

Panaji, 26th June, 2014 (Asadha 5, 1936)

SERIES II No. 13

# OFFICIAL GAZETTE



# GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

*Note:- There is one Extraordinary issue to the Official Gazette, Series II No. 12 dated 19-06-2014 namely, Extraordinary dated 21-06-2014 from pages 201 to 202 regarding Notification from Goa Legislature Secretariat.*

## GOVERNMENT OF GOA

### Department of Agriculture

Directorate of Agriculture

#### Order

No. 8/15/2014-15/D.Agri/59

- Read: 1) Order No. 8/15/2011/D.Agri/203 dated 27-07-2011.  
 2) Order No. 8/15/2009/D.Agri/211 dated 03-08-2011.  
 3) Order No. 8/15/2011/D.Agri/158 dated 28-06-2011.  
 4) Order No. 8/15/2009/D.Agri/34 dated 23-01-2012.  
 5) Order No. 8/15/2006/D.Agri/224 dated 28-09-2012.  
 6) Order No. 8/15/2006/D.Agri/25 dated 25-01-2013.  
 7) Order No. 8/15/2013-14/D.Agri/145 dated 28-05-2013.  
 8) Order No. 8/15/2013-14/D.Agri/320 dated 8-11-2013.

Government is pleased to grant extension of ad hoc promotion to the following Officers for a further period of six months or till regularization as mentioned against their names on the same terms and conditions as indicated in the above stated Orders.

Sr. No.	Name & Designation of the Officers	Date of Extension
1	2	3
1.	Shri Madhav B. Kelkar, Assistant Director of Agriculture	05-05-2014 to 04-11-2014.

1	2	3
2.	Shri Nevil Alphonso, Assistant Director of Agriculture	05-05-2014 to 04-11-2014.
3.	Shri Babal Prabhu, Subject Matter Specialist (Plan Protection/Horticulture)	05-07-2014 to 04-01-2015.
4.	Shri Dattaprasad Dessai, Agriculture Officer	05-05-2014 to 04-11-2014.
5.	Shri Anil A. De Noronha, Agriculture Officer	05-05-2014 to 04-11-2014.
4.	Shri Shivram B. Naik, Agriculture Officer	05-05-2014 to 04-11-2014.

This is issued with due concurrence of the Goa Public Service Commission vide their letter No. COM/II/11/2(1)/2013/482 dated 18-06-2014.

By order and in the name of the Governor of Goa.

*P. Tufani*, Director & ex officio Joint Secretary (Agriculture).

Tonca-Caranzalem, 19th June, 2014.

#### Order

No. 8/15/2014-15/D.Agri/60

- Read: 1) Order No. 8/78/2012-13/D.Agri/270 dated 22-11-2012.  
 2) Order No. 8/78/2012-13/D.Agri/271 dated 22-11-2012.  
 3) Order No. 8/15/2013-14/D.Agri/321 dated 8-11-2013.

Government is pleased to grant extension of ad hoc promotion to the following Group 'A' Officers as indicated in column No. 3 or till regularization as mentioned against their names on the same terms and conditions as indicated in the above stated Orders.

Sr. No.	Name & Designation of the Officers	Period of Extension
1	2	3
1.	Shri Tadeu Rodrigues, Dy. Director of Agriculture	22-05-2014 to 21-11-2014.
2.	Shri Olavio Fernandes, Dy. Director of Agriculture	22-05-2014 to 28-02-2015 (till the date of retirement on superannua- tion).
3.	Smt. Ana Dias e Camara, Assistant Director of Agriculture	22-05-2014 to 21-11-2014.
4.	Shri Joaquim D'Souza, Assistant Director of Agriculture	22-05-2014 to 21-11-2014.
5.	Shri Chintamani Perni, Assistant Director of Agriculture	22-05-2014 to 21-11-2014.
6.	Shri Shaba Verenkar, Assistant Director of Agriculture	22-05-2014 to 21-11-2014.

This is issued with due concurrence of the Goa Public Service Commission vide their letter No. COM/II/11/2(1)/2013/482 dated 18-06-2014.

By order and in the name of the Governor of Goa.

*P. Tufani*, Director & ex officio Joint Secretary (Agriculture).

Tonca-Caranzalem, 19th June, 2014.



### Department of Co-operation

Office of the Asstt. Registrar of Co-operative Societies

No. 14-50-00-TS/LQD/NZ/790

- Read: 1. Show Cause Notice/Interim Order No. 14/50/00-TS dated 28-10-2008 from the Asstt. Registrar of Co-op. Societies, North Zone, Mapusa-Goa calling upon the Managing Committee of Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim to submit their say regarding taking the society into liquidation.
2. Final Order No. 14/50/00-TS dated 27-11-2008 confirming the above referred Show Cause Notice/Interim Order issued

to Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim, Bardez-Goa.

3. Order No. 23-1-05/TS-Credit-12/RCS/2657 dated 13-01-2009 appointing Shri D. R. Kamble, Sr. Auditor Co-op. Societies, North Zone, Mapusa-Goa as a Liquidator of Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim, Bardez-Goa.
4. Final Audit Report received from Smt. Sonali Nagvenkar, Jr. Auditor/Inspector, Co-op. Societies, North Zone, Mapusa-Goa suggesting to terminate the liquidation proceeding by cancelling the registration of the society.
5. Letter No. 4/17/1012/NZ/Vol. I/RCS/2079 dated 01-07-2013 received from the Asstt. Registrar of Co-op. Societies (HQ), Panaji informing thereunder to terminate the liquidation proceeding by cancelling the registration of the society.
6. Letter dated 28-02-2014 from Shri D. R. Kamble, Liquidator, Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim, Bardez-Goa clarifying allotment of sub-divided plots to individual member by Deed of Partition for the purpose of which society was registered and recommended to consider the request of members to cancel the registration of the society.

Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim, Bardez-Goa was registered under repealed Act under code symbol No. HSG-(a)-62/Goa dated 30-08-1978 and was classified as "Housing Society" under sub-classification No. 5(a) "Tenant Ownership Housing Society" in terms of Rule 9 of the Co-op. Societies Rules, 1962 and as deemed to be registered under the Goa Co-op. Societies Act, 2001 and Rules, 2003.

The main avowed objectives of the society are to purchase plot admeasuring 7200 sq. mtrs. in Lote No. 156 under S. No. 106 of Comunidade of Serula for construction of residential houses to its members, to advance or guarantee loans to its members for acquiring the building sites and for constructing houses etc.

It is observed from the records of this office that the management of the society is not keen in carrying out the functioning of the society and failed to discharge their duties as per the provisions of the Byelaws. More importantly, the Managing Committee meetings as well as Annual

General Meetings are not held regularly as per the provisions of the Act, Rules and Byelaws of the society.

The members are not interested to manage the affairs of the society presuming that the existence of the society will not serve any purpose to achieve any more objectives laid down in the Byelaws. The plot of the society has been sub-divided into 13 plots and allotted to its all 13 individual members by way of Deed of Partition, for which the society was formed. Accordingly, in the General Body Meeting held on 23-06-2007 decided for dissolution of the society. As such, society was taken into liquidation by the Registrar of Co-op. Societies, Government of Goa, Panaji and Shri D. R. Kamble, Sr. Auditor/Inspector, Co-op. Societies, North Zone, Mapusa-Goa was appointed as a liquidator of Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim, Bardez-Goa.

