Investigation into complaints alleging corruption and related malpractices is taken up by CBI, and in cases where sufficient evidence is not available for launching criminal prosecution, CBI may recommend Regular Departmental Action (RDA) against the public servant concerned, if allegations are serious.

It has been observed that in some of such cases, field offices have referred back the case to CBI for reconsideration of the advice of RDA. This is highly irregular and against the extant instructions reproduced below (Para 6.7.7 of Chapter VI of Vigilance Manual, 2017):

“In cases recommended by the CBI for Departmental action against such employees as do not come within the normal advisory jurisdiction of the Commission, the Commission will continue to resolve the difference of opinion, if any, between the CBI and the competent administrative authorities as to the course of action to be taken.”

Thus, in case of any difference of opinion between CBI and the respective administrative authorities, the matter should be referred to the Hqrs. for seeking advice of CVC irrespective of the level of officials involved. However, if there is any matter on which the Disciplinary Authority may desire to have additional information or clarification, the CBI may be requested to furnish the required information/clarification.

This should be acknowledged by all field offices for strict compliance.

Distribution:

1. All Executive Director (Zones)/All EDs, FCI, Hqrs.
2. All General Manager (Region)/All GMs, FCI, Hqrs.
3. GM (Vig Squad.), FCI, Hqrs.