

In the Administrative Appeals Tribunal

Appeal No : AAT/33/2022 (NPC)

Date of Hearing : 29.01.2025

P.P.A. Sarathchandra,
43, Manel,
Malwadunna Rd.,
Kotiyakumbura.

Appellant

Vs

The National Police Commission (NPC)

Respondent

Before: Justice K.T. Chitrasiri, (Chairman)

J. J. Rathnasiri, (Member)

S. Nandasekaran, (Member)

Appellant is present. Mr. T. Gunathilake Retired Government Servant appears for him.

Ms. Mala Basnayake Deputy Director is present representing the National Police Commission.

Mr. Gunathilake submits that the punishment to defer increment had been imposed on the appellant on 05.03.2012. He further submits that it should have been imposed on the date of committing the offence that is 08.02.2009. This submission is made on the basis of Section 23:9, Chapter XLVIII in Volume II of the Establishments Code. Ms. Basnayake for the NPC admits that the aforesaid Section 23:9 in the Establishments Code, is to be applied in this instance. Therefore acting upon aforesaid Section 23:9 in the Establishments Code, Tribunal makes order to impose the aforesaid punishment to be effective from 08.02.2009. Accordingly, the deduction from the salary increment that had been made should be adjusted to have it affected w.e.f. 08.02.2009. NPC is directed to implement this order accordingly.

Appeal is allowed.

Justice K.T. Chitrasiri
(Chairman)

I agree.

J.J. Rathnasiri,
Member

I agree.

S. Nandasekaran,
Member