

6:3: Leave/Deputation- 6:3:4(1)
5:3:4(1)

- (iv) Curtailment of Study Leave in respect of Dr. Topash Chakraborty, Scientific Officer, RSIC before the expiry of the sanctioned Study Leave.

...ooOoo...

Dr. Topash Chakraborty, Scientific Officer, RSIC, was granted Study Leave for a period of 1 year w.e.f. 1.4.98 to 31.3.99 to enable him to proceed to Kwansai Gakuin University, Japan in connection with teaching and research assignment vide E.C. Resolution No. E.C. 96:6:3(vi). He, however did not avail the 1 year Study Leave and returned back to India on 19.5.98 on health ground.

Dr. Chakraborty has stated that he joined Kwansai Gakuin University on 6.4.98 and was not required to undergo any official formalities, except submission of Income-Tax and medical and health insurance paper and was not provided with any official joining report.

In terms of Rule-63 Clause(1) of the CCS Leave Rules (Annexure-I) non-completion of the course of Study Leave and fails to furnish the required certificate under Sub-rule-5 of Rule-53(Annexure-II) shall be required to refund the actual amount of leave salary, study allowance, cost of fees, travelling and expenses if any incurred by the Government of India.

A question therefore arises, whether Dr. Chakraborty will have to refund the Leave Salary paid to him during study leave w.e.f. 1.4.98 to 19.5.98 as he returned to India on 19.5.98 (Annexure-III) or study leave salary will stand paid from 1.4.98 to 8.6.98 as he joined RSIC on 9.6.98(Annexure-IV) has to be decided. If leave salary is to be paid only from 1.4.98 to 19.5.98, the day he returned to India then he has to apply Earned Leave from 20.5.98 to 8.6.98 in order to regularise the period beyond 19.5.98.

As the Executive Council had granted study leave for 1(one) year, the matter is place before the F.C. for Decision.

No.F.97-65/Estt.II/90-67

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Sanction of study leave

(5)(a) On completion of the course of study, the Government servant shall submit to the authority which granted him the study leave, the certificates of examinations passed or special courses of study undertaken, indicating the date of commencement and termination of the course with the remarks, if any, of the authority in charge of the course of study.

(b) If the study is undertaken in a country outside India where there is an Indian Mission, the certificates shall be submitted through the Head of the Mission concerned.

(63) Resignation or retirement after study leave (or non-completion of the course of study)

✓ (1) If a Government servant resigns or retires from service or otherwise quits service without returning to duty after a period of study leave or within a period of three years after such return to duty (or fails to complete the course of study and is thus unable to furnish the certificates as required under sub-rule(5) of Rule 53) he shall be required to refund-

- (i) the actual amount of leave salary, study allowance, cost of fees, travelling and other expenses, if any, incurred by the Government of India; and
- (ii) The actual amount, if any, of the cost incurred by other agencies such as foreign Governments, Foundations and Trusts in connection with the course of study,

together with interest thereon at rates for the time being in force on Government loans, from the date of demand, before his resignation is accepted or permission to retire is granted or his quitting service otherwise:

(Provided that except in the case of employees who fail to complete the course of study nothing in this rule shall apply)

- (a) to a Government servant who, after return to duty from study leave, is permitted to retire from service on medical grounds; or

(b) to a Government servant who, after return to duty from study leave, is deputed to serve in any statutory or autonomous body or institution under the control of the Government and is subsequently permitted to resign from service under the Government with a view to his permanent absorption in the said statutory or autonomous body or institution in the public interest.

(2)

(b) If the study is undertaken in a country outside India where there is an Indian Mission, the certificates shall be submitted through the Head of the Mission concerned.

(1) If a Government servant resigns or retires from service or otherwise quits service without returning to duty after a period of study leave or within a period of three years after such return to duty (or fails to complete the course of study and is thus unable to furnish the certificates as required under sub-rule (2) of Rule 53) he shall be required to refund-

- (i) the actual amount of leave salary, study allowance, cost of fees, travelling and other expenses, if any, incurred by the Government of India; and
- (ii) The actual amount, if any, of the cost incurred by other agencies such as foreign Governments, Foundations and trusts in connection with the course of study.

together with interest thereon at rates for the time being in force on Government loans, from the date of demand, before his resignation is accepted or permission to retire is granted or his quitting service otherwise;

(Provided that except in the case of employees who fail to complete the course of study nothing in this rule shall

(a) to a Government servant who, after return to duty from study leave, is permitted to retire from service on special grounds; or

Contd.

