

BRIHANMUMBAI MAHANAGARPALIKA

No. :- CE/Conf./1332/Eng. of 20/11/03

21 NOV 2003

CIRCULAR

Sub:- Punishment to be awarded in cases of Departmental Enquiries pertaining to offences committed while taking action against unauthorized works/unauthorized change of user under the provisions of B.M.C.Act. and /or M.R.T.P.Act.

A circular under No.AO/SV/780 dt. 7/6/1987 issued by the then Municipal Commissioner has broadly standardized the Departmental Enquiries and punishment awarded for offences committed by Municipal employees. In this circular, the punishment to be awarded to Municipal employees for offences committed while taking action against unauthorized works/unauthorized change of user are not explicitly mentioned. Hence, in continuation of the above circular, the following guidelines are issued :-

Sr. No.	Description	Maximum Punishment	Minimum Punishment
1.	Failure to detect unauthorised work/unauthorised change of user :		
	(a) (i) Unauthorised work of minor nature not involving addition to F.S.I. as well as those, not detrimental to the structure.	Fine upto Rs.1000/-	Censure
	(b) Unauthorised work not involving addition to F.S.I.but detrimental to the structure.	Removal from service.	Withholding of next increment for 1 year with permanent effect on future increment.
	(c) Addition to F.S.I. (i)Residential	-do-	Withholding of next increment for 1 year with permanent effect on future increment.
	(ii)Commercial	-do-	-do-
	(d) Change of user from Residential to Commercial and/or Industrial.	Withholding of next increment for 1 year with permanent effect on future increment.	Censure/Fine upto Rs.1,000/-
	(e) Change of user from Commercial / Industrial to Residential.	-do-	-do-
	(f) Change of user from Industrial to Commercial and vice a versa	-do-	-do-
2.	Work detected but action not taken	Removal from service	Withholding of next increment for 2 years with permanent effect on future increment.

“सर्व प्रत एम.पी.आ. अधिकार अधिनियम 2005 अंतर्गत देण्यात आली आहे”

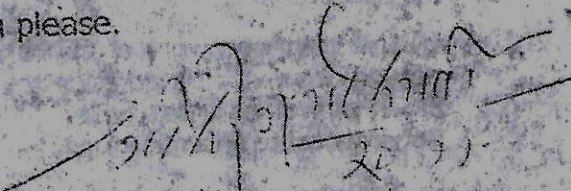
3.	Action under the relevant provisions of Act taken but not pursued vigorously.	Removal from service	Withholding of next increment for 1 year with permanent effect on future increment.
4.	Action pursued in a defective way so as to ensure that action falls.	Dismissal from service.	Removal from service.
5.	Action withdrawn/dropped unauthorisedly without competent sanction. This includes tampering with records.	-do-	-do- "सदर प्रत माहितीचा अधिकार अधिनियम 2005 अंतर्गत देण्यात आली आहे"

Sd/20.9.2003
C. E.

Sd/-23.10.2003
A.M.C.(W.S.)

Sd/2.11.2003
M. C.

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न. अ. शास्त्री अध्यापक कार्यालय
for information & necessary action please.


Administrative Officer (Gen.)
City Engineer's Office.