

**GOVERNMENT OF ASSAM
POLITICAL (VIGILANCE) DEPARTMENT**

No. PLA (V) 36/2002/327

Dated Dispur the 19th March, 2008

OFFICE MEMORANDUM

It has been observed that Political Department's clearance is required for promotion, Central Deputation, Inter-state Deputation, Foreign visits, issue of no objection certificate for obtaining Indian Passport, retirement benefits, awarding various medals and other special purposes. Political Department obtains reports in respect of the officer(s) concerned from the Directorate of Vigilance and Anti-Corruption and Chief Minister's Special Vigilance Cell. However, in case of issue of no objection certificate for obtaining Indian Passport report from the Special Department is also obtained in addition to the report of the other two organizations.

As per the present practice the Political Department refers to the concerned organizations for report on the vigilance status of the officer (s) and the Directorate of Vigilance & Anti-corruption and Chief Minister's Special Vigilance cell report that a vigilance case is pending or contemplated only if a regular enquiry or criminal case or Court trial is pending.

After careful consideration of the matter above, and in supersession of the Office Memorandum No. PLA (V) 130/2001/1 dated 5th December 2001, the State Government has decided to issue the following guidelines for compliance by all concerned:-

- A) With regard to promotion of the officers, the Directorate of Vigilance & Anti-Corruption and the Chief Minister's Special Vigilance Cell may report about the vigilance status of the Government officer only when Prosecution for Criminal Charge is pending against the officers. In this connection, the O.M. No. 22012/1/99-Estt (D) dated 25-10-2004 issued by Department of Personnel, Government of India and O.M. No. ABP.29/2006/38 dated 09-05-2006 issued by the Department of Personnel, Government of Assam are referred to.
- B) When vigilance status is sought for in connection with Central Deputation or Inter-state Deputation of officers, the Directorate of Vigilance & Anti-Corruption and the Chief Minister's Special Vigilance Cell may report if a Regular Enquiry or criminal proceeding or Criminal Prosecution is pending against the officer.
- C) In case, vigilance status is sought in connection with retirement benefits of officers, the Directorate of Vigilance & Anti-Corruption and the Chief Minister's Special Vigilance Cell may report if a regular enquiry of Criminal Proceeding or criminal prosecution is pending against the officer.

D) In case, vigilance status is sought in connection with awarding medals to officers, the Directorate of Vigilance & Anti-Corruption and the Chief Minister's Special Vigilance Cell may report if a Regular Enquiry or Criminal Proceeding or criminal prosecution is pending against the officer.

E) In case vigilance status is sought in connection with foreign visit or issue of Indian Passport to officers, the directorate of vigilance & anti-corruption and the Chief Minister's special Vigilance cell may report if a criminal prosecution is pending against the officer.

This shall come into force with immediate effect.

Sd/ - S. C. Das
Principal Secretary to the Government of Assam
Home & Political Department

No. PLA (V) 36/2002/327-A

Dated the 19th March , 2008

Copy to :-

1. The Director General of Police, Assam for information.
2. The Commissioner and Secretary to the Government of Assam, Personnel Department, Dispur , Guwahati for information and necessary action.
3. All Administrative department, Government of Assam for information and necessary action.
4. The Additional Director General of Police, Vigilance and Anti-Corruption, R.G.Barua Road, Guwahati-6 for information and necessary action .
5. The Superintendent of Police, Chief Minister's Special Vigilance cell, Christianbasti, Guwahati.
6. P.P.S. to Chief Minister, Assam.
7. Guard file.
8. File No. PLA (V) 130/2001.

By order etc.

Joint Secretary to the Government of Assam
Political (Vigilance Cell) Department