53. Sanction of study leave

- (5) (a) On completion of the course of study, the Government servant shall submit to the authority which granted him the study leave, the certificates of examination passed or special courses of study undertaken, indicating the date of commencement and termination of the course with the remarks, if any, of the authority in charge of the course of study.
- (b) If the study is undertaken in a country outside India where there is an Indian Mission, the certificates shall be submitted through the Head of the Mission concerned.

This is to inform you that with your permission I proceeded to study leave for pursuing the assignment of Visiting Professor at the Kansai Gakuin University, Japan for a period of one year w.e.f. 1st April 1988. While in Japan because of food disorder and related health problems I was compelled to return back to India on the 15th of May (copy of the medical certificate is enclosed). In view of the health problem at Japan I have since resigned from my assignment. I would inform you that I have since rejoined my post at the RSIC and would request that under the circumstances my leave may kindly be adjusted accordingly.

Thanking you,

- 26 -
 (Taposh Chakraborty)
 Copy to: Deputy Registrar (Estt-II)
 NEHU, Shillong.

REGIONAL SOPHISTICATED
INSTRUMENTATION CENTRE
NORTH-EASTERN HILL UNIVERSITY

From: Dr. Taposh Chakraborty
S.S.O.

To
The Head
RSIC NEHU
Shillong - 793 003

Sub:- Joining against study leave

Ref:- Study leave application No.1444 dt.18.11.97: letter
Dt. 28.3.98.

Sir,

This is to inform you that with your due permission I proceeded to study leave for pursuing the assignment of Visiting Professor at the Kwansai Gakuin University, Japan for a period of one year w.e.f. 1st April 1998. While in Japan because of food disorder and related health problems I was compelled to return back to India on the 19th of May (copy of the medical certificate is enclosed). In view of the health problem at Japan I have since resigned from my assignment. I would inform you that I have since rejoined my post at the RSIC and would request that under the circumstances my leave may kindly be adjusted accordingly.

Thanking you,

Your

Sd/-

(Taposh Chakraborty)

Copy to: Deputy Registrar (Estt-II)
NEHU, Shillong.

NORTH-EASTERN HILL UNIVERSITY
SHILLONG.

Certified that the charge for the post of Senior Scientific officer in the RSIC-North-Eastern Hill University, Shillong has been assumed by me this forenoon of 9.6.98 in accordance with Memo No..... dated.....

Appointment/Leave/Transfer/Resignation.

Signature : _____
Name : _____
Centre : _____
Designation : _____

Copy to:-

1. The Finance Officer, NEHU, Shillong.
2. The Accounts Officer, NEHU, Shillong.
3. The RSIC-NEHU, Shillong.
4. Shri/Smt/Dr. Taposh Chakravorty
5. Personal File.

Countersigned

Office Seal.

- (iv) Curtailment of study leave in respect of Dr. Topash Chakraborty, Scientific Officer, RSIC before the expiry of the sanctioned study leave.

EC:100:99:6:3: (iv): The Council considered the curtailment of the Study leave granted to Dr. Topash Chakraborty, Scientific Officer, RSIC and RESOLVED to approve the same without any recovery and he should apply for earned leave from 20.5.98 to 8.6.98 to regularise the period beyond 19.5.98.

6:6: Service Condition/ Financial & Other Benefits.

- (i) Temporary / ad-hoc service of Shri Moses Mao, Lecturer in Library and Information Science.

EC:100:99:6:6: (i): The Council considered the counting of the period of adhoc appointment as Lecturer of Shri Moses Mao for the purpose of fixation of pay in his regular appointment as Lecturer and RESOLVED to approve the same.

- (ii) LTC Claim in respect of Shri K. Tariang, Section Officer, CDD.

EC:100:99:6:6: (ii): The Council considered the late submission of the final LTC bill in respect of Shri K. Tariang, Section Officer, CDD, and RESOLVED to condone the same as he is the first time defaulter.

- (iii) Placement in the Senior Scale of Shri K. Nengnong, Assistant Registrar.

EC:100:99:6:6: (iii): The Council considered the placement in the Senior Scale in respect of Shri K. Nengnong and RESOLVED that the shortage of days of training may be met by another training period and the matter be placed before the DPC before consideration by the Council.

- (iv) Revision of Pay Scale in respect of Principal, Pachhunga University College.

EC:100:99:6:6: (iv): The Council considered the fixation of salary in respect of the Principal, Pachhunga University College and RESOLVED that the present incumbent may be placed in the scale of Rs.16,400-450-20,900-500-22,400- minimum to be fixed at Rs. 17,300/- as purely personal to him. In future, the post of the College Principal may be advertised in the Reader's scale as the College is an Under-Graduate College.