

### RTI REQUEST DETAILS

<b>Registration No. :</b>	PGCIL/R /2018/50333	<b>Date of Receipt :</b>	06/05/2018
<b>Type of Receipt :</b>	Online Receipt	<b>Language of Request :</b>	English
<b>Name :</b>	Rama Bharti Sharma	<b>Gender :</b>	Female
<b>Address :</b>	C/o Sh. P.K.SHARMA SR ENGINEER (CS), POWERGRID, 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>	Rural	<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>Request Pertains to :</b>	<p>Pl. refer POWERGRID reply vide letter No. C-HR-Griev-2018 Dt. 30th April 2018</p> <p>1.0 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 gravity &amp; merit of case.</p> <p>In reply vide letter No. C-HR-Griev-2018 Dt. 30th April 2018 at para ii) it is stated that CMD taking lenient view had commuted the penalty of withholding of one increment of pay for a period of one year without cumulative effect to a minor penalty of CENSURE on my husband s appeal</p> <p><b>Information Sought :</b> In compliance to Section 4(1)(d) of the RTI Act 2005,Please inform that -</p> <p>(i) Penalty is always reduced if an appeal is made to the Appellate authority.</p> <p>(ii) Penalty of appellate authority (Higher authority) should not be considered Final &amp; should always be represented in conjunction with disciplinary authority (lower authority) penalty.</p> <p>2.0 As per DoPT OM Dt. 21.11.2016 referred in your above reply letter No. C-HR-Griev-2018 Dt. 30th April 2018, My husband should have been promoted in the year 2002 without any written examination, interview.</p> <p>In compliance to Section 4(1)(d) of the RTI Act 2005,Please intimate</p>		

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how the above OM restricted Promotion of my husband in the year 2002 & supports your claim.

3.0 CIC in its order Dt.26.12.2016 File no. No.CIC-YA-A-2015-902774 has quoted, POWERGRIDS version at Page 03-

He states that as per DOPT OM No.22011 4 91-Estt.(A)

3.1 If any penalty is imposed on the Government servant as a result of the disciplinary proceedings or if he is found guilty in the criminal prosecution against him, the findings of the sealed cover-covers shall not be acted upon. His case for promotion may be considered by the next DPC in the normal course and having regard to the penalty imposed on him.

May also see CCS Rule 1965, Part V Penalties and Disciplinary authorities, 11 Penalties, (7A)(iii) which is also revised & consolidated on the basis of above OM. (No.22011 4 91-Estt.(A) Dt. 14.09.1992)

DoPT OM Dt. 21.11.2016 as referred in above reply letter No. C-HR-Griev-2018 Dt. 30th April 2018 is actually an ultimate clarification of DOPT OM No.22011 4 91-Estt.(A) Dt. 14.09.1992 & also has mention in it.

In compliance to Section 4(1)(d) of the RTI Act 2005, Please inform that POWERGRID wants to convey that Ministry of Personnel, Public Grievances and Pensions, Department of Personnel & Training OM(s) & CCS rule are inconsistent, conflicting & contradictory.

Pl. note that till justice is not meted out, my husband promotion will remain unfinished agenda & fight will continue.

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