

ODISHA DISCIPLINARY PROCEEDINGS (SUMMONING OF WITNESSES AND PRODUCTION OF DOCUMENTS) ACT, 1954

-R Short title extent and commence. ment. Provigiotið to apply to depu•t. mental inquiries. Døfioitions The Odisha . Gazette EXTRAORDINARY PUBLISHED BY AUTHORITY OEI\$\$A ACT IOF 8-84 THE ORISSA DISCIPUNARY PROCEEDINGS (SUMMONING OF wmwsses AND PRODUCTION OF DOCUMENTS) ACT, 1954 (Received the assent of the Governor on the 7th November 1954, first in Part X Of 'the Orissa Gazette, dated the 26th November 1954) AN ACT To COMPEL ATTENDANCE OF wrntðEs AND PRODUCTION OF DOCUMENTS IN DJSCJPLJNARY PXæEEDINGS AGAINST PERSONS APPOINTED TO PUBLIC SBRViCES AND POSTS IN CONNECNON wrR THE AFFAIRS OF THE STATE OF ORISSA WHEREAS it io nake Bovisions for co*liag the attendance of *itnesses and the tion of documents in disciplinary proceedings persons appointed to,puBlic servhes and post* in with the affairs of the State of Oüsa ; It is hereby enacted by the Legislature of the State the Fifth year of the Republic of. India as follows : (1) This A«may be called the Discipknary Proceeding of and Of Documents) Act, 1954. (2) It extends to the whole of the State of Orissa. (3) It shall come into force at once

2. The provisions of this Act shall apply to all depart* mental inquiries against persons appointed to public services and posts in connection with the affairs of the State of Orissa

3. In this Act, unless there is anything repuyiant in the subject or context—(a) "Administrative Tribunal" means the Tribunal constituted under the Disciplinary Proceedings (Admini- strative Tribunal) Rules, 1951 ; *Yor Statement of Objects and Bee Origea gazette Extraordinary the EeptOibu J954, 54 (b) "Government " means the State Governmeni ; (c) " Departn-iental Inquiry " means an inquiry held against a person under and in accordance with any law or rule made under article 309 or any rule Continued under article 313 of the Constitution of India ; (d) " Inquiring Officer " means the Administrative Tribunal and includes any omcer appoiqted by the State Government or by an omcer or authority subordinate to the said Government, to conduct a departmental inquiry into the conduct of a person. 4. (1) Any inmiring officer shall have the same powers Power* of inquiring in the matter of surnrnning of witnesses and compelling the omcer and penalty f" production of documents as are conferred upon the Commis sioner under section 8 of the Pubic Servants (Inquiries) disobedience to proceæ. Act, 1850 : xxxvn Rule. of Provided that all process to cause the attendance of witnesses or production of documents or other compulsory process shall be served through and executed by the District Magistrate or the Subdivisional Magistrate as the case may be, in whose jurisdiction the witness or other person TNides and on whom such is to bé served. (2) The provisions of section 9 of the said Act providing for penalty for disobedieoce to process shali apply to any process issued by an inquiring officer as they apply to such process issued by the Commissioners aforesaid. S. State Government may make rules for the purpose of giving effect to the provisions of this Act.