

GOVERNMENT OF TAMIL NADU

Housing & Urban Development
Department, Secretariat,
Chennai - 9.

Letter No. 22528/HBAI/2001-2
dated 21.8.2001.

From
Thiru A. Nagarajan, T.A.S.,
Secretary to Government.

Sir/Madam,

SUB: Loans & Advances. - House Building Advance
- Sanctioned to individuals Rule 5(3) of
the House Building Advance Rules not
followed by sanctioning Authorities/Pay
Disbursing Officers - Instructions -
Issued.

I am directed to state that it has been brought to the notice of Government that Collector of Chennai has sanctioned house building advance in one case for partly for purchase of plot and partly for construction of house thereon and has released the first instalment also towards plot cost to the individual. The individual has purchased an alternate plot but has not furnished the original sale deed and mortgage deed etc., in time. The loanee applicant has also not applied and drawn the subsequent instalments for construction purpose. The Heads of Department in which the applicant has employed has recovered the loan amount in 120 monthly instalments instead of recovering the loan amount in one lumpsum as per rules. In this connection, it is observed that according to Note (1) under Rule 5(3) of House Building Advance Rules, - "Utilisation of the advance for a purpose other than that for which it is sanctioned or breach of any of the other conditions of the grant of the loan shall render the Government servant liable to disciplinary action apart from foreclosure of the loan and the Government servant being called upon to refund to Government forthwith the entire advance drawn by him and the interest in one lumpsum.

2. The Collector of Chennai, without following the above rule, position has sent the foreclosure proposals to Government. I am, therefore, directed to request you to follow the Rule 5(3) of the House Building Advance Rules, before sending foreclosure proposals to Government. It may also be pointed out, that in many cases penal interest is not recovered from

the defaulter loanee Government servants and disciplinary actions are also not initiated against the erring officials. I am therefore to request you to follow the above instructions in future while sending the foreclosure proposals to Government.

The receipt of this letter may be acknowledged.

Yours faithfully,
Sd/xxx
for Secretary to Government.

(R.O.C. No. 6439/2001/C5)

R. Dis. No. 120/2001

Copy communicated for information.

HIGH COURT: MADRAS
DATED: 25.09.2001

K. Durairaj
SUB ASST. REGISTRAR (A/C)

To

1. All the Principal District Judges.
2. All the Addl. District Judge-cum-Chief Judicial Magistrates.
3. The Administrator General and Official Trustee and the City Government Pleader, Chennai-104
4. The Principal Judge, City Civil Court, Chennai.
5. The Chief Judge, Court of Small Causes, Chennai.
6. The Chief Metropolitan Magistrate, Egmore, Chennai.
7. The Presiding Officers of Labour Courts, Chennai, Madurai, Coimbatore, Tirunelveli, Tiruchirappalli, Salem, Vellore and Cuddalore.
8. The Presiding Officer, Private Colleges Appellate Tribunal, Chennai.
9. The Industrial Tribunal, Chennai.
10. The Member/Secretary, Tamil Nadu State Legal Services Authority, High Court Buildings, Madras.
11. The Presiding Officer, Special Court for Essential Commodities Act, Chennai, Coimbatore, Salem, Madurai, Thanjavur and Pudukkottai.
12. The Director, Tamil Nadu Judicial Academy, Judicial Officers Quarters, Egmore, Chennai.
13. The Special Judge, Special Court for CBI Cases, Chennai, Madurai and Coimbatore.
14. The Editor, Indian Law Reports, Chennai-104.

Copy to:

1. All the Officers, High Court, Madras
2. The Sub Asst. Registrars (A/c, Admn., and Establishment) High Court, Madras.
3. The Section Officer, Establishment & B Section, -do-
4. The Chief Accounts Officer, High Court, Madras.
5. The Librarian, High Court, Madras.
6. The Record Keeper, AD Records, High Court, Madras.

Spare:

ALP/3/10

©
ERNMENT OI
200

Constitutio
explanator
Undertakin

READ - th

ORDER N

In th
the Acc
under th
and Acc
Account
Secretar
Account
and the

2) B
Shri. S
(Audit-I
for cons
well as