

Revenue (1892) Department.

MISCELLANEOUS SERIES.

G.O., No. 4/28

50562

DATED 19 September '92

[Despatch Abstract.]

Referring for the opinion of the Honble the
Secretary General the question as to the power
of local governments for appointing Commission
of Enquiry under Act 37 of 1855.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

G.O. No 4128 dt 19.9.92

The Hon. the Advocate General
is requested to furnish his
opinion on the question
whether the Local Govt has
power to appoint a Commission
of Enquiry under Act XXXVII
of 1950 into the behaviour of
a Statutory Civilian, a Member
of the Commission and the Secretary to the Govt.

J.H.P. 17/9/92
as amended by me

The power of the Govt. to appoint
a Commission of Enquiry is
exercised by the Govt. in
regard to the behaviour of
a Statutory Civilian, a Member
of the Commission and the Secretary to the Govt.

Section 2 of that Act is to
the following effect -

Whereas the Government have
been of opinion that there are
good grounds for making a formal
public enquiry into the truth
and imputation of such
charges by any person in the
service of the East India Company
not removable from his office
without the sanction of the Government
it has caused the substance
of the imputation to be drawn
into distinct articles of charge
and has ordered a formal and
public enquiry to be made
into the truth thereof.

In sec 23 the Govt. is
directed to hear the

My hon. colleague's amendment and directed
to the suggestion of his own views, and the
question is not put to the Advocate General.
The abstract form which I have found
desired. What is said as to the position of
Statutory Civilian is not laid down anywhere
or which the reference would have been
better calculated to elicit a decision on the
point really in question if nothing had been
said as to their officers. However the case
is to my mind so clear that the Adv.
Gen. can hardly be misled and to
save time I pass the Draft.

Wd
19 Sep.

~~John~~
to this extent as well as in
the present & 18c 25
the word "from his side"

Does the expression "removal from his office" mean
~~the "removal" clause~~

2. The position of a Statutory
Commission is that the head

to move forward, or to transfer him
as a punishment or as a reward for
the work he is doing toward
a higher degree. but cannot
discontinue from the public service

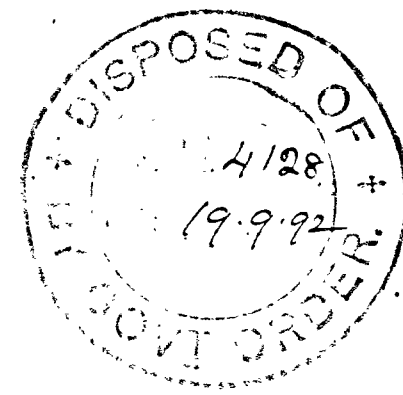
Such being the case object
authenticity is indicated by

Ch 169

General - Apr 21/9/92

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Reference to the
Advocate General in
Ranachandra Rao's case.



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HEAD ADVANCE G.O., No. 189 DATED

CURRENT No.

ENCLOSURES TO C. No.

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J.E.—
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