

No. 11013/2/77-Estt(A)  
Government of India/ Bharat Sarkar  
Ministry of Home Affairs/ Grih Mantralaya  
Department of Personnel and Administrative Reforms  
( Karmik Aur Prashasnik Sudhar Vibhag)

.....

New Delhi, the 7<sup>th</sup> June, '78

OFFICE MEMORANDUM

Subject:- C.C.S. ( Conduct) Rules, 1964- Fifth and final  
Report of the Committee of the National Council(JCM)-  
Clar-ification regarding Rule 6.

.....

The undersigned is directed to say that in the meeting of the Committee of the National Council (JCM) held on 28.1.77, the Staff Side referred to their request that it should be clearly laid down as to how it should be decided whether the objects or activities of an Association attract the provisions of rule 6 of the C.C.S. ( Conduct) Rules, 1964, as, without such clarification, it was possible for any competent authority at any level to proceed against an employee for violation of the aforesaid rule without proper justification. The views of the Staff Side have been considered carefully by Government. As a comprehensive and exhaustive enumeration of various objects or activities which would attract rule 6 of the C.C.S. ( Conduct) Rules, 1964, is not practicable and as the apprehension of the Staff Side was mainly in regard to the possibility of arbitrary action at lower levels, it has been decided that action for alleged violation of rule 6 of C.C.S. ( Conduct) Rules, 1964, can be taken by a disciplinary authority only when an authority not below the level of a Head of Department has decided that the objects or activities of the Association concerned are such as would attract rule 6 ibid. Where the Head of Department is himself in doubt he shall seek the advice of the Administrative Ministry/ Department concerned before action for the alleged violation of rule 6 of C.C.S. ( Conduct) Rules, 1964, is initiated.

2. Ministry of Finance etc. are requested to bring the above decision to the notice of all concerned serving under their control.

  
( H. C. GUPTA)

DEPUTY SECRETARY TO THE GOVT. OF INDIA

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No. 11013/2/77- Estt(A) New Delhi, the 7th June, '78

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9. All Members, Staff Side, National Council,
10. Secretary, Staff Side, National Council, (JCM) 9, Ashoka Road, New Delhi- 110001.

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DS(JA)

( R.C. GUPTA )

DEPUTY SECRETARY TO THE GOVT. OF INDIA