

GOVERNMENT OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT (B) DEPARTMENT
DISPUR : : GUWAHATI-6

No.PRD-12/416/2017-PRD(B)/602

Dated Dispur, the 7th March, 2018

ORDER

Whereas, on receipt of a report from the Project Director, DRDA, Bongaigaon vide letter No. BNRD/Estt/10/2010-11/102, dated 20/05/2011 regarding alleged misappropriation of Govt. fund under MGNREGA, 2005, Shri Bishnujyoti Baruah, the then Block Development Officer, Tapattary Dev. Block, Bongaigaon was placed under suspension vide Govt. Notification No. PDB.161/95/18, dated 27/05/2011, pending drawal of departmental proceeding against the suspended officer.

Whereas, on receipt of the draft charges, statement of allegation etc. from Deputy Commissioner, Bongaigaon vide letter No. BNRD/Estt/229/2011-12, dated 18/02/12, departmental proceeding against Shri Bishnujyoti Baruah, the then Block Development Officer, Tapattary Dev. Block, Bongaigaon vide Show-Cause notice No. PDB.161/95/400, dated 22/06/2012.

Whereas, the above-named Shri Bishnujyoti Baruah, the then Block Development Officer (U/S), Tapattary Dev. Block, Bongaigaon submitted his written statement of defence vide letter dtd. Nil, denying the charges leveled against him.

Whereas, after careful examination of the written statement of defense submitted by Shri Bishnujyoti Baruah, the then Block Development Officer (U/S), Tapattary Dev. Block, Bongaigaon and the materials on records, and being unsatisfied with the statement of defense, the Disciplinary Authority decided to cause an enquiry into the charges and accordingly, Inquiry Officer and Presenting Officer were appointed/nominated vide Govt. Notification No. PDB.161/95/413, dated 02/02/2013.

Whereas, Shri Bishnujyoti Baruah, the then Block Development Officer (U/S), Tapattary Dev. Block, Bongaigaon was reinstated in service vide Govt. Notification No. PDB.161/95/448, dated 29/07/15 and was posted at Kathiatoli Dev. Block, Nagaon.

Whereas, the Inquiry Officer submitted his Enquiry Reports vide letter No. ABE.6/2013/182, dated 31/08/16, wherefrom, it is revealed that the charges leveled against the above-named Charged Officer are substantiated and the Disciplinary Authority approved for imposition of penalty under Rule 7(iii) of the Assam Services (Discipline & Appeal) Rules, 1964.

Whereas, in the meantime, Shri Bishnujyoti Baruah, Block Development Officer, while serving at Kathiatoli Dev. Block, Nagaon, was transferred and posted at Srijangram Dev. Block, Bongaigaon.

Whereas, a copy of the Enquiry Report has been furnished to the Shri Bishnujyoti Baruah, Block Development Officer, Srijangram Dev. Block, Bongaigaon and he has been directed to furnish representation on the Enquiry Report, if any, vide letter No. PRD-12/416/2017-PRD(B)/600, dated 09/10/2017.

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Whereas, vide letter No. BNZPE-300/2017/1, dated 15/12/2017, Chief Executive Officer, Zilla Parishad, Bongaigaon intimated that Shri Bishnujyoti Baruah, Block Development Officer, Srijangram Dev. Block, Bongaigaon expired while in service on 11/12/2017 due to chronic kidney disease.

Whereas, considering the fact that the Delinquent Officer has expired before disposal of the departmental proceeding drawn against him, the Disciplinary Authority has held that the Departmental Proceeding against the above-named Delinquent Officer be dropped as per provision of F.R. 54(B) of FR & SR.

Accordingly, the Governor of Assam is pleased to dispose of the departmental proceeding drawn against Late Bishnujyoti Baruah, Ex-Block Development Officer, Srijangram Dev. Block, Bongaigaon (the then BDO, Tapattary Dev. Block, Bongaigaon) as per provision of F.R. 54(B) of FR & SR.

The period spent under suspension is treated as on duty for all purposes.

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

Sd/- Dr. J.B. Ekka, IAS
Commissioner & Secretary to the Govt. of Assam,
Panchayat and Rural Development Deptt.

Memo No. PRD-12/416/2017-PRD(B)/602-A

Dated Dispur, the 7th March, 2018

Copy to :-

1. The Accountant General (A&E), Assam, Maidamgaon, Beltola, Guwahati – 29.
2. The Commissioner, Panchayat and Rural Development, Assam, Juripar, Panjabari, Guwahati – 37.
3. The Deputy Commissioner, Bongaigaon.
4. The Chief Executive Officer, Zilla Parishad, Bongaigaon.
5. The Project Director, DRDA, Bongaigaon.
6. The Treasury Officer, Bongaigaon.
7. The Block Development Officer, Srijangram Dev. Block, Bongaigaon for communication of the order to the family of Late Bishnujyoti Baruah, Ex-BDO.
8. Office copy/Departmental website.

By order etc.,

Joint Secretary to the Govt. of Assam
Panchayat and Rural Development Deptt.