

Performance during April' 09

- Commission disposed 431 cases referred to it for advice.
- Recoveries to the tune of Rs. 3.94 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 20 officers from:-**

| | | | |
|---|-----------------------------|---|---|
| a | CBEC | : | 6 |
| b | D/o Education | : | 4 |
| c | M/o PG, Personnel & Pension | : | 3 |
| d | M/o Railways | : | 2 |
| f | ONGC | : | 2 |
| g | MCD | : | 2 |
| h | CBDT | : | 1 |

(ii) **Commission advised initiation of major penalty proceedings against 152 officers:**

| | | | |
|---|----------------------------------|---|----|
| a | CBEC | : | 45 |
| b | Public Sector Banks | : | 33 |
| c | MCD | : | 12 |
| d | Power Grid Corpn of India Ltd. | : | 9 |
| e | Airports Authority of India | : | 8 |
| f | D/o Steel | : | 7 |
| g | M/o Railways | : | 6 |
| h | EPFO | : | 6 |
| i | D/o Education | : | 4 |
| j | ICAR | : | 4 |
| k | M/o Personnel, PG & Pensions | : | 3 |
| l | Border Roads Development Board | : | 2 |
| m | Insurance Companies | : | 2 |
| n | CBDT | : | 2 |
| o | National Consumer Cooperative | : | 2 |
| p | ITDC Ltd. | : | 1 |
| q | M/o Tourism | : | 1 |
| r | NHAI | : | 1 |
| s | Coal India Ltd. | : | 1 |
| t | NTPC Ltd. | : | 1 |
| u | PG Institute of Medical Research | : | 1 |
| v | M/o Urban Development | : | 1 |

(iii) **The Commission advised imposition of major penalty against 49 officers:-**

| | | | |
|---|---------------------|---|----|
| a | Public Sector Banks | : | 16 |
| b | Insurance Companies | : | 10 |
| c | FCI | : | 8 |

| | | | |
|---|-------------------------------|---|---|
| d | CBDT | : | 3 |
| e | Central Warehousing Corpn. | : | 2 |
| f | Kendriya Vidyalaya Sangthan | : | 2 |
| g | M/o Railways | : | 1 |
| h | Calcutta Port Trust | : | 1 |
| i | IOCL | : | 1 |
| j | D/o Agriculture & Cooperation | : | 1 |
| k | EPFO | : | 1 |
| l | ICAR | : | 1 |
| m | M/o Water Resources | : | 1 |
| n | DDA | : | 1 |

(iv) **Disposal of complaints in April' 09**

| | | | |
|---|-----------------------------------|---|-----|
| a | Sent for investigation and report | : | 108 |
| b | Sent for necessary action/ATR | : | 501 |

Complaints under PIDPI

| | | | |
|---|-----------------------------------|---|----|
| a | Sent for investigation and report | : | 01 |
| b | Sent for necessary action | : | 19 |

(v) In one case, where respective organization delayed investigation report on complaint against senior official, the Commission ordered for Direct Inquiry.

(vi) **The CTE Organization submitted intensive examination reports in 4 cases during April' 09** of which 2 were in Civil works & 2 in Electrical. The intensive examination of the CTE Organization resulted in **recoveries of Rs. 3.94 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 4 officers coming under CVC jurisdiction:

| | | | |
|---|------------------------------|---|---|
| a | CBEC | : | 1 |
| b | CBEC | : | 1 |
| c | Govt of NCT of Delhi | : | 1 |
| d | M/o Personnel, PG & Pensions | : | 1 |

(ii) **Major penalty was imposed on 59 officers:**

| | | | |
|---|--------------------------------------|---|----|
| a | M/o Railways | : | 12 |
| b | South Eastern Coalfields Ltd. | : | 8 |
| c | IBP Balmer Lawrie Group of companies | : | 7 |
| d | Public Sector Banks | : | 5 |
| e | MCD | : | 4 |
| f | DDA | : | 4 |
| g | D/o Telecommunications | : | 3 |
| h | CBDT | : | 3 |
| i | National Insurance Co Ltd. | : | 2 |
| j | ONGC | : | 2 |

| | | | |
|---|-----------------------------|---|---|
| k | Chandigarh Administration | : | 2 |
| l | ITDC Ltd. | : | 1 |
| m | CBEC | : | 1 |
| n | HMT Ltd. | : | 1 |
| o | BHEL | : | 1 |
| p | MMTC Ltd. | : | 1 |
| q | M/o Petroleum & Natural Gas | : | 1 |
| r | CISF | : | 1 |

Performance upto April' 09

| S. No. | Nature of Advice | No. of cases |
|--------|---|--------------|
| 1. | Prosecution advised | 82 |
| 2. | Prosecution sanctioned | 81 |
| 3. | Major penalty proceedings advised | 426 |
| 4. | Major penalty advised after inquiry | 166 |
| 5. | Major penalty imposed | 240 |
| 6. | Initiation of minor penalty proceedings | 220 |
| 7. | Imposition of minor penalty advised | 58 |
| 8. | Minor penalty imposed | 253 |
| 9. | Exoneration/Closure | 665 |
| 10. | Vigilance Clearance granted | 138 |
| 11. | No. of Intensive examination by CTE organ | 32 |
| 12. | Recoveries on account of CTE's investigations | 12.26 cr. |

4. The **CBI filed charge-sheets in 29 cases** after receipt of sanction of prosecution. CBI also **received sanction for prosecution in 13 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 4 cases penalty imposed by Departments/Organizations were in deviation from the Commission's advice. These were MCD(1), CBEC(1), CGDA(1) & M/o Defence(1).

6. The Commission has been deeply concerned over continuing delays in filling the post of CVO in Delhi Transport Corporation. 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 launching of prosecution and initiation of major penalty proceedings against CIT, Income Tax for having assets disproportionate to his known source of income.

(ii) The Commission has advised initiation of major penalty proceedings against CIT, Income Tax for committing gross irregularities in passing orders in two cases, causing undue favour to the assesses and loss of revenue.

- (iii) The Commission has advised initiation of major penalty proceedings against CMD, MSTC for gross negligence which led to conferment of undue benefit on the vendor at a loss to MSTC.
- (iv) The Commission has advised for launching of prosecution and initiation of major penalty proceedings against an IAS officer for use of forged documents as genuine and misuse of his official position as a public servant.
- (v) The Commission has advised launching of prosecution and initiation of major penalty proceedings against Ex-MD, ORHDC in a case of purchase of building construction machinery at higher rates and payment of excess amount to a pvt firm and in two cases for fraudulently sanctioning loan to pvt. Companies respectively.

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

- (i) The Commission has advised imposition of suitable minor penalty against the then Chief Track Engineer for committing irregularities in award of tenders.

8. Circulars/Instructions issued in April' 09

- The Commission vide its Circular No. 8/4/09 dated 1/4/2009 has issued instructions to all Chief Vigilance Officers regarding preparation of charge-sheet for RDA in CBI case.