The liquidation proceedings have been started as per Section 95 of the Goa Co-op. Societies Act, 2001 read with Rule 129 of Goa Co-op. Societies Rules, 2003 and assets realized and liabilities settled to the concerned parties and surplus fund of ₹ 794.75 have been transferred to the surplus fund account No. 67 operated by the Registrar of Co-op. Societies, Government of Goa, Panaji-Goa.

The final audit of the society for the period from 01-04-2012 to 08-02-2013 have been conducted by Smt. Sonali Nagvenkar, Jr. Auditor/Inspector, Co-op. Societies, North Zone, Mapusa on 15-02-2013. In the final audit report the Auditor has reported that liquidator has transferred surplus amount of ₹ 794.75 to the surplus fund account No. 67 operated in the Registrar of Co-op. Societies, Government of Goa, Panaji and has suggested to get the liquidation proceedings terminated in terms of Section 99 by cancelling the registration of the society.

In view of the above, I pass the following order.

#### ORDER

In exercise of the powers vested in me under the provisions of Section 19 of the Goa Co-op. Societies Act, 2001, I, V. B. Devidas, Asstt. Registrar of Co-op. Societies, North Zone, Mapusa-Goa hereby cancel the Registration of Mandovi Co-op. Housing Society Ltd., Pundalik Nagar, Alto-Betim Bardez-Goa with immediate effect.

V. B. Devidas, Asstt. Registrar (Co-op. Societies, North).

Mapusa, 16th May, 2014.

## Department of Education, Art & Culture

### Directorate of Art and Culture

#### Order

Ref. No. DAC/5/DPC/2014/1776

Ex post facto approval of the Government is hereby accorded for grant in extension for ad hoc promotion of Shri Ashok V. Parab as Dy. Director of Art & Culture in this Directorate for a further period of six months w.e.f. 27-1-2014 to 26-7-2014 or till the post is filled on regular basis whichever is earlier with same terms & conditions as mentioned in the earlier Order No. DAC/5/DDA/2011/2066 dated 27-7-2011.

The expenditure towards pay & allowances shall be debited to the Budget Head: 2205—Art & Culture; 00; 001—Direction and Administration; 02—Direction (Plan); 01—Salaries under Demand No. 43”.

This issues with the concurrence of Goa Public Service Commission as conveyed vide their letter No. COM/II/11/57(1)/2012/460 dated 13-6-2014.

By order and in the name of the Governor of Goa.

Prasad Lolayekar, Director & ex officio Addl. Secretary (Art & Culture).

Panaji, 18th June, 2014.

## Department of Home

Home—General Division

#### Notification

No. 1/6/2014-HD(G)/2001

Read: Government Notification No. 1-53-88/HD(G) dated 24-09-1997, published in the Official Gazette Series II No. 32 dated 06-11-1997.

In exercise of the powers conferred by clause (s) of Section 2 of the Code of Criminal Procedure, 1973 (Central Act 2 of 1974), the Government of Goa hereby declares Saligao Police Station, situated at Calangute Police Station Building, Bardez, Goa, to be Saligao Police Station with jurisdiction comprising the areas within the limits of the Village Panchayat of Saligao and Village Panchayat of Sangolda, with immediate effect.

By order and in the name of the Governor of Goa.

Neetal P. Amonkar, Under Secretary (Home).

Porvorim, 16th June, 2014.

**Notification**

No. 24/18/2013-HD(G)/2015

In exercise of the powers conferred by Section 32 of the Protection of Children from Sexual Offences Act, 2012 (Central Act No. 32 of 2012) (hereinafter called as the "said Act"), the Government of Goa hereby appoints the Public Prosecutor attached to the Children's Court at Panaji notified vide Notification No. LD/94-Estt-04 dated 17-06-2004 and published in the Official Gazette Series II No. 14 dated 01-07-2004, as Special Public Prosecutor for the purpose of conducting cases only under the provisions of the said Act.

By order and in the name of the Governor of Goa.

*Neetal P. Amonkar*, Under Secretary (Home).  
Porvorim, 18th June, 2014.

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Department of Inland Waterways  
Captain of Ports

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**Corrigendum**

No. E-11029/Misc/B.S./2012-13/Barge Tax/2745

Read:1. Notification No. E-11029/Misc/Budget Speech/2012-13/Barge Tax published in the Official Gazette, Series II No. 4 dated 29-04-2013.

2. Notification No. E-11029/MISC/B.S./2012-13/ /Barge Tax/2625 dated 09-06-2014.

In the Official Gazette Series II No. 10 (Ext. No. 2) dated 10-6-2014 on page No. 171, the Notification under Department of Inland Waterways, Captain of Ports, at Sr. No. (i) the tax exemption can be availed for the period w.e.f. 01-04-2013 to 31-03-2014 may be corrected to read as "the period w.e.f. 01-04-2013 to 31-05-2014";

By order and in the name of the Governor of Goa.

Capt. *James Braganza*, Captain of Ports and ex officio Joint Secretary.

Panaji, 23rd June, 2014.

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Department of Labour

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**Notification**

No. 28/1/2014-Lab/113

The following award passed by the Industrial Tribunal and Labour Court, at Panaji-Goa on

10-12-2013 in reference No. IT/13/1998 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

*Shashank V. Thakur*, Under Secretary (Labour).  
Porvorim, 10th February, 2014.

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IN THE INDUSTRIAL TRIBUNAL AND  
LABOUR COURT  
GOVERNMENT OF GOA  
AT PANAJI

**(Before Smt. Bimba K. Thaly, Presiding Officer)**

Ref. No. IT/13/1998

Shri Vasu D. Mesta  
Rep. by General Secretary  
Kadamba Transport  
Corporation Workers Union,  
54, Defence Colony,  
Alto, Porvorim,  
Bardez, Goa.

... Workman/Party I

V/s  
M/s. Kadamba Transport  
Corporation Ltd.,  
Bus Terminus,  
Panaji, Goa.

... Employer/Party II

Workman/Party I represented by Adv. Shri Subhash Naik.

Employer/Party II represented by Adv. Shri A. Palekar.

**AWARD**(Passed on 10<sup>th</sup> day of December, 2013)

By order dated 13-2-98, bearing No. IRM/CON/ /((25)/97/7327, the Government of Goa in exercise of powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (for short The Act), has referred the following dispute to this Tribunal for adjudication.

"(1) Whether the action of the management of M/s. Kadamba Transport Corporation Ltd., Panaji-Goa, in imposing punishment of stoppage of one annual increment for the year 1986 on Shri Vasu D. Mesta, Conductor, is legal and justified?

(2) If not, to what relief the workman is entitled?"

2. Upon receipt of the dispute the same was registered as Ref. No. IT/13/98 and registered A/D

notices were issued to both the parties. Party I filed the claim statement at Exb. 4 and Party II filed the written statement at Exb. 6. Party I then filed the rejoinder at Exb.7.

3. It is in short the case of Party I that he was employed with Party II as Conductor since 1984 and has been a permanent employee in the Corporation. It is his case that on or about 30-6-1986 he was issued a charge sheet dated 30-6-1986 levelling charges of misconduct. It is stated that Party I replied to the charge sheet by reply dated 24-7-86 denying the charges levelled against him. It is stated that on 31-7-86, an enquiry officer, Mr. A. S. Prabhu conducted the enquiry which is in violation of principles of natural justice and Party II by letter dated 4-8-86 issued order imposing punishment on him of stoppage of one increment based on the enquiry held on 31-7-86. It is stated that no findings were given by the enquiry officer. It is the contention of Party I that the punishment imposed upon him is illegal and unjustified and is entitled for the said increment from the year 1986.

