

Sh. Babu  
Sh. Vikrant

श्री श्री श्री  
26/5/15

## RTI REQUEST DETAILS

<b>Registration No. :</b>	PGCIL/R/2015/60067	<b>Date of Receipt :</b>	25/05/2015 (Rec on 26/5/15)
<b>Type of Receipt :</b>	Online Receipt	<b>Language of Request :</b>	English
<b>Name :</b>	Smt. Ramabharti Sharma	<b>Gender :</b>	Female
<b>Address :</b>	C/o Sh. P.K.SHARMA, ENGINEER (CS),, POWER GRID CORPORATION OF INDIA LIMITED,, 400/220 KV KISHENPUR SUB STN, VIA DANSAL, JAMMU, Pin:181224		
<b>State :</b>	Jammu And Kashmir	<b>Country :</b>	India
<b>Phone No. :</b>	Details not provided	<b>Mobile No. :</b>	+91-9469214357
<b>Email :</b>	ramabharti71@yahoo.in		
<b>Status(Rural/Urban) :</b>	Urban	<b>Education Status :</b>	Above Graduate
<b>Is Requester Below Poverty Line ? :</b>	No	<b>Citizenship Status :</b>	Indian
<b>Amount Paid :</b>	10 )	<b>Mode of Payment :</b>	Payment Gateway
<b>Does it concern the life or Liberty of a Person ? :</b>	No(Normal)	<b>Request Pertains to :</b>	
<b>Information Sought :</b>	<p>1.0 My husband (Sh. P.K.Sharma, E.No.50890) &amp; Store Keeper were chargesheeted whereas the then DGM, Chief Manager, Manager were served Advisory Memos for the shortages occurred in Stores by fixing responsibility as per Stores Management Systems Manual, Vol-I, Clause 2.8. My husband was chargesheeted vide Memorandum No. N2JM/VIG/STS/2002/1252-56 DT. 31.05.2002.</p> <p>Pl intimate that why recovery was not made prorata as per above clause from the above officials for the shortages which was reportedly written off with a meagre amount of Rs.25,039/- since recovery could not only have compensated the pecuniary loss to POWERGRID but have also avoided tremendous harassment &amp; huge loss made to my husband.</p> <p>2.0 Insurance claim could not be filed since No FIR was lodged in the above case. Please intimate that is it not essential to lodge FIR if a departmental enquiry is initiated in a Theft case resulting in shortage of materials.</p> <p>3.0 Please inform that after enactment of Right to information Act 2005, Vigilance Files can be destroyed without intimation/consent of concerned penalized officials.</p> <p>4.0 The interpretation of Clause 11.3, Policy manual, Volume-I, Ch-11,Appeal &amp; Review, is - If a penalized official makes an appeal against his penalty, it (Penalty) is either reduced or remain unaltered or enhanced depending upon the merit of case.</p> <p>Sh. N.Raina, POWERGRID advocate, under instruction &amp; as desired by POWERGRID vide reference no. 223/PNR/R/06 Dt. 15.07.06 had quoted as saying</p> <p>He, ultimately was awarded a minor penalty which of course was</p>		

changed to censure by appellate authority on the appeal being filed by your client (Para A , page 1, copy enclosed)

You may however, only note that during September 2002, minor penalty of with holding of one increment of pay for a period of one year without cumulative effect was imposed on your client, which was commuted to penalty of censure by the appellate authority on 16.10.2002. Appellate authority had passed this order on the appeal preferred by your client. (Para 3, page 3, copy enclosed).

Please inform that is it a fact that always the penalty is reduced if an appeal is made to the Appellate authority.

[Print](#)[Close](#)



*P.N. Raina*  
Advocate

Page - 01

Ph (O) 258567  
(R) 257731  
(M) 9419187  
(Fax) 257731

No. 223/P.N.R./R/06

Dated... 15.07.06.

Sh. Gulshan Singh Shan,  
Advocate,  
Udhampur (J&K)

Subject: Your reference No.1109/UDH/2006, dated 31-01-06, being notice served on behalf of your client Sh.P.K.Sharma, son of Sh. H.D.Sharma. Resident of Udhampur, on Chairman cum Managing Director, Power Grid Corporation of India Ltd. and others. Reply to the said notice by and on behalf of Power Grid Corporation of India Ltd.

Esteemed sir,

Under instructions and as desired by Power Grid Corporation of India Ltd. Northern Region II, RHQ, Jammu kindly take the following reply to your aforesaid notice.

Before making a Para wise reply of your notice, in order to avoid repetition, we are making the following general reply,

- A. That, my client deny, as totally unfounded and untrue, the allegation made in the notice, of your client having been subjected to any discrimination in the matter of his promotion. While, your client was considered by the departmental promotional committee for the year 2002, for promotion exercise of 2001, the result thereof was kept in a sealed cover. Recourse to sealed cover procedure was necessitated because, your client had already been charged for misconduct and a departmental enquiry was pending. He, ultimately was awarded, a minor penalty, which of course was changed to censure by the appellate authority on an appeal being filed by your client. Censure continues to be a minor penalty, as per the conduct, disciplinary and appeal rules applicable in the matter. As per the aforesaid rules, if, as a result of any enquiry, disciplinary proceedings, an employee is subjected to any penalty, the findings of sealed cover are not to be acted upon; the case of such an employee has to be considered by the next

Chambers : Office No. 2, 2<sup>nd</sup> Floor, Kalgidhar Shopping Complex, Rehari, B C Road Jammu

Residence : 112-New Plot Jammu

e-mail : pnrainadv@vsnl.com



PARAWISE REPLY TO YOUR NOTICE

1. That, Para 1 is admitted so far as the period of service rendered by your client is concerned. The assertion of your client, that, he has distinguished service to his record, is not correct, since he has been awarded a minor penalty based on disciplinary proceedings.
2. That, Para 2 has already been replied earlier. Your client was considered by the departmental promotional committee for the quoted year; however, the sealed cover procedure was to be adopted.
3. That Para 3 also has been replied in the statement made earlier, and need not be replied. You may however, only note that during September 2002, minor penalty of withholding of one increment of pay for a period of one year without cumulative effect was imposed on your client, which was commuted to penalty of censure by the appellate authority on 16-10-2002. Appellate authority had passed this order on the appeal preferred by your client. Rest of the Para stands already relied as indicated above.
4. That, Para 4 of your notice is a matter of record and is admitted, thus as correct.
5. That, Para 5 is denied as incorrect. A complete reply thereto has already been made in the preliminary statement.
6. That, Para 6 is also denied as incorrect and baseless. While reply has been made in the preliminary statement, it is repeated that no person who was awarded penalty of censure