

Government of Himachal Pradesh
Department of Personnel
(Appointment-IV)

No. Per (A-IV)-B(14)-1/2004. Dated Shimla-171002

2nd March, 2010

NOTIFICATION

Whereas case FIR No. 1/2003 dated 5.5.2003 under Section 7& 13 (2) of PC Act, 1988, PS. AC Zone, Dharamshala was registered against Dr. Rakesh Kapoor, HPAS (HP-99) (the then DTDO, Kangra) presently posted as Assistant Commissioner (Leave Reserve) to Deputy Commissioner, Shimla, for his alleged offence of accepting bribe to the tune of Rs. 10,000/-.

Whereas the Govt. in the Department of Personnel had accorded permission Under Section 197 of Criminal Procedure Code and Section 19 (1) (b) of the Prevention of Corruption Act, 1988 for the prosecution of Dr. Rakesh Kapoor, HAS vide order No. Per (A-IV)-B(14)-1/2004 dated 15.12.2004.

Whereas the Ld. Special Judge, Kangra at Dharamshala has sentenced Dr. Rakesh Kapoor, HAS to undergo rigorous imprisonment for two years and also to pay fine of Rs.10,000/- vide order dated 3.11.2008, for this criminal offence.

Whereas pursuant to this Order of Ld. Special Judge, Kangra at Dharamshala dated 3.11.2008 the accused was given an opportunity of making representation on the proposed penalty of his removal from service vide Memorandum No. Per (A-IV)-B(14)-1/2004 dated 6th January, 2009.

Whereas the said Dr. Rakesh Kapoor, HAS, Asstt. Commissioner (Leave Reserve) to Deputy Commissioner, Shimla had submitted his representation on 23rd January, 2009 requesting for dropping of the proposed action.

Whereas after considering the aforesaid representation of the accused the competent authority has decided to impose a major penalty of removal from service upon the said Dr. Rakesh Kapoor, HAS (the then DTDO, Kangra) presently Asstt. Commissioner (Leave Reserve) to Deputy Commissioner, Shimla.

Now, therefore, the Governor, Himachal Pradesh, in exercise of the powers conferred by Rule-19 of the CCS (CCA) Rules, 1965 and in consultation with HP Public Service Commission, Shimla, is pleased to order that Dr. Rakesh Kapoor, HAS, presently posted as Assistant Commissioner (LR) to Deputy Commissioner, Shimla is not fit for retention in Government service and penalty of removal from service is imposed upon him, with immediate effect, in the public interest.

By Order


Chief Secretary to the
Government of Himachal Pradesh.

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Endst. No. As above. Dated Shimla-171002, the 2nd March, 2010.

Copy is forwarded for information and necessary action to:-

1. All the Additional Chief Secretaries to the Govt. of HP, Shimla-2.
2. All the Principal Secretaries/Financial Commissioners/ Secretaries to the Govt. of Himachal Pradesh.
3. The Principal Secretary to Chief Minister, Himachal Pradesh, Shimla-171002.
4. The Secretary, HP Public Service Commission, Shimla-2 for information w.r.to their letter No.3-2/97-PSC-Part dated 31.3.2009.
5. The Accountant General (Audit), HP, Shimla-171003.
6. The Sr. Dy. Accountant General (A&E), HP, Shimla-171003.
7. The Deputy Commissioner, Shimla, Distt. Shimla with sealed envelop containing orders therein for favour of service upon the accused officer and to send receipt thereof to this Department immediately.
8. The Controller, Printing & Stationery Department, HP Govt. Press, Shimla-5 for publication in the Gazettee. A copy of Gazettee may please be supplied to this Department.
9. The Controller (Fin.& Accounts), HP Sectt. Shimla-2.
10. Dr. Raksh Kapoor, HP'AS, Asstt. Commissioner (Leave Reserve) to Deputy Commissioner, Shimla, HP.
11. Personal file/ Guard file/ spare copies-15.


Secretary (Personnel) to the
Government of Himachal Pradesh.