4. In the written statement it is in short the case of Party II that Party I has committed a number of misconducts for which domestic enquiries were held against him and he was imposed minor punishments on various occasions and on 30-7-97 he was dismissed from services for serious acts of misconduct. It is stated that the date of the present reference made by the Government is 13-2-1998 at which time Party I was not in employment of Party II) and as such reference made by Government is void. It is also the case of Party II that the punishment of stoppage of one increment is imposed in the year 1986 and the reference now made is after a period of 12 years and being a stale claim, this court has no jurisdiction to entertain the same. It is also the case of Party II that ever since the appointment of Party I as Conductor he has committed various misconducts for which he was fined, warned and other minor punishments were imposed upon him which are highlighted in para 2 of the written statement. Party II has denied that the enquiry was not fair and proper and has stated that the charges levelled against Party I have been proved and he himself admitted the misconducts committed by him before the enquiry officer. Party II has also pleaded that if the domestic enquiry is held as not fair and proper and therefore vitiated, then they be allowed to lead fresh evidence to prove the charges of misconduct levelled against Party I to support the punishment.

5. In the rejoinder Party I has denied the case set up by Party II in the written statement and has

asserted his claim made in the claim statement.

6. On the basis of the averments made by both the parties following issues were framed.

1. Whether the Workman/Party I proves that the domestic enquiry held against him is not fair and proper?

2. Whether the charges of misconduct levelled against the Workman/Party I are proved to the satisfaction of the Tribunal by acceptable evidence?

2A. Whether the Employer/Party II proves that the Workman/Party I is guilty of the charges of misconduct?

3. Whether the Workman/Party I proves that the action of the Employer/Party II in imposing punishment of stoppage of one annual increment for the year 1986 is illegal and unjustified?

4. Whether the Employer/Party II proves that the reference made by the Government is void?

5. Whether the Employer/Party II proves that this Tribunal has no jurisdiction to entertain the reference?

6. Whether the Workman/Party I is entitled to any relief?

7. What order?

7. In the course of the evidence on preliminary issues Nos. 1 and 2, Party I examined only himself and when the matter was at the stage of recording of the evidence of Party II, Party II filed application dated 9-11-98 stating that the enquiry file was misplaced and therefore the enquiry be set aside. By order dated 9-11-98 (Exb.12) the domestic enquiry held against the workman was held as not fair and proper and was set aside. This is because, the employer did not examine the enquiry officer and for that matter no evidence was led by employer on the preliminary issues. This is also because the employer filed an application dated 9-11-98 stating that the records of the enquiry proceedings were lost. Thus considering all the aspects of the matter the domestic enquiry held against Party I was held as not fair and proper and consequently it was further held that the charges of misconduct levelled against the Workman/Party I are not proved to the satisfaction of the Tribunal by acceptable evidence.

8. In the course of recording the evidence on the remaining issues Party II examined Shri Lavu Vasant Chodankar as witness No. 1. Party II also examined in chief one Shri Premnath Naik however

in the course of the proceedings, this witness expired and hence was not available for cross examination. Being so, his evidence, needs no consideration. Party I in support of his case examined only himself.

9. Both the parties filed written submissions which are on record. I have gone through the records of the case and have duly considered the submissions filed by both the parties. My findings on the remaining issues i.e. issue No. 2A to issue No. 7 are as under:

- Issue No. 2A ... In the positive.
- Issue No. 3: ... In the negative.
- Issue No. 4: ... In the negative.
- Issue No. 5: ... In the negative.
- Issue No. 6: ... In the positive.
- Issue No. 7: ... As per Award.

#### REASONS

10. *Issue No. 2A*: Undoubtedly, in terms of this issue, this court has to find out on the basis of evidence on record if Party II has succeeded in proving the misconduct by Party I as the enquiry held against Party I is set aside. The concept and object of giving opportunity to the employer to adduce evidence to justify his acts, if no enquiry is held or if enquiry held is found to be defective, is highlighted in the judgment in the case of **The Workmen of M/s Firestone Tyre and Rubber Co v/s The Management and others AIR 1973 SC 1227** and the relevant observations which are in para 27 of this judgment are reproduced as under:

*"27. From those decisions, the following principles broadly emerge:-*

- (1) *The right to take disciplinary action and to decide upon the quantum of punishment are mainly managerial functions, but if a dispute is referred to a Tribunal, the latter has power to see if action of the employer is justified.*
- (2) *Before imposing the punishment, an employer is expected to conduct a proper enquiry in accordance with the provisions of the Standing Orders, if applicable, and principles of natural justice. The enquiry should not be an empty formality.*
- (3) *When a proper enquiry has been held by an employer, and the findings of misconduct is plausible conclusion flowing from the evidence, adduced at the said enquiry, the Tribunal has no jurisdiction to sit in judgment over the decision of the employer as an appellate body. The inference with the decision of the employer will*

*be justified only when the findings arrived at in the enquiry are perverse or the management is guilty of victimization, unfair labour practice or malafide.*

(4) *Even if no enquiry has been held by an employer or if the enquiry held by him is found to be defective, the Tribunal in order to satisfy itself about the legality and validity of the order, has to give an opportunity to the employer and employee to, adduce evidence before it. It is open to the employer to adduce evidence for the first time justifying his action and it is open to the employee to adduce evidence contra.*

(5) *The effect of an employer not holding an enquiry is that the Tribunal would not have to consider only whether there was a prima facie case. On the other hand, the issue about the merits of the impugned order of dismissal or discharge is at large before the Tribunal and the latter, on the evidence adduced before it, has to decide for itself whether the misconduct alleged is proved. In such cases, the point about the exercise of managerial functions does not arise at all. A case of defective enquiry stands on the same footing as no enquiry.*

(6) *The Tribunal gets jurisdiction to consider the evidence placed before it for the first time in justifications of the action taken only, if no enquiry has been held or after the enquiry conducted by an employer is found to be defective.*

(7) *It has never been recognized that the Tribunal should straightaway, without anything more, direct reinstatement of a dismissed or a discharged employee, once it is found that no domestic enquiry has been held or the said enquiry is found to be defective.*

(8) *An employer, who wants to avail himself of the opportunity of adducing evidence for the first time before the Tribunal to justify his action, should ask for it at the appropriate stage if such an opportunity is asked for, the Tribunal has no power to refuse. The giving of an opportunity to an employer to adduce evidence for the first time before the Tribunal is in the interest of both the management and the employee, and to enable the Tribunal itself to be satisfied about the alleged misconduct.*

(9) *Once the misconduct is proved either in the enquiry conducted by an employer or by the evidence placed before a Tribunal for the first*

*time, punishment imposed cannot be interfered with by the Tribunal except in cases where the punishment is so harsh as to, suggest victimization.*

(10) *In a particular case, after setting aside the order of dismissal, whether a workman should be reinstated or paid compensation is, as held by this court in **The Management of Panitole Tea Estate v/s The Workmen (1)**, within the judicial decision of a Labour Court or Tribunal”.*

11. Thus, in the light of above observations it is required to see if Party II has succeeded in proving charges of misconduct levelled against Party I and if the punishment imposed upon Party I could be interfered with by this Tribunal. The charges levelled against Party I vide charge sheet dated 30-6-1986 produced by Party I at Exb.W-1 read as under:

“On dated 9-6-86 you were on route Sanvordem to Panaji on GDX-90—

1. You were checked at Ponda at 11:30 hrs. it was found that 3(three) passengers without tickets travelling from Sanvordem to Ponda.

