



MAHATMA GANDHI UNIVERSITY, KERALA

Abstract

Establishment - Smt. Gouri Sushma Nair, Assistant –Unauthorized absence- Major penalty of termination from service -Approved- Orders issued

ADMINISTRATION A 1 SECTION

No. 4806/AD A1/2020/MGU

Priyadarsini Hills, Dated: 20.10.2020

*Read:-*1.U.O.No.Ad.AI-1-55/92 dated 26.05.1994

2.U.O.No.Ad.CII/4/96 dated 11.03.1996

3.Appendix XII A, Part I&II of KSR

4.KSR,Part I,Chapter III,Rule 24 A

5.Memo No.Ad.AI-1-535/2016(3) dated 13.03.2017 and 17.05.2017

6.Kerala Civil Service (Classification,Control and Appeal) Rules,1960

(read with Chapter 4,Part III of the Mahatma Gandhi University Statutes 1997,)

7.Memo No. DR-II(Academic)/Enquiry-2/Ad.A1/2017 dated 20.12.2017 issued by the Enquiry Officer

8.Enquiry Report submitted by Sri. George K Varghese, DR II (Academic) and Enquiry Officer

9.Show Cause Notice No.Ad.AI-1-535/2016(3) dated 31.03.2018

ORDER

Smt.Gouri Sushma Nair,T.C.24/540 Amballur Lane,Thycaud P.O., Thiruvananthapuram– 695 014, joined the Mahatma Gandhi University service as Assistant w.e.f. 02.05.1994 vide reference read (1) above. She had been sanctioned Leave Without Allowance for a period of five years with effect from 01.02.1996 to 31.01.2001,vide reference read (2) above.Thereafter, the Leave Without Allowance was extended by five years each in three consecutive spells upto to 31.01.2016.

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.Smt.Gouri Sushma Nair should have reported for duty on 01.02.2016 after the expiry of the maximum period of leave sanctioned to her. But she did not report for duty after the expiry of the leave period.

Consequently,vide reference read (5) above,memos were issued seeking explanation from Smt.Gouri Sushma Nair 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 her if she did not report for duty.But,she has not reported for duty.

In the light of the above, the Vice Chancellor appointed Sri. George K Varghese, Deputy Registrar II (Academic) as the Enquiry Officer to enquire into 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 (7) above directed Smt. Gouri Sushma Nair to appear in person. But she had neither appeared in person nor submitted any statement of defence in connection with this matter. Consequently, the Enquiry Officer submitted his report vide reference read (8) 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 Smt. Gouri Sushma Nair by terminating her service as Assistant in the University. Subsequently, Show Cause Notice was issued, vide reference read (9) above, directing Smt. Gouri Sushma Nair to submit statement of defence, if any, before finalizing the proposed disciplinary action. But, she 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 Smt. Gouri Sushma Nair by terminating her service as Assistant in the University w.e.f 01.02.2016, 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, KSAD, Mahatma Gandhi University
6. Ad.C I/II/III/ Finance I/II/III
7. Content Management Section/Ad.AVIII/Ad.AX
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Forwarded / By Order

Section Officer