

## COMPLAINT CASE NO. 3 OF 2020

11.08.2021

1. Perused the Preliminary Inquiry Report dated 21.06.2021 submitted by Inquiry Officer. In para no. 20 of the report names of the Executive Members and CEOs of ADC Tamenglong who committed the irregularities are clearly mentioned. For easy reference para No. 20 is quoted hereunder :

**20. Irregularities/Offences committed by the individuals/officials:**

1. **Shri Namsinrei Panmei, Chairman, ADC, Tamenglong:** He is in violation of CCS(Conduct) Rules, 1964 Rule no 3 (1) (xii) for failing to perform his administrative duty. His actions of being the co-signatory of the cheques used for the disbursement of the sanctioned amounts is in deviation of general financials rules to be incorporated for financial transactions. It is to be noted that the work order being issued in 25/8/2018 even before the nominations of work and work agencies being submitted by self and the other Members of ADC, Tamenglong (see para 7) and 1<sup>st</sup> advance bill being paid by 28/8/2018 under his chairmanship points to criminal conspiracy in addition to the non-completion of project awarded to his nominated work agencies.

He is guilty of misappropriation of public money award under 14<sup>th</sup> FC 2017-18 [as pointed out in para 16 and non-completion of work as pointed out in Table 8]

2. **Shri SG Pammei (Vice Chairman):** He is in violation of CCS (Conduct) Rules, 1964 Rule no 3 (1) (xii) for failing to perform his administrative duty. Project awarded to his nominated work agencies under 14<sup>th</sup> FC 17-18 have not been completed. He has entered into a criminal conspiracy with other members of ADC and misappropriated public money.

3. **Executive members of the Executive Committee of ADC, Tamenglong (Shri Pouhutlung Panmei, Shri TP Sangjeuying, Shri Halthing Doungei, Shri Lungin Gangte and Shri G Apoukhui)** are in violation of CCS (Conduct Rules, 1964 Rule no 3 (1) (xii).

4. **Shri D Gangmei, the then CEO:** Drawal of Self Cheques by the CEO and the transfer of money from the A/C No. 0653010103588 Development account of DDO account is violation of Govt Orders as stated in 13.9.Agency Charges/Departmental Charges have not been paid. 1% labour cess has not been paid by the CEO Office.

He allowed 1<sup>st</sup> Advance payment of 70% on the start of work. He has allowed the 2<sup>nd</sup> advance payment without inspection of works. No final bill settlement has been carried out. His action attracts criminal misconduct [established in para 16 &18] and is guilty of being part of the conspiracy and misappropriation of public funds.

5. Mrs. Prabahati Pamei (58) EE, Shri Daniel Philip (58) AE, Shri L. Premjit Meitei (46) AE I/C, Shri Agui Gangmei (40) S.O., Mrs. Duangakliu K (45) S.O./T A Shri Gaidim all belonging to the Engineering Cell, Tamenglong are violating CCS (Conduct) Rules, 1964 Rule no 3 (1) (ii) and connived with higher ups in misappropriation of public funds by not taking up inspection of works.

6. ADC Member Shri B. Thambou has not completed the project work awarded to his nominated agency under 14<sup>th</sup> FC 17-18 in his segment. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

7. ADC Member Shri Zino Kamei has not completed the project work awarded to his nominated agency under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

8. ADC Member Shri Kamei Khiakpou has not completed any of project work in this segment awarded to his nominated agency under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

9. ADC Member Shri Poulunthui Rongmei (73) has not completed the project work awarded to his nominated agency under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

10. ADC Member Shri Meirijin Rongmei Naga has not completed the project work awarded to his nominated agency under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

11. ADC Member Shri Alar Thoitak has not completed the project work awarded to his nominated agency under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

12. ADC Member Shri Tadinang Gangmei has not completed the project work awarded to his nominated agency under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.

13. ADC Member Shri Kaningmei has not completed the project work awarded to the work agency nominated by him under 14<sup>th</sup> FC 17-18. So he is guilty of misappropriation of public funds meant for development work as shown in Table 8.”

