

GOVERNMENT OF ORISSA
FINANCE DEPARTMENT

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No. 386(260)/F., Dt. 03.01.08

From,

Shri D.P. Das, IAS.
Special Secretary to Govt.

To

The Principal Secretaries/Commissioner-cum-Secretary/Secretaries/Special Secretaries to govt., All Department/ All Head of Department/All Collectors.

Sub. : Recovery of dues arising out of Audit objection.

Sir,

I am directed to say on the above subject that finance Department Office Memorandum No. 31740/F Dt. 22.8.1991 and office Memorandum No. 8761/F Dt. 04.03.2003 provide that the findings in an audit report/para do not impose any liability on the Government servant concerned unless the same established in a departmental proceedings initiated against him under the Orissa Civil Services (Classification, Control an appeal) rules, 1962 and where the audit report/ para indicates drawal of cash advance which remains to be repaid, money drawn but not utilized or balance after utilization is not deposited and cash embezzlement by interpolation of figures etc, the recovery should start immediately without waiting for departmental proceedings. Before ordering the recovery of the amount out-standing against a Govt. employee as pointed out in the audit report / para which falls within the ambit of the above category, the employees concerned shall be given an opportunity to produce proof in support of the deposit of the amount objected to by the audit within 15 days. In case the employee fails to provide necessary evidence of the money having been deposited, the Head of Office shall take immediate steps to recover the amounts from the pay/gratuity of the Govt. employees concerned.

Where the loss of Govt. money either by misappropriation or otherwise as pointed out by the audit is of nature where no direct responsibility can be fixed without resorting to a fact finding enquiry, in such cases, Departmental proceedings should be instituted under O.C.S (CC&A) Rules, 1962/O.C.S (Pension) Rules, 1992 on the basis of the audit para.

But while disposing of the Lokpal Case No. 425 LY (G) of 2007, Shri Shyama sundar Paidavrs-Director Lift Irrigation, Orissa, the Hon'ble Lokpal, Orissa has expressed displeasure that due to non-appreciation of the existing provisions of O.C.A. (Pension) Rules, 1992 and Finance Deptt. Office Memorandums referred to above by the Head of Offices especially by the Sr. Finance Officers of Orissa Finance Services cadre for which the retirement dues of Govt. Servants are unnecessary held up causing undue hardship to retired Govt. employee concerned.

It is therefore, reiterated that all pension Sanctioning Authorities/Finance Officers under your administrative control may be informed suitably to follow the procedure out-lined in O.C.S. (Pension) Rules, 1992 as well as in the F.D. O.M. referred to above strictly to avoid delay in settlement of retrial benefits of the retired employees.

Yours faithfully

Sd/-

Special Secretary to Government