

M.10

Noting by Office of or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signatures
			<p>Ms.Nag submits that when the petitioner was sent on deputation to AAJVS, the said Additional Secretary, Ministry of Home Affairs, Government of India, cannot retain the power of disciplinary authority. Mrs.Nag refers to rule 20 of the CCS(CCA) Rules, 1965 wherein it has been specifically mentioned that the borrowing authority shall have the power of the appointing authority for the purpose of placing the government servant under suspension and of the disciplinary authority for the purpose of conducting disciplinary proceedings against him.</p> <p>The relevant extracts of the said sub-rule (1) of Rule 20 of the CCS(CCA) Rules, 1965 is set out hereunder:</p> <p>"20. Provisions regarding officers lent to State Government etc.-(1) Where the services of a Government Servant are lent by one department to another department or to a State government or an authority subordinate thereto or to a local or other authority (hereinafter in this rule referred to as "the borrowing authority"), the borrowing authority shall have the powers of the appointing authority for the purpose of placing such Government Servant under suspension and of the disciplinary authority for the purpose of conducting a disciplinary proceedings against him.</p> <p>Provided that the borrowing authority shall forthwith inform the authority which let the services of the government Servant</p>