2. Found three tickets without punching.

3. Found one ticket wrong punched, passenger paid Rs. 3.00 fare from Shiroda to Panaji, but you punched the ticket from Shiroda to Ponda.

You were issued default notice CL No. 0863.”

12. In his evidence Shri Lavu V. Chodankar, the Traffic Inspector has stated that on 9-6-86 he was on checking duty on Panaji-Ponda route and vice versa, along with Asstt. Traffic Inspector Shri Premanand Naik. He has stated that he checked bus GDX 90 on which Party I was the Conductor, at Ponda bus stand. He has stated that they found three passengers travelling without ticket from Sanvordem to Ponda. He has stated that they also found that three tickets issued to the other passengers were not punched and one ticket was wrongly punched. He has stated that Shri Premanand Naik recorded the statement of three passengers who were travelling without ticket and who were the members of one family and also that of Party I. He has stated that these three passengers were Mr. N. Dias, his wife Mrs. Dias and one child being minor. He has stated that on their statements signatures of Mr. N. Dias and Mrs. Dias were taken and below the statement of the above passengers, the statement of Party I was recorded. He has stated that he has also signed the said statements. He has

stated that he has produced the copy of the said statement at Exb.E-1 and has identified the signature of Party I, his signature as also the signatures of Mr. and Mrs. Dias on Exb. E-1. He has stated that these passengers were subsequently issued tickets and the amount was collected from them. He has given the number of tickets issued to these passengers as BA 442006, BA 442007 and BC 85 0585. He has stated that these tickets were retained by them. As regards the tickets which were not punched and the ticket which was wrongly punched, he has stated that the same were impounded in the presence of Party I. He has produced the conductors way bill dated 9-6-86 at Exb. E-2 and has identified his signature and that of Party I on Exb. E-2. He has stated that in the remarks column of way bill he made the remark that three tickets were found without punch, one was found wrongly punched and three passengers were found without tickets. He has identified his signature and that of Shri Premanand Naik made across the said remark. He has stated that Party I was issued default notice dated 9-6-86 which he has produced at Exb. E-3 and has identified the signature of Party I, his signature and that of Shri P. Naik on Exb. E-3. He has stated that irregularities which were detected are mentioned in Exb. E-3. He has stated that the statements of passengers were recorded. He has also stated that opportunity was given to Party I to put his remarks in the default notice but he did not put his remarks. He has stated that the report prepared by him and Shri Premanand Naik which was dated 12-6-86 was submitted to depot manager, Margao and he has produced the copy of the same at Exb. E-4 and has also identified his signature and that of Shri Premanand Naik on Exb. E-4. He has also produced the copies of the unpunched tickets bearing Nos. BE-526855, BE-526856 and BE-526857 at Exb. E-5 colly. The tickets which were then issued to the three passengers who were found travelling without tickets, bearing Nos. BA-442007, BA-442006 and BC-850585 at Exb. E-6 colly. He has produced the xerox copy of the ticket bearing No. BA-551196 which was wrongly punched at Exb. E-7 and has stated that on this ticket in the column form instead of punching the number 1 and 3, Party I punched the number 0 and 1.

13. In his cross examination he has admitted that if any passenger is found travelling without ticket, he is liable to pay fine of the amount which was equivalent to ten times of the fare with a maximum of Rs.500/- and that he had not imposed fine on the

passenger who were found travelling without ticket on 9-6-86. He has stated that the conductor has to issue the ticket to the passengers between four to five kilometers of the traveling of the bus and if the passenger does not pay the fare, the bus has to be taken to the nearest police station. He has stated that if the conductor is not able to issue tickets to the passengers within four to five kilometers of the traveling of the bus, he should stop the bus at the site and issue tickets to the passengers. As regards the three passengers found travelling without tickets, he has stated that they had travelled in the bus for about 23 kilometers. He has stated that fine was not imposed on these passengers because Party I had failed to issue tickets to them. He has stated that as per rule Party II requires to the Conductor to punch the ticket and has denied the suggestion that there is no such rule. Upon being shown the xerox copy of the wrongly punched ticket, at Exb. E- 7, he has stated that he cannot say why the said ticket is wrongly punched because it is a xerox copy and that he can say so only after seeing the original of the same. He has stated that he did not take the statements of the passengers in respect of the unpunched tickets and the wrongly punched tickets.

14. Party I in his examination in chief has stated that the allegations levelled against him by Shri Lavu Chodankar are false and that none of the said allegations are reflected in the written statement of Party II. He has stated that whenever any passenger is found travelling without ticket, he is liable to pay a fine of amount equivalent to 10 times of the fare maximum being Rs. 500/- and that no such fine was imposed by Shri Lavu Chodankar. He has stated that the conductor has time to issue tickets to the passengers before the end of the trip. According to him, action of Party II of imposing punishment of stoppage of one annual increment for the year 1986 is illegal and unjustified.

15. In his cross examination he has admitted that he was dismissed from services on 30-7-97 during his tenure as conductor because cash found with him was short and excess. He has stated that reference IT/59/98 and complaint C-IT/56/02 were filed by him and both these cases were decided against him. Upon being shown, his statement at Exb.E-1, way bill at Exb.E-2 and default notice at Exb.E-3, he has admitted these documents. Upon being shown unpunched tickets at Exb.E-5 colly, he has admitted that the same was found with the passengers. He has however stated that he had issued unpunched tickets to the passengers as the punch was not working. He has also stated that at the relevant time there were around 40 to 50

passengers in the bus and he had issued punched tickets to all the passengers but only the tickets at Exb.E-5 colly were not punched. He has admitted that it is the duty of the conductor to issue ticket after punching the same, from stop to stop. He has also made it clear that the system of punching has been implemented so that the malpractice of not issuing tickets upon accepting the money should be stopped.

16. It may be mentioned here that the undisputed facts in the case are that on 9-6-86 Party I was on route Sanvordem to Panaji as conductor, on bus bearing No.GDX 90 and that he was checked at Ponda by Traffic Inspector Shri Lavu V. Chodankar and Asstt. Traffic Inspector Shri Premanand Naik. It is also not disputed by Party I that at the relevant time three passengers were found travelling without tickets from Sanvordem to Ponda. It appears from the cross examination of Shri Lavu Chodankar that it is the defence of Party I that if any passenger was found travelling without ticket, he was liable to pay fine of the amount which was equivalent to ten times of the fare with a maximum of Rs.500/- and that this fine is to be imposed by the Traffic Inspector which Shri Lavu Chodankar did not impose on these three passengers.

