

Alka Sirohi
Secretary

Government of India
Department of Personnel & Training
Ministry of Personnel, Public Grievances and Pensions
North Block, New Delhi

5th April, 2011

Dear

I am writing to you in the context of suggesting names of suitable persons for consideration for appointment as Central Vigilance Commissioner.

2. Section 3 (3) of the CVC Act, 2003, provides that the Central Vigilance Commissioner (and the Vigilance Commissioners) shall be appointed from persons:-

- “(a) who have been or are in an All India Service or in any civil service of the Union or in a civil post under the Union having knowledge and experience in the matters relating to vigilance, policy making and administration including police administration; or
- (b) who have held office or are holding office in a corporation established by or under any Central Act or a Government company owned or controlled by the Central Government and persons who have expertise and experience in finance including insurance and banking, law, vigilance and investigations:”

It further provides that, from amongst the Central Vigilance Commissioner and Vigilance Commissioners, not more than two persons shall belong to the category of persons referred to either in clause (a) or clause (b).

3. In the judgment dated 3.3.2011 rendered in Writ Petitions (C) No. 348 of 2010 and No. 355 of 2010, the Supreme Court has directed that the zone of consideration should be in terms of Section 3(3) of the Act, and, it shall not be restricted to civil servants. They have observed that a panel should be prepared of outstanding civil servants or persons of impeccable integrity and that complete information, material and data, of the concerned officer/person, whether favourable or adverse, shall be placed before the Selection Committee.

4. After careful consideration, it has been decided to seek names of persons for consideration for appointment as a Central Vigilance Commissioner on the basis of the following parameters: -

- (a) Any incumbent would have to demit office upon attaining the age of 65 years or upon the completion of 4 years, whichever is earlier; the person recommended must at least have a minimum tenure of 3 years;
- (b) (i) In the case of persons falling under section 3(3)(a) of the CVC Act, such person must, preferably, have held or is holding the post of Secretary to the Government of India or any equivalent post thereto under the Central Government.
- (b)(ii) In the case of persons falling under the first part of section 3(3)(b) of the Act, the person must have held or is holding the position of Chairman/Managing Director/Chief Executive Officer of a Schedule 'A' Public Sector Undertaking.
- (b)(iii) In respect of persons who have expertise and experience in finance including insurance and banking, law, vigilance and investigations, and falling under the second part of section 3(3)(b) of the Act, such persons must have acquired eminence and have outstanding achievement in the said fields.
- (c) The person should be of outstanding merit and impeccable integrity.

5. You are accordingly requested to forward us names of suitable persons for the above appointment, including persons who may be qualified under any of the above three clauses.

6. While the names of persons are forwarded, a note containing reasons why in the opinion of the forwarding/sponsoring authority the person is considered to be suitable for appointment as a Central Vigilance Commissioner, including merit and integrity, may be briefly outlined. In addition to the above, the following information may be made available:-

- (i) in respect of serving or retired civil servants falling under (b)(i) para 4 above-
 - a. the complete curriculum vitae, including age, educational qualifications and details of all posts held by the officer since the beginning of his/her career;
 - b. service record, namely, Annual Confidential Reports;
 - c. any additional record indicating conferment of honours/ awards/additional qualifications/outstanding achievement.;

- d. details of punishment, if any, awarded in the course of officer's service career;
 - e. the Ministries/Departments would also indicate whether there exist any criminal cases/disciplinary proceedings against the officer concerned.
 - f. an integrity certificate to be issued by the cadre controlling authority.
- (ii) In the case of a person who falls under b(ii) para 4 above, i.e. who has held or is holding office in a Corporation established by or under any Central Act or a Government Company under or controlled by the Central Government:-
- a. detailed curriculum vitae of the person, including suitable particulars relating to age, academic qualifications and experience;
 - b. service record, namely, Annual Confidential Reports;
 - c. a list of verifiable achievements, if any;
 - d. the administrative Ministry/Department would indicate whether there exist any criminal records/disciplinary proceedings against the officer concerned or whether any punishment has been awarded to him/her;
 - e. an integrity certificate to be issued by the head of the administrative Department;
- (iii) in respect of such persons who have expertise and experience in finance, including insurance and banking, law, vigilance and investigations or who do not fall under 6(i) or 6(ii) above, the following documents would be essential:-
- a. a curriculum vitae of the person concerned, which may contain adequate particulars about the achievements/accomplishments of the person in the field;
 - b. a statement from the sponsoring Department that there shall be no conflict of interest in the event of the said person being appointed as the Central Vigilance Commissioner.

7. While sponsoring names of persons, it is requested that names of persons of known impartiality may be forwarded for consideration.
8. In order to ensure that full details are available, no applications will be entertained by the Department of Personnel & Training directly from any applicant under any category. In the event that any person under category (b)(iii) (refer para 4 above) requires to be considered, the same should be forwarded by the administrative Ministry concerning that field after the case is adequately processed.
9. It is clarified that while sponsoring names, endeavours may be made that names of persons belonging to all the categories, if available, are forwarded.
10. Since the post of Central Vigilance Commissioner has fallen vacant on 3rd March, 2011, and Government is keen to fill up the post at an early date, it is requested that recommendations along with full information listed in para 6 above may be forwarded **on priority and not later than 25th April, 2011**. Looking to the urgency and importance of the matter, I shall be grateful if personal attention is given to this.

Receipt of this letter may kindly be acknowledged.

Yours sincerely,

Sd/-
(Alka Sirohi)

Secretaries to all Ministries/Departments of Government of India (by name)