

Performance during March' 09

- Commission disposed 391 cases referred to it for advice.
- Recoveries to the tune of Rs. 6.54 crores were effected after Commission conducted technical examination of some departments.

2. Action to be taken by the administrative authorities on the Commission's recommendations are given below:-

(i) Launching of prosecution against 25 officers from:-

a	CBEC	:	5
b	M/o PG, Personnel & Pension	:	5
c	EPFO	:	4
d	M/o Urban Development	:	3
e	M/o Railways	:	2
f	Indian Council of Medical Research	:	2
g	LIC of India Ltd.	:	1
h	M/o Textiles	:	1
l	M/o Labour	:	1
J	CPWD	:	1

(ii) Commission advised initiation of major penalty proceedings against 78 officers:

a	M/o Railways	:	12
b	Public Sector Banks	:	11
c	National Cooperative Consumer	:	11
d	Chennai Port Trust	:	7
e	Bharat Coking Coal Ltd.	:	6
f	Airports Authority of India	:	3
g	D/o Telecommunications	:	3
h	CBEC	:	3
i	PG Instt. Of Medical Education	:	3
j	Satluj Jal Vidyut Nigam Ltd.	:	2
k	M/o Home Affairs	:	2
l	BSNL	:	2
m	M/o Shipping	:	1
n	National Insurance Co Ltd.	:	1
o	D/o Mines	:	1
p	Hindustan Cables Ltd.	:	1
q	M/o Textiles	:	1
r	D/o Agriculture & cooperation	:	1
s	Indian Council of Agricultural Research	:	1
t	Kendriya Vidyalaya Sanghtan	:	1
u	M/o Labour	:	1
v	M/o Water Resources	:	1

w	CPWD	:	1
x	DDA	:	1
xi	CBDT	:	1

(iii) The Commission advised imposition of major penalty against 35 officers:-

a	M/o Railways	:	7
b	Public Sector Banks	:	6
c	DDA	:	4
d	CBDT	:	3
e	BHEL	:	2
f	ICAR	:	2
g	AAI	:	1
h	Border Roads Development Board	:	1
i	D/o Telecommunications	:	1
j	ITDC	:	1
k	New India Assurance Co Ltd	:	1
l	CBEC	:	1
m	IBP Balmer Lawrie Group of Companies	:	1
n	IOCL	:	1
o	CPWD	:	1
P	DTC	:	1
Q	M/o Defence	:	1

(iv) Disposal of complaints in March' 09

a	Sent for investigation and report	:	85
b	Sent for necessary action/ATR	:	531

Complaints under PIDPI

a	Sent for investigation and report	:	03
b	Sent for necessary action	:	08

(v) In three cases, where respective organizations delayed investigation reports on complaint against senior officials, the Commission ordered for Direct Inquiry.

(vi) The CTE Organization submitted intensive examination reports in 14 cases during March' 09 of which 6 were in Civil works, 3 in Electrical & 5 in Stores/Purchase. The intensive examination of the CTE Organization resulted in recoveries of Rs. 6.54 crores during the month.

3. Action taken by the administrative authorities on the Commission's recommendations are given below:-

(i) The competent administrative authorities issued sanctions for prosecution against 6 officers coming under CVC jurisdiction:

a	CBEC	:	3
b	United India Insurance Co Ltd.	:	1
c	Council of Scientific & Industrial Research	:	1
d	M/o Urban Development	:	1

(ii) Major penalty was imposed on 44 officers:

a	Public Sector Banks	:	13
b	D/o Telecommunications	:	10
c	Insurance Companies	:	4
d	BSNL	:	3
e	Council of Scientific & Industrial Research	:	3
f	India Tourism Development Corporation	:	2
g	D/o Steel	:	2
h	DDA	:	2
i	CBEC	:	1
j	SAIL	:	1
k	O/o Dev.Commissioner(SSI)	:	1
l	The State Trading Corporation of India Ltd.	:	1
m	MCD	:	1

(iii) On the basis of advice tendered by the Commission, stiff major penalty has been imposed on the following officers:-

a	Canara Bank	:	1
b	United India Insurance Co Ltd.	:	1

(iv) On the basis of advice tendered by the Commission, 1 senior officer (of the rank of Jt. Secy & above/equivalent) of State Trading Corporation of India was punished during the month.

Performance during upto March' 09

S. No.	Nature of Advice	No. of cases
1.	Prosecution advised	62
2.	Prosecution sanctioned	77
3.	Major penalty proceedings advised	274
4.	Major penalty advised after inquiry	117
5.	Major penalty imposed	181
6.	Initiation of minor penalty proceedings	141
7.	Imposition of minor penalty advised	43
8.	Minor penalty imposed	181
9.	Exoneration/Closure	488
10.	Vigilance Clearance granted	126
11.	No. of Intensive examination by CTE organ	28
12.	Recoveries on account of CTE's investigations	8.32 cr.

4. The CBI filed charge-sheets in 79 cases after receipt of sanction of prosecution. CBI also received sanction for prosecution in 42 cases from various Departments. This matter is being closely monitored by the Commission to secure sanction from the organizations concerned in a reasonable period of time, as directed by the Hon'ble Supreme Court. However, sanctions for prosecution are still delayed.

5. During the month, the Commission observed that in 6 cases penalty imposed by Departments/Organizations were in deviation from the Commission's advice. These were MCD(4), CBEC(1) & BIS(1).

6. The Commission has been deeply concerned over continuing delays in filling the post of CVOs in several key organizations like the Employees State Insurance Corporation, SB of Patiala, IREDA and Air India Charters Ltd. The Government is being regularly reminded.

7. (a) Brief details about 1st stage advices tendered in r/o Sr. Officers:-

- (i) The Commission has advised initiation of major penalty proceedings against CIT, Income Tax for issuing orders u/s 264 conferred undue benefit to the assessee and loss to revenue.
- (ii) The Commission has advised launching of prosecution and initiation of major penalty proceedings against Commissioner of Excise & Customs for having assessts disproportionate to his known source of income.
- (iii) The Commission has advised launching of prosecution against RCS for committing irregularities in revival of Group Housing Societies.

(b) Brief details about 2nd stage advices tendered in r/o Sr. Officers:-

- (i) The Commission has advised imposition of suitable major penalty against Chief Commission of Income Tax (Retd) for passing of orders of waiver of interest which was beyond his jurisdiction and liberal interpretation of Boards' instructions in favour of assesses, causing loss to the Govt.
- (ii) The Commission has advised imposition of suitable major penalty against Commissioner of Income Tax for weak and unsustainable assessment orders approved by him which was prejudicial to the interest of revenue.