17. In terms of charge sheet at Exb.W-1 dated 30-6-86, Party I is charged for having committed misconduct under Clause 28(VI) (XV) of the Certified Standing Orders (CSO) of the Party II. Clause 28(VI) relates to failure on the part of the conductor to issue any ticket and thereby permitting ticketless travel ..... It is therefore clear that the burden is on Party II to prove the above misconduct under Clause 28(VI) of the CSO on the part of Party I. The inaction on the part of Shri Lavu Chodankar in not imposing fine on the passengers found travelling without tickets can at no stretch of imagination relieve Party I of the charges of misconduct under Clause 28(VI) of CSO of Party II. Neither this inaction can be understood as permitting Party I to allow the passengers to travel without tickets. To my mind, the inaction of not imposing fine on the passengers by the Traffic Inspector is not a misconduct on the part of Party I and therefore such defence cannot be considered while deciding the reference which is to be restricted to its terms which require this court to adjudicate the issue whether the action of Party II in imposing punishment of stoppage of one annual increment for the year 1986 on Party I is legal and justified and this is precisely because of the misconducts committed by Party I. Therefore, acceptance of the defence taken by Party I while cross examining Shri Lavu Chodankar would not



discharge Party I of the misconduct committed by him and the same on the contrary would enlarge the scope of the reference, which is not permissible.

18. Undoubtedly, Shri Lavu Chodankar has recorded the statements of three passengers who were travelling without tickets and have taken their signatures on the same along with the signature of Party I and he too has signed the same. The said document is at Exb. E-1 and in his cross examination Party I has admitted the same. Therefore there remains no dispute over the statement of Shri Lavu Chodankar that Exb. E-1 was recorded in the presence of Party I.

19. Be that as it may, it is not disputed by Party I while cross examining Shri Lavu Chodankar that the aforesaid three passengers were subsequently issued tickets bearing Nos. BA-442007, BA-442006 and BC-850585 at Exb. E-6 colly, after collecting fare from them. Therefore, the above facts also go to establish that the three passengers were subsequently issued the tickets at Exb. E-6 colly only because Party I had not issued them the tickets earlier. No doubt, in para 12 of his affidavit in evidence Party I has stated that the conductor has time to issue tickets to passengers before the end of the trip, but, to my mind, no such statement has been made by Party I before the Traffic Inspector and more particularly on the default notice dated 9-6-86 at Exb. E-3. This is because, Shri Lavu Chodankar has made it clear in his evidence that after mentioning the irregularities which were detected, Party I was given opportunity to put his remarks in the column "statement of conductor" on the default notice but Party I did not put any remarks. It may be mentioned here that the above statement made by Shri Lavu Chodankar is otherwise not denied by Party I. It therefore stands established that on the relevant date and time three passengers were found travelling without tickets from Sanvordem to Ponda in the bus bearing No.GDX 90 on which Party I was the conductor. Being so, in my view Party II has succeeded in establishing the above charge as against Party I, which is a misconduct under Clause 28(VI) of CSO of Party II.

20. Coming to the charge regarding three tickets found without punching, it is stated by Shri Lavu Chodankar that these tickets were impounded by them in the presence of Party I. The xerox copies of these impounded tickets are at Exb. E-5 colly and the same are bearing Nos. BE-526855, BE-526856 and BE-526857. It deserves to be noted that while cross examining Shri Lavu Chodankar on the above subject, it is the defence of Party I that there is no

rule that requires the conductor to punch the tickets. It is however seen that Party I has made it clear in his cross examination that there were 40 to 50 passengers in the bus at the relevant time to whom he had issued punched tickets but only the tickets at Exb.E-5 colly were not punched as according to him the punch was not working. From his admission that conductor has to issue the tickets after punching them from stop to stop and that the system of punching has been implemented so that the malpractice of not issuing tickets upon accepting the money should be stopped, it becomes clear that Party I was well aware of the object of punching the tickets and therefore irrespective of any rule on this subject, it was the duty of Party I to have punched the tickets before issuing them to the passengers. The statement of Party I that the punch was not working is apparently an afterthought as no such remark is put by Party I on the default notice dated 9-6-86 at Exb.3. This being the situation, I am of the opinion that Party II has succeeded in proving even this charge which amounts to dishonesty on the part of Party I in connection with the employers business as envisaged in Clause 28(XV) of CSO of Party II.

21. As regards one ticket found wrongly punched, Shri Lavu Chodankar has produced the copy of the same bearing No.BA 551196 at Exb.E-7, after being verified with the original by making it clear that instead of punching Nos. 1 and 3, Party I has punched Nos. 0 and 1, on the same. It may be mentioned here that the above statement was made by Shri Lavu Chodankar in his examination in chief recorded on 19-10-00 but in his cross examination recorded on 20-1-04, he has stated that he cannot say why Exb.E-7 is wrongly punched, it being a xerox copy and he can say so only upon seeing the original. Apparently, no statement of the passenger in respect of wrongly punched ticket is recorded by Shri Lavu Chodankar. Nevertheless, since the original of the said wrongly punched ticket was in possession of the Party II it was incumbent on Shri Lavu Chodankar to have answered the above question posed by Party I upon verifying the original of the wrongly punched ticket. Even otherwise, the said so called wrongly punched ticket at Exb.E-7 was not shown to Party I in his cross examination and if shown Party I may have given some justification on the same. In the absence of the required evidence on this subject matter, in my view, Party II has failed to establish by way of convincing evidence that Party I was found in possession of one ticket wrongly punched from Shiroda to Ponda though the passenger had paid Rs. 3.00 fare from

Shiroda to Panaji. This being the position, no case is made out by Party II against Party I and which if proved would also be a misconduct under Clause 28(XV) of CSO of Party II. Hence my findings.

22. *Issue No. 3:* Party I has produced order dated 4-8-1986 vide which he has been awarded punishment of stoppage of one annual increment as a punishment, at Exb.W-3 Reading of this order makes it clear that the above punishment is awarded by taking a very lenient view and with the intention of giving opportunity to Party I to improve his performance in future.

23. I have already come to the conclusion while answering issue No.2A that Party II has succeeded in proving misconducts on the part of Party I as envisaged in Clause 28(VI) and (XV) to the extent discussed in para 20 above) of the CSO of Party II and the above misconducts when read in the light of the punishment imposed vide Exb.W-3 makes it clear that the punishment imposed is not illegal and unjustified. That apart, the above punishment is not a harsh punishment and hence in terms of the observations in the judgment in the case of **M/s Firestone Tyre (supra)** this Tribunal cannot interfere with the same. Hence my findings.

24. *Issue No. 4:* It is the specific pleading of Party II that the reference is void because Party I was imposed minor punishments on various occasions and was dismissed from services on 30-7-97 for serious acts of misconducts. It is further the case of Party II that the present reference is dated 13-2-98 which is to consider the legality and validity of stoppage of one increment imposed on Party I, in the year 1986 and as at the time of this reference Party I was not in the employment of Party II, the reference made by Government is void.

25. It may be mentioned here that Shri Lavu Chodankar has not deposed about the above defence of Party II in his examination in chief. Even otherwise, no evidence on the above subject matter has been brought on record in the cross examination of Party I. Being so, no legal evidence on the above subject matter is on record on behalf of Party II and hence this issue is answered in the negative.

26. *Issue No. 5:* In the written statement it is the case of Party II that the punishment of stoppage of one increment was imposed in the year 1986 and the present reference has been made after a period of 12 years. It is stated that being a stale claim this Tribunal has no jurisdiction to entertain the same. Like in issue No. 4, Party II has not brought on record any legal evidence on this issue and hence the same is answered in the negative.

27. *Issue No. 6:* In view of findings on issue No. 2A, Party I is not entitled to any relief.

28. In the result, I pass the following:

#### ORDER

1. It is hereby held that the action of the management of M/s. Kadamba Transport Corporation Ltd., Panaji-Goa, in imposing punishment of stoppage of one annual increment for the year 1986 on Shri Vasu D. Mesta, Conductor, is legal and justified.

