

- 65 -

Bombay Civil Services (Conduct, Discipline
and Appeal) Rules.

Collectors.

Power to revise the order suo motu
under — of,

GOVERNMENT OF BOMBAY.

REVENUE DEPARTMENT.

Resolution No. 83/51.

Bombay Castle, 23rd January 1953.

RESOLUTION OF GOVERNMENT.

Under Rule 34(2) of the Bombay Civil Services (Conduct, Discipline and Appeal) Rules, the Collectors are appellate authorities in respect of the talatis and are competent to revise the punishment imposed, on them by the Prant Officers in appeal. However, the Collector has no powers to revise an order of Prant Officer in this respect suo motu, because there is no provision in these rules analogous to section 211 of the Land Revenue Code. Delegation of such power cannot be done without amending the Rule. The point whether such a power was necessary and, if so, whether the rule should be amended was discussed in the sectional Conference of the Heads of Departments under the Revenue Department held on 7th October 1952. Government has considered the views expressed at that time and is pleased to direct that there is no necessity to amend the rule and that the Collectors, when they are satisfied that the punishment meted out is inadequate, should report the case to Government, after asking the person concerned and the Prant Officer as to why the order should not be revised. The Collector should while reporting the case to Government offer his own remarks on these explanations and give reasons why the order should be revised and in what manner.

By order and in the name of
the Governor of Bombay,

D. S. BAKHLE,
Secretary to Government.

L Rev. H 117

[P.T.O.]