

Directorate General
Central Industrial Security Force
(Ministry of Home Affairs)

Block No. 13, CGO Complex,
Lodhi Road, New Delhi - 03.

No. V-14014/1(2)/2014/L&R/ 356

Dated: 28 April, 2014

CIRCULAR NO. 14 /2014

Sub: Determination of Appellate and Revisioning Authorities in the cases of CISF personnel posted out to other Units.

A question has arisen on the point of determination/jurisdiction of Appellate and Revisioning Authorities in the cases of CISF personnel posted out to other units after imposition of penalty.

2. The issue has been examined at this Directorate. According to the provision contained in Rule 49 of CISF Rules, 2001, the appellant shall submit such appeal to the authority which made the order appealed against, provided that if the appellant at the time of submitting such appeal is not serving under that authority, shall submit the appeal to the authority under whom he is serving and that authority shall forward it forthwith to the appropriate authority. In case person is no more in service, he shall submit it directly to appellate authority.
3. Further, as per rule 32 of CISF Rules, 2001 the Disciplinary Authority shall be the authority specified in Schedule-I "under whose administrative control the enrolled member is serving".
4. From the above rule position, it is clear that when a enrolled member is awarded punishment by the Disciplinary Authority and subsequently posted out to other unit, he will submit his appeal/revision petition to concerned appellate/revisioning authority through his present Unit Commander. The appellate/revisioning authority will call for records alongwith comments from the authority against whose order the appeal/revision has been filed, examine it on merit and pass appropriate orders.
5. Since, the power to decide the appeal/revision includes the power to modify/cancel the punishment, it is felt that it would be more appropriate to refer appeal/revision to the authority under whose jurisdiction the individual is presently serving as that authority would be currently having disciplinary control over the personnel. The present authority may seek views of earlier authority on the punishment but it shall, of course, be the later authority currently having jurisdiction over the appellant to take a view on merits and shall not be bound by the views of the earlier authority.

6. The above guidelines may be circulated to all formations under your administrative control for information and strict compliance.
7. This supersedes all clarifications/guidelines issued earlier in this regard.
8. This issues with the approval of DG/CISF.

(S.B. SINGH)
Inspector General (HQrs)

To

1. The ADG(APS), CISF, New Delhi.
2. All Sector IsG, including IG/TS

Internal:

1. PS to DG
2. PS to SDG/HQrs.
3. PS to IG(Adm)
4. All DIsG FHQ.
5. All AIsG/SAOs/AD(A/cs) FHQ

✓ 6. AIG/Tech. : **Please upload the circular in CISF website.**