

From

The Chief Secretary to Government Haryana.

To

1. All Heads of Departments, Commissioners, Ambala Hisar, Gurgaon and Rohtak Divisions.
2. The Registrar, Punjab and Haryana High Court, Chandigarh; and
3. All the Deputy Commissioners and Sub Divisional Officers (Civil) in Haryana.

Dated Chandigarh, the 29th March, 2006.

Subject:- Regarding appointment/ reinstatement of a driver convicted for an offence under section 304-A of the Indian Penal Code.

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Sir,

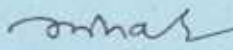
I am directed to refer to the subject noted above and to invite your attention to a judgement of Hon'ble Punjab & Haryana High Court in Civil Writ Petition No.4093 of 2004- Rishi Dev Versus State of Haryana in which the Hon'ble Court has adjudicated upon the question '**whether a Driver having been convicted for causing rash and negligent driving and making accident is entitled to reinstatement after suffering the entire sentence?**' Hon'ble Punjab & Haryana High Court in this writ petition has held that '**in future no reinstatement of a driver convicted for an offence under section 304-A of the Indian Penal Code be ordered merely on the ground that the offence for which he had been convicted did not involve moral turpitude.**'

It is observed here that the State Government is duty bound in law to consider the safety of passengers and safety of the other road users as rash and negligent driving endangers the life of people using the road. Keeping in view public interest, the State Government has decided that no such driver who is convicted for an offence under Section 304-A of the Indian Penal Code should be reinstated in the Government service merely on the ground that the offence for which he had been convicted did not involve moral turpitude.

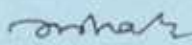
2. These instructions will come into force with effect from the date of their issue.

These instructions may be brought to the notice of all concerned for their information and compliance.

Yours faithfully,


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana..
H-2813

A copy is forwarded to all the Financial Commissioners and Principal Secretaries/ Commissioners and Secretaries to Government Haryana for information and necessary action.


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana
H-2813

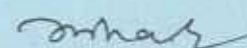
To

All the Financial Commissioners and Principal Secretaries/
Commissioners and Secretaries to Government Haryana.

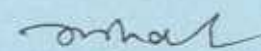
U.O.No. 13/2/2006-2GS1 Dated Chandigarh, the 29th March, 2006.

Endst.No. 13/2/2006-2GS1 Dated Chandigarh, the 29th March, 2006.

A copy is forwarded to All the Managing Directors of all the Boards/ Corporations and Public Undertakings for their information.


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana.
H-2813

A copy is forwarded to Principal Secretary/Additional Principal Secretary I & II/ OSD-I & II/ Senior Special Private Secretary/ Senior Secretary/ Private Secretary to Chief Minister/ Deputy Chief Minister/ Ministers for information.


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana.
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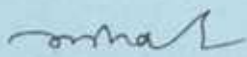
To

Principal Secretary/Additional Principal Secretary I & II/ OSD-I & II/
Senior Special Private Secretary/ Senior Secretary/ Private Secretary to
Chief Minister/ Deputy Chief Minister/ Ministers.

U.O.No. 13/2/2006-2GS1 Dated Chandigarh, the 29th March, 2006.

Endst.No. 13/2/2006-2GS1 Dated Chandigarh, the 29th March, 2006.

A copy is forwarded to all the Superintendents/ Section Officers/ Deputy Superintendents and other officers in Haryana Civil Secretariat and Financial Commissioner's office for information and necessary action.


Deputy Secretary General Administration,
for Chief Secretary to Government Haryana.
H-2813