For easy reference para no. 21 of the report, which contains the Conclusion, is reproduced herewith :

**“21. Conclusion**

Therefore, prima facie evidence is established of criminal conspiracy and misappropriation of sanctioned amount awarded under 14<sup>th</sup> FC 2017-18 by these officials (i) the then CEO D. Gangmei in addition of official misconduct (ii) the Chairman Namsinrei Panmei in addition to official misconduct and non-completion of work (iii) ADC Member B Thambou (iv) ADC Member Zino Kamei (v) ADC Executive Member G. Apoukhui (vi) ADC Member Kamei Khiakpou (vii) ADC Member Poulunthui Rongmei (73) (viii) ADC Member S.G. Pammei (ix) ADC Member Meirijin Rongmei Naga (x) ADC Member Alar Thoitak (xi) ADC Member Tadinang Gangmei (xii) ADC Member Kaningmei for committing offence punishable U/s 13 PC Act & 120-B/34 IPC. Due to the irregular actions of the above public servants, unauthorised liability is accounted for and the above officials/individuals are charged U/s 5 Manipur Public Servants’ Personal Liability Act, 2006.”

2. On conjoint reading of para nos. 20 and 21 of the Preliminary Inquiry Report, it appears that the Preliminary Inquiry Report made a finding that a prima facie case is established for committing the offences punishable U/s 13 PC Act, 120-B/34 IPC and U/s 5 Manipur Public Servants’ Personal Liability Act, 2006 by the following persons namely,

- (i) **Shri Namsinrei Panmei, Chairman, ADC, Tamenglong;**
- (ii) **Shri SG Pammei (Vice Chairman), ADC, Tamenglong;**
- (iii) **Shri Pouhutlung Panmei, Executive members of the Executive Committee of ADC, Tamenglong;**

- (iv) Shri TP Sangjeuying, Executive members of the Executive Committee of ADC, Tamenglong;
- (v) Shri Halthing Doungel, Executive members of the Executive Committee of ADC, Tamenglong;
- (vi) Shri Lungin Gangte, Executive members of the Executive Committee of ADC, Tamenglong;
- (vii) Shri G Apoukhui, Executive members of the Executive Committee of ADC, Tamenglong;
- (viii) Shri D Gangmei, the then CEO, ADC, Tamenglong;
- (ix) Mrs. Prabahati Pamei (58) EE, Engineering Cell, Tamenglong;
- (x) Shri Daniel Philip (58) AE, Engineering Cell, Tamenglong;
- (xi) Shri L. Premjit Meitei (46) AE I/C, Engineering Cell, Tamenglong;
- (xii) Shri Agui Gangmei (40) S.O., Engineering Cell, Tamenglong ;
- (xiii) Mrs. Duangkliu K (45) S.O., Engineering Cell, Tamenglong ;
- (xiv) T A Shri Gaidim, Engineering Cell, Tamenglong;
- (xv) Shri B. Thambou, Member, ADC, Tamenglong;
- (xvi) Shri Zino Kamei, Member, ADC, Tamenglong;
- (xvii) Shri Kamei Khiakpou, Member, ADC, Tamenglong;
- (xviii) Shri Poulunthui Rongmei (73), Member, ADC, Tamenglong;
- (xix) Shri Meirijin Rongmei Naga, Member, ADC, Tamenglong;
- (xx) Shri Alar Thoitak, Member, ADC, Tamenglong;
- (xxi) Shri Tadinang Gangmei, Member, ADC, Tamenglong; and
- (xxii) Shri Kaningmei, Member, ADC, Tamenglong.

3. The above persons against whom the Preliminary Inquiry Report has been submitted are made the Respondents in the present case.

4. Deputy Registrar is directed to issue notice to the complainant and the respondents.

5. Fix this case for appearance of the complainant as well as the respondents on **23.08.2021**.

Sd/-  
MEMBER

Sd/-  
CHAIRPERSON