2. Party I/Shri Vasu D. Mesta, Conductor is therefore not entitled to any relief.

3. No order as to costs.

Inform the Government accordingly.

(Sd/-)

(B. K. Thaly)

PRESIDING OFFICER  
INDUSTRIAL TRIBUNAL-  
-CUM-LABOUR COURT



#### Department of Personnel

#### Order

File No. 6/13/2009-PER/3942

The Governor of Goa is pleased to transfer the following Senior Scale Officers, with immediate effect, in public interest:

Sr. No.	Name of the Officer and Designation	Transferred as
1	2	3
1.	Shri Mihir Vardhan, IAS, Collector, South	Collector, North with additional charge of Director, Settlement & Land Records.
2.	Shri Venancio Furtado, Additional Collector-I, South	Collector, South.
3.	Shri Y. B. Tavde, Chief Officer, Mormugao Municipal Council	Director, Sports and Youth Affairs. Consequently, Shri V. M. Prabhudesai is reverted back to his substantive post of Dy. Director of Physical Education and Youth Services with immediate effect.

1	2	3
4.	Shri Sunil P. Masurkar, awaiting posting	Chief Officer, Mormugao Municipal Council.
5.	Shri Arvind V. Bugde, Additional Collector-II, North	Additional Collector, (South)-I.
6.	Shri Narayan Sawant, Director, Panchayats	Chief Officer, Margao Municipal Council.
7.	Shri Siddhivinayak Naik, awaiting posting	SLAO, GIDC with additional charge of SLAO, Mopa Airport Project.

Shri Swapnil M. Naik, Additional Collector (N)-I shall hold the charge of Additional Collector-II (North) in addition to his own duties.

Shri N. S. Navti, Jt. Chief Electoral Officer shall hold the charge of Director, Panchayats in addition to his own duties.

Shri Vijay Paranjape, Jt. Secretary (GAD) shall hold the additional charge of Jt. Secretary (Protocol) in addition to his own duties, thereby relieving Shri D. G. Sardessai of additional charge.

Shri S. V. Naik, M. D., Goa Industrial Development Corporation shall hold the charge of Director, Industries, Trade and Commerce in addition to his own duties.

Shri M. D. Phal, Jt. Managing Director, Goa Human Resource Development Corporation shall hold the charge of Managing Director, Goa Human Resource Development Corporation in addition to his own duties thereby relieving Shri Yetindra Maralkar of additional charge.

The appointment of Shri Narayan Sawant, Shri Sunil P. Masurkar and Shri Siddhivinayak Naik shall be governed on standard terms of deputation as contained in Office Memorandum No. 13/4/74-PER dated 12-02-1999 and as amended.

All the above officers holding additional charge shall discharge their duties at both places as per the need and work load preferably on alternate days.

All the above officers shall complete their handing over and taking over formalities within 3 days i.e. on or before 20-6-2014 and submit compliance.

By order and in the name of the Governor of Goa.

*Umeshchandra L. Joshi*, Under Secretary (Personnel-I).

Porvorim, 17th June, 2014.

## Order

File No. 6/13/2009-PER/3965

Read: Order No. 6/13/2009-PER dated 17-06-2014.

In partial modification to the Order dated 17-06-2014 read in preamble, the Governor of Goa is pleased to transfer the following Senior Scale Officers of Goa Civil Service, with immediate effect and in public interest:

Sr. No.	Name of the Officer and Designation	Transferred as
1	2	3
1.	Shri Meghanath Porob, Secretary, Goa Konkani Academy	Chief Officer, Mormugao Municipal Council.
2.	Shri Sunil P. Masurkar, under order of transfer to Mormugao Municipal Council as Chief Officer	Additional Collector-II, North.
3.	Smt. Ruhi Redkar @ Smt. Shabari Manjrekar, Member Secretary, Goa State Commission for Women	Secretary, Goa Konkani Academy.
4.	Shri Siddhivinayak Naik, under orders of transfer to GIDC as SLAO with additional charge of SLAO, Mopa Airport Project	Member Secretary, Goa State Commission for Women with additional charge of SLAO, GIDC and SLAO, Mopa Airport Project.

The appointment of Shri Meghanath Porob, Smt. Ruhi Redkar and Shri Siddhivinayak Naik shall be on deputation basis and shall be governed on standard terms of deputation as contained in Office Memorandum No. 13/4/74-PER dated 12-02-1999 and as amended.

By order and in the name of the Governor of Goa.

*Umeshchandra L. Joshi*, Under Secretary (Personnel-I).

Porvorim, 18th June, 2014.

## Order

File No. 7/1/2014-PER/3966

Governor of Goa is pleased to transfer Shri Suresh Shanbogue, Joint Director, Directorate of Planning, Statistics and Evaluation as Director (Civil Aviation) with immediate effect.

He shall continue to draw his pay & allowances from the same post where he was earlier drawing.

By order and in the name of the Governor of Goa.

R. Aga, Under Secretary (Personnel-II).  
Porvorim, 18th June, 2014.

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**Order**

File No. 12/1/2013-PER (A)/3997

On the recommendation of the Departmental Promotion Committee, the following officials in the grade of Head Clerk/Sr. Stenographer (outside Secretariat) are promoted to the post of Superintendent (outside Secretariat) Group 'C' in the Pay Band-2 ₹ 9,300-34,800+Grade Pay of ₹ 4,600/- on regular basis with immediate effect:

- 1) Smt. Kavita H. Nipanikar (SC).
- 2) Smt. Maria Wanda Sequeira (PH).
- 3) Shri Uday G. Keni (Gen.).
- 4) Smt. Maria A. Braganza (Gen.).
- 5) Shri K. B. Salgaonkar (Gen.).
- 6) Smt. Deepa D. Banaulikar (Gen.).

The above officials shall be on promotion for a period of two years.

They shall exercise option within one month from the date of promotion to fix their pay in terms of F. R. 22(1)(a)(I).

By order and in the name of the Governor of Goa.

R. Aga, Under Secretary (Personnel-II).  
Porvorim, 20th June, 2014.

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**Department of Public Health**

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**Order**

No. 45/1/2005-I/PHD

Read: Memorandum No. 45/1/2005-I/PHD dated 21-05-2014.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/I/5/24(2)2013/537 dated 07-05-2014, Government is pleased to appoint Dr. Pabitra Ghoshal to the post of Junior Anaesthetist (Group 'A', Gazetted) in the Pay Band-3 of ₹ 15,600-39,100 with ₹ 5,400/- Grade Pay under the Directorate of Health Services with immediate effect as per the terms and conditions contained in the Memorandum cited above.

Dr. Pabitra Ghoshal shall be on probation for a period of two years.

Dr. Pabitra Ghoshal is posted at South Goa District Hospital, Margao against the post fallen vacant due to transfer of Dr. Manjiri Parsekar, Jr. Anaesthetist.

Dr. Pabitra Ghoshal has been declared medically fit by the Medical Board. His appointment is made subject to the verification of his character and antecedents. In the event of any adverse matter noticed by the Government on verification of character and antecedents, his services shall be terminated.

By order and in the name of the Governor of Goa.

Maria Seomara Desouza, Under Secretary (Health-II).

Porvorim, 16th June, 2014.

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**Order**

No. 4/1/2006-II/PHD

Read: Memorandum No. 4/1/2006-II/PHD dated 02-04-2014.

