



MAHATMA GANDHI UNIVERSITY, KERALA

Abstract

Establishment - Sri.Abdul Rasheedu J,Assistant - Unauthorized absence – Major penalty of termination from service –Approved- Orders issued

ADMINISTRATION A 1 SECTION

No. 4803/AD A1/2020/MGU

Priyadarsini Hills,Dated: 20.10.2020

- Read:-*1.U.O.No.Ad.AI-1-110/96 dated 29.03.1996
2.U.O.No.Ad.CI-1-766/96 dated 09.04.1996
3.Appendix XII A, Part I&II of KSR
4.KSR,Part I,Chapter III,Rule 24 A
5.Memo No.Ad.AI-1-329/2014 dated 27.07.2016
6.Letter dated 08.08.2016 received from Sri. Abdul Rasheedu J
7.Memo No. Ad.A1/1/404/2016 dated 04.10.2016
8.Kerala Civil Service (Classification, Control and Appeal) Rules, 1960
(read with Chapter 4, Part III of the Mahatma Gandhi University Statutes 1997)
9.Memo No.DR-1/Enq.(1)/Ad.A1/2017 dated 17.02.2017 issued by the Enquiry Officer
10.Enquiry Report submitted by Sri.Manikantan M K,DR II (Admn) and Enquiry Officer
11.Show Cause Notice No.Ad.AI-1-404/2016 dated 08.01.2018

ORDER

Sri.Abdul Rasheedu J,Jamaliya Manzil,Kannimel,Vallikunnam,Mavelikkara, Alleppey,joined the Mahatma Gandhi University service as Assistant w.e.f. 18.03.1996 vide reference read (1) above.He had been sanctioned Leave Without Allowance for a period of five years with effect from 10.04.1996 to 09.04.2001 during the period of probation,vide reference read (2) above.Thereafter,the Leave Without Allowance was extended by five years each in three consecutive spells up to 09.04.2016.

It is specified,vide reference read (3) & (4) above,that if an officer does not report for duty immediately on expiry of the leave period his/her service shall be terminated after following the procedures in this regard.As per the provisions laid down in Appendix XII A – Part I and II of Kerala Service Rules,the maximum period of leave that can be sanctioned to an officer is limited to twenty years and if he/she does not report for duty immediately on expiry of leave, his/her service shall be terminated after following the procedure outlined in the Kerala Civil Service (Classification, Control and Appeal) Rules,1960. Sri.Abdul Rasheedu J should have reported for duty on 10.04.2016 after the expiry of the maximum period of leave sanctioned to him.But,he did not report for duty after the expiry of the leave period.

Consequently,vide reference read (5) above,memo was issued seeking explanation from Sri.Abdul Rasheedu J for not reporting for duty after the expiry of the leave period.It was also informed that disciplinary proceedings as contemplated in the Mahatma Gandhi University Statutes 1997 would be initiated against him if he did not report for duty.Subsequently,Sri.Abdul Rasheedu J expressed willingness to rejoin duty vide reference read (6) above.Considering the same,permission was granted to him to rejoin duty vide reference read (7) above.However,inspite of the permission granted,Sri.Abdul Rasheedu J did not report for duty after the expiry of the leave period.

In the light of the above, the Vice Chancellor appointed Sri. Manikantan M K, Deputy Registrar II (Admn) as the Enquiry Officer to enquire in to the matter and submit report as per the provisions contained in statute 41(a),(b)[Chapter 4,Part III] of the Mahatma Gandhi University Statutes 1997. The Enquiry Officer vide memo read (9) above directed Sri. Abdul Rasheedu J to appear in person. But, he had neither appeared in person nor submitted any statement of defence in connection with this matter. Consequently, the Enquiry Officer submitted the report vide reference read (10) above, recommending to impose major penalty of removal from service as per statute 35 B(viii) [Chapter 4,Part III] of the Mahatma Gandhi University Statutes 1997.

In the above circumstances, invoking relevant provisions contained in the Mahatma Gandhi University Statutes 1997, the Vice-Chancellor ordered to impose major penalty upon Sri. Abdul Rasheedu J by terminating his service as Assistant in the University. Subsequently, Show Cause Notice was issued, vide reference read (11) above, directing Sri. Abdul Rasheedu J to submit statement of defence, if any, before finalizing the proposed disciplinary action. But, he has not responded to the said Show Cause Notice. Consequent on the same, after examining the matter in detail, the Vice-Chancellor has ordered to confirm the imposition of major penalty upon Sri. Abdul Rasheedu J by terminating his service as Assistant in the University w.e.f 10.04.2016, as per statute 35 B(vii) [Chapter 4,Part III] of the Mahatma Gandhi University Statutes, 1997.

Orders are issued accordingly.

Sd/-

A S CHAVARA

ASSISTANT REGISTRAR I (ADMIN)

Copy To

1. The Person concerned
2. PS to Vice Chancellor/Pro-Vice Chancellor
3. PA to Registrar/Finance Officer/Controller of Examinations
4. AR/DR/JR (Admn/Finance/Academic/Exam)
5. Joint Director, Kerala State Audit Department, Mahatma Gandhi University
6. Ad.C I/II/III/Finance I/II/III
7. Content Management Section/Ad.AVIII/Ad.AX
8. PRO/Statistical Unit /Records Section
9. SF/FC/Day File

Forwarded / By Order,

Section Officer