retd.) filed an OA No.180/00142/2017 in Hon'ble Central Administrative Tribunal, Ernakulam praying for granting all pensionary benefits with interest for the delayed payment. The Hon'ble Central Administrative Tribunal in its judgment dated 17.08.2017 read as 7th paper above has directed the State Government to expedite the disciplinary proceedings and to complete the same as soon as possible, at any rate, within a period of three months from the date of receipt of a copy of the same.

5. Based on the enquiry report submitted to Government as per letter read as 8th paper above, the loss sustained to Government was recalculated as Rs.1,11,978/- The other pensionary benefits of Shri.P.P.Cheriyan Kunju IFS including DCRG could not be released to him due to the pendency of disciplinary proceedings. As per representation read as 9th paper above, he has conveyed his willingness for temporarily withholding of Rs.37,326/- being proportionate liability, from his DCRG and requested to release balance DCRG and Pension commutation.

6. Government have examined the matter in detail and decided to finalise the disciplinary proceedings against Shri. P.P.Cheriyan Kunju IFS (Retd.) on the irregularities in thinning work in 1965 and 1966 Mamoodupathal Teak Plantation in Thannithodu Forest Station, Vadasserikkara Range, Ranni Division by withholding an amount of Rs.37,326/- (Rupees Thirty Seven Thousand Three Hundred and Twenty Six Only) which is the proportionate liability from the DCRG of Shri. P.P.Cheriyan Kunju IFS being the 1/3 of Rs.1,11,978/- i.e., the loss sustained to Government and to release entire pensionary benefits including balance DCRG due to him. This order is issued subject to the ratification of the Government of India, Ministry of Environment, Forest and Climate Change under Rule 6(1) of AIS (DCRB) Rules, 1958. Finance Department will take urgent
necessary steps to release the pensionary benefits including balance DCRG after withholding Rs. 37,326/-.

7. The order of the Hon'ble Central Administrative Tribunal in OA No. 180/00142/2017 filed by Shri. P.P. Cheriyankunju IFS (Rtd.) is thus complied with.

(By Order of the Governor),

TOM JOSE
Chief Secretary to Government

To
Shri. P.P. Cheriyankunju IFS (Rtd.), Thottathil, Rubi Nagar P.O,
Changanassery - 686103
The Principal Chief Conservator of Forests & Head of Forest Force,
Forest Headquarters, Thiruvananthapuram.
The Advocate General, Ernakulam.
The Secretary, Government of India, Ministry of Environment, Forest and
Climate Change, Indira Paryavaran Bhawan, 6th Floor, Prithvi Block,
Jor Bagh Road, Ali Ganj, New Delhi – 110 003.
The Forest & Wildlife (A) Department.
The Finance (Pension-A) Department.
The General Administration (SC) Department.
The Web & New Media Division, Information & Public Relations Department
(For uploading in the website 'www.gadsplais.kerala.gov.in')
Stock File/Office Copy.

Forwarded/By Order

[Signature]
Section Officer