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/I/5/30(1)/2005/477 dated 11-03-2014, Government is pleased to appoint Dr. Amey Shripad Parab to the post of Assistant Professor in the Department of Neurosurgery in Goa Medical College, Bambolim on temporary basis in the Pay Band-3, ₹ 15,600-39,100 + Grade Pay of ₹ 6,600/- with immediate effect as per the terms and conditions contained in the Memorandum cited above.

Dr. Amey Shripad Parab shall be on probation for a period of two years.

Dr. Amey Shripad Parab has been declared medically fit by the Medical Board.

The appointment is made subject to the verification of his character and antecedents. In the event of any adverse remarks noticed by the Government on verification of his character and antecedents, his services shall be terminated.

The appointment is made against the vacancy occurred due to promotion of Dr. Xavier George Kocherry, Assistant Professor to the post of Associate Professor in Neurosurgery vide Order No. 4/1/2006-II/PHD dated 02-08-2012.

By order and in the name of the Governor of Goa.

Maria Seomara Desouza, Under Secretary (Health).

Porvorim, 17th June, 2014.

**Order**

No. 4/21/2009-II/PHD

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/II/11/30(9)/2012/598 dated 06-06-2014, Government is pleased to promote Dr. Sandesh G. Chodankar, Assistant Professor to the post of Associate Professor in Department of E.N.T. in Goa Medical College, Bambolim on regular basis in the Pay Band-3, ₹ 15,600-39,100 with Grade Pay of ₹ 6,600/- and other allowances to be fixed as per rules with immediate effect.

The promotion is made against the vacancy occurred due to promotion of Dr. H. C. Goel, Associate Professor to the post of Professor in E.N.T., Goa Medical College vide Order No. 4/21/2009-II/PHD dated 25-02-2014.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 18th June, 2014.

**Order**

No. 4/21/2009-II/PHD

On the recommendation of the Goa Public Service Commission as conveyed vide their letter No. COM/II/11/30(10)/2012/599 dated 06-06-2014, Government is pleased to promote Dr. Carnegie J. A. D'Sa, Lecturer to the post of Assistant Professor in Department of E.N.T. in Goa Medical College, Bambolim on regular basis in the Pay Band-3, ₹ 15,600-39,100 with Grade Pay of ₹ 6,600/- and other allowances to be fixed as per rules with immediate effect.

The promotion is made against the vacancy occurred due to promotion of Dr. Sandesh G. Chodankar, Assistant Professor to the post of Associate Professor in E.N.T., Goa Medical College vide Order No. 4/21/2009-II/PHD dated 18-06-2014.

By order and in the name of the Governor of Goa.

*Sangeeta M. Porob*, Under Secretary (Health).

Porvorim, 18th June, 2014.

**Notification**

No. 13/41/87-I/PHD/(Part File)

In exercise of the powers conferred by sub-section (1) of Section 20 of the Drugs and Cosmetics Act, 1940 (Central Act 23 of 1940) (hereinafter referred to as the "said Act"), the

Government of Goa, with the previous consent of the Government of Karnataka, conveyed vide Order No. HFW/264/IMM/2013 dated 30-01-2014, hereby appoints Smt. Parvathi Anandagoudar, Chief Scientific Officer, Drugs Testing Laboratory, Bangalore, as a Government Analyst for the whole of the State of Goa, in respect of all categories of drugs and cosmetics classified under the said Act and Rules made thereunder.

This Notification shall come into force with immediate effect.

By order and in the name of the Governor of Goa.

*Maria Seomara Desouza*, Under Secretary (Health-II).

Porvorim, 17th June, 2014.

**Certificate**

No. 44/5/2014-I/PHD

Read: 1. Memorandum No. 22/4/2003-I/PHD dated 10-02-2014.

2. Government Order No. 22/2/97-I/PHD/P.F. dated 03-03-2014.

Certified that the character and antecedents of Dr. Purnima Xencor Sirodcar, Public Health Dentist (Group 'A', Gazetted) under Directorate of Health Services has been verified by the District Magistrate, South Goa, Margao vide letter No. 2014/5344/2/MAG/159/3819 dated 12-05-2014 and it is revealed that there are no adverse remarks recorded against her.

*Maria Seomara Desouza*, Under Secretary (Health-II).

Porvorim, 16th June, 2014.

**Certificate**

No. 44/7/2014-I/PHD

Read: 1. Memorandum No. 45/5/2009-I/PHD dated 24-10-2013.

2. Government Order No. 23/4/98-I/PHD dated 11-12-2013.

Certified that the character and antecedents of Dr. Amar Vijay Govekar, Public Health Dentist (Group 'A', Gazetted) under Directorate of Health Services has been verified by the District Magistrate, North Goa, Panaji vide letter No. 2/11/2013-MAG/VAC/1295 dated 02-06-2014 and it is

revealed that there is nothing adverse reported against him.

*Maria Seomara Desouza*, Under Secretary (Health-II).

Porvorim, 18th June, 2014.

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**Certificate**

No. 44/8/2014-I/PHD

Read: 1. Memorandum No. 22/4/2003-I/PHD dated 10-02-2014.

2. Government Order No. 22/2/97-I/PHD/PF. dated 03-03-2014.

Certified that the character and antecedents of Dr. Sylvia Colaco, Public Health Dentist (Group 'A', Gazetted) under Directorate of Health Services has been verified by the District Magistrate, South Goa, Margao vide letter No. 2011/28585/2/MAG124/3266 dated 26-10-2012 and it is revealed that there are no adverse remarks recorded against her.

*Maria Seomara Desouza*, Under Secretary (Health-II).

Porvorim, 17th June, 2014.

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**Certificate**

No. 44/6/2014-I/PHD

Read: 1. Memorandum No. 45/5/2009-I/PHD dated 24-10-2013.

2. Government Order No. 23/4/98-I/PHD dated 11-12-2013.

Certified that the character and antecedents of Dr. Harish Damodar Sawant, Public Health Dentist (Group 'A', Gazetted) under Directorate of Health Services has been verified by the District Magistrate, North Goa, Panaji vide letter No. 2/11/2013-MAG/VAC/1295 dated 02-06-2014 and it is revealed that there is nothing adverse reported against him.

*Maria Seomara Desouza*, Under Secretary (Health-II).

Porvorim, 18th June, 2014.

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**Certificate**

No. 44/2/2014-I/PHD

Read: 1. Memorandum No. 45/5/2009-I/PHD dated 24-10-2013.

2. Government Order No. 23/4/98-I/PHD dated 11-12-2013.

Certified that the character and antecedents of Dr. Sudin M. Naik, Public Health Dentist (Group 'A', Gazetted) under Directorate of Health Services has been verified by the District Magistrate, North Goa, Panaji vide letter No. 2/11/2013-MAG/VAC/1295 dated 02-06-2014 and it is revealed that there is nothing adverse reported against him.

*Maria Seomara Desouza*, Under Secretary (Health-II).

Porvorim, 18th June, 2014.

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**Department of Revenue**

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**Order**

No. 26/2/98-RD(PF)

Read: 1) Order No. 26/2/98-RD (Part) dated 01-06-2010.

2) Order No. 26/2/98-RD (Part) dated 26-04-2011.

3) Order No. 26/2/98-RD (Part) dated 24-06-2011.

4) Order No. 26/2/98-RD (Part) dated 13-12-2011.

5) Order No. 26/2/98-RD (PF) dated 12-12-2012.

