



Forum for Good Governance

Regd. No. 653/2009

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(Retd. High Court Judge)

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L. No. FGG/GOV/REP/ 47 /2020

Hyderabad
14th August, 2020

To
H.E. the Governor
Telangana State
Hyderabad

Respected Madam,

Sub : Telangana Civil services Disciplinary Proceedings
Tribunal – Non functioning of Tribunal – Reg.

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Tribunal for Disciplinary Proceedings (Tribunal) was constituted to inquire and report regarding allegations of misconduct on the part of Government servants. The Tribunal may inquire the cases referred to it by Government and on the conclusion of an inquiry the Tribunal shall report its findings to the Government. The Government shall consider the report of the Tribunal and pass appropriate orders. The Government may constitute a Tribunal and appoint members who shall be judicial officer of the status of a District Judge.

In the year 1960 civil services (Disciplinary Proceedings Tribunal) Act was passed and after bifurcation of state the Act was adopted to the State of Telangana.

Unfortunately except for 4 months there is no permanent Judge during last 6 years the Tribunal is always under additional charge of some other Judge. Due to lack of full time Judge during last 6 years 12 cases only were disposed speaks volumes about working of Tribunal.

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As against the sanctioned strength of 14 member, 5 people, one senior assistant, one junior assistant, one record assistant and two attenders are only working. The Tribunal without Judge is almost defunct and non-functional. At present there are 365 cases (mostly decade old) are pending in Tribunal. Out of 365 cases 288 belong to ACB cases and 77 pertain to other irregularities.

When ACB registers a case it conducts thorough inquiry and sends to Vigilance Commission where it is examined from legal angle and forwards to Government with its recommendations. In majority of ACB cases the ACB requests the Government for permission to prosecute the accused. Vigilance Commission also while concurring the ACB report advises the Government to accord permission to prosecute the accused. In Secretariat lot of manipulations take place and prosecution permission is denied, instead the cases are sent to Tribunal knowing well that there is no full time Judge and it may take years before Tribunal sends its inquiry reports. In this way, in departments like Home, Revenue, Municipal Administration and Irrigation the accused officials get respite and decades pass by before the case is brought to its logical conclusion. When the Tribunal is non-functional why the Government is sending ACB cases is a big mystery. In the state of Telangana no Government employee has fear of punishment for wrong doing, thanks to Secretariat. Here it is pointed out that there is a Spl. Court to try ACB cases, that being the case why ACB cases are sent to Tribunal.

Forum for Good Governance requests H.E. the Governor to kindly direct the Chief Secretary to Government of Telangana to take steps for posting a full time Judge to Tribunal or else withdraw the case from Tribunal and permit ACB to launch prosecution against tainted employees.

Yours Sincerely



M. Padmanabh Reddy
Secretary
Forum for Good Governance

Encl : P.I.O., Tribunal Disciplinary Proceedings letter Dis No. 158, dated 6-8-2020