6) Order No. 26/2/98-RD (PF) dated 07-02-2013.

7) Order No. 26/2/98-RD (PF) dated 03-06-2013.

6) Order No. 26/2/98-RD (PF) dated 13-12-2013.

The Government of Goa is pleased to extend the ad hoc appointment of Shri Anand V. Vaigankar to the post of Inspector of Survey & Land Records (Group 'B', Gazetted) in the pay scale of ₹ 9,300-34,800 plus Grade Pay of ₹ 4,200/- for a further period of six months with effect from 01-06-2014 to 30-11-2014 and to transfer and post him in the Head Office of the Directorate of Settlement & Land Records, Panaji, Goa.

2. The above appointment shall be for a period of six months or till he is regularized by the GPSC or superannuates, whichever is earlier.

3. The above ad hoc appointment will not bestow the promoted officer any claim for regular appointment and the service rendered on ad hoc basis will not count for the purpose of seniority in that grade for eligibility for promotion to the next higher grade.

4. This issues with the concurrence of the Goa Public Service Commission, Panaji, as conveyed vide its letter No. COM/II/11/29(1)/2013/437 dated 09-06-2014.

By order and in the name of the Governor of Goa.

*Ashtosh Apte*, Under Secretary (Revenue-I).  
Porvorim, 20th June, 2014.



## Department of Sports and Youth Affairs

Directorate of Sports and Youth Affairs

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### Order

No. 8/1/2009/Adhoc-Prom/Adm/DSYA (PF)/992

Read: Government Order No. 8/1/2009/Adhoc-Prom/Adm/DSYA (P.F)/5348 dated 18-02-2014.

On the recommendation of the Goa Public Service Commission, vide their letter No. COM/II/11/45(1)/2014/445 dated 11-06-2014 post-facto sanction of the Government is hereby conveyed for extension of the ad hoc promotion of Smt. Juliana Gurjao e Colaco, Dy. Director (Sports & Youth Affairs) for the period of six months w.e.f. 28-03-2014 to 27-09-2014.

By order and in the name of the Governor of Goa.

*V. M. Prabhu Desai*, Director & ex officio Jt. Secretary (Sports & Youth Affairs).

Panaji, 18th June, 2014.



## Department of Town & Country Planning

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### Notification

Ref. No. 21/1/TCP/2014/SC/2611

In exercise of the powers conferred by sub-section (1) of Section 6 of the Goa (Regulation of Land Development and Building Construction) Act, 2008 (Goa Act 6 of 2008) (hereinafter called as the "said Act"), the Government of Goa hereby appoints a "Steering Committee" consisting of the following members, namely:-

- |  |   |           |
|--|---|-----------|
| 1) Hon'ble Chief Minister/<br>/Minister for Town and<br>Country Planning | — | Chairman. |
| 2) Hon'ble Minister for<br>Urban Development                             | — | Member.   |
| 3) Hon'ble Minister for<br>Panchayats.                                   | — | Member.   |

4) Chief Secretary — Member.

5) Secretary (Urban  
Development) — Member.

6) Secretary (Town and  
Country Planning) — Member.

7) Secretary (Panchayats) — Member.

8) Amit Sukhtankar, Architect  
and Chairman of IIA,  
Goa Chapter — Member.

9) Chief Town Planner,  
Government of Goa — Member  
Secretary.

By order and in the name of the Governor of Goa.

*S. T. Puttaraju*, Chief Town Planner/ex officio Joint Secretary.

Panaji, 23rd June, 2014.



## Department of Transport

Directorate of Transport

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### Notification

No. 5/9/90-Tpt/2014/2158

In exercise of powers conferred by Clause (xii) of sub-rule (1) of Rule 22 of the Goa, Daman and Diu Motor Vehicles Tax Rules, 1974, the Government of Goa hereby exempts New Vehicle Mahindra Quanto bearing Chassis No. MA1YG2HVXD2H29527 and Engine No. HVD6F20343 of model August, 2013 owned by Faith Works India, Shalom Plot 123, Vainguinim Valley, Dona Paula, Goa, from payment of tax due to this State, being a Charitable Institution.

By order and in the name of the Governor of Goa.

*Arun L. Desai*, Director & ex officio Additional Secretary (Transport).

Panaji, 23rd June, 2014.



## Department of Women & Child Development

Directorate of Women & Child Development

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### Order

F. No. 2-107(108)-2014/DWCD/06667

Under clause 9 of the Foster Care Scheme 'Vatsalya' the Government is pleased to appoint following officials as the Child Care Co-ordinators for the purposes of the scheme with immediate effect.

Sr. No.	Name and place of the Officer appointed as Child Care Co-ordinator	Address	Jurisdiction	1	2	3
						retirement of Smt. Nayan Pai Fondekar w.e.f. 01-07-2014.
1.	Child Development Project Officer, Tiswadi	Junta House 1st lift, 1st floor, Panaji-Goa	North Goa District.	2.	Smt. Vijaya Vernekar, Child Development Project Officer/Social Welfare Officer	Child Development Project Officer, Pernem against the vacant post for which additional charge is held by Smt. Bharati Pawaskar, CDPO, who stands relieved upon joining of Smt. Vijaya Vernekar.
2.	Child Development Project Officer, Salcete	Aurelino Bldg. 1st floor, Abade-de-Faria Road, Near Confident Library, Margao-Goa	South Goa District.			

By order and in the name of the Governor of Goa.

Vikas S. N. Gaunekar, Director & ex officio Jt. Secretary (Women & Child Development).

Panaji, 18th June, 2014.

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**Order**

F. No. 4-3-2000/W&CD/Part/06689

Government is pleased to promote the following Mukhya Sevikas to the post of Child Development Project Officer/Social Welfare Officer (Group 'B', Gazetted) in the pay scale of ₹ 9,300-34,800+Grade Pay ₹ 4,200/- purely on ad hoc basis initially for a period of one year or till the post is filled on regular basis whichever is earlier:

1. Smt. Nayani Gawade (ST).
2. Smt. Vijaya Vernekar (General).

Upon the above promotions, Government is further pleased to order the postings of the above Officials as under:

Sr. No.	Name of the Officer	Place of posting
1	2	3
1.	Smt. Nayani Gawade, Child Development Project Officer/Social Welfare Officer	Child Development Project Officer, Quepem against vacant post after

The promoted Officers should convey their acceptance within one month from the date of promotion and these ad hoc promotions shall take effect from the date upon their joining. The Official at Sr. No. 1 Smt. Nayani Gawade shall report at the headquarter till joining at Quepem block office.

The expenditure in respect of above post shall be debited to the Budget Head of Account "2235—Social Security & Welfare; 102—Child Welfare; 03—Integrated Child Development Project Scheme including Health Cover (Plan)(A); 01—Salaries."

The above ad hoc promotion shall not bestow any substantive right for regular appointment or regularization of the promotions.

By order and in the name of the Governor of Goa.

Vikas S. N. Gaunekar, Director & ex officio Jt. Secretary (Women & Child Development).

Panaji, 19th June, 2014.

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**Corrigendum**

In the Official Gazette Sr. II No. 11 dated 12-6-2014, on page 180 under Department of Finance (Directorate of Accounts) in the column at Sr. No. 7 the name of 'Smt. Joanita Silvia Mahale' may be corrected to read as 'Smt. Joanita Silvia Dias'. All other matter remains unchanged.

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