

MISC. CASE NO. 10 OF 2023
Ref. : Complaint Case No. 1 of 2021

05.12.2023

1. Perused the letter of Director (Inquiry), Manipur Lokayukta under his letter being No. 5/ML/DIR(INQ)/2020/1187 dated 29.11.2023 requesting for requisition for Technical Appraisal Team and tour programme thereof. The said letter of the Director (Inquiry), Manipur Lokayukta is enclosed with a letter dated 29.11.2023 of Mr. Wungpam Kasar, MPS, Superintendent of Police, Traffic Control Police Wing, who is the Investigating Officer of FIR No. 6(09)2023 CB-PS u/s 7(b)/13PC Act & 120-B/34 IPC.

2. Register this as Misc. Case.

3. During the stage of Preliminary Inquiry of the present Complaint, we have already constituted a Technical Appraisal Team vide our order dated 12.10.2021, which was further re-constituted vide our orders dated 28.10.2021 and 30.10.2021 and the final composition of the Technical Appraisal team are (i) Shri Konsam Devachandra Singh, EE, ED-I, PWD Manipur (from the PWD, Manipur) and; (ii) Mr. Ngangbam Somorendro Singh, EE/DRDA Thoubal.

4. After considering the fact that the previous Technical Appraisal Team was constituted during the course of Preliminary Inquiry and the prevailing law and order situation of Manipur, we are of the considered view that a new Technical Appraisal Team is required to be constituted.

5. In the circumstances stated above, a new Technical Appraisal Team comprising of (i) Mr. Mathew Golmei, Executive Engineer, Senapati Division, PWD, Manipur and (ii) Mr. S. Lohrii Mao, Executive Engineer, Senapati PHE Division, PHED, Manipur is constituted to assist the Investigating Officer of the present FIR i.e. FIR No. 6(09)2023 CB-PS u/s 7(b)/13PC Act & 120-B/34 IPC by invoking our jurisdiction under Section 28 of the Manipur Lokayukta Act, 2014. The utilisation of the two above-mentioned Engineers will be in addition to their deployment as technical Appraisal team in Complaint Case No. 1 of 2023. For easy reference Section 28 of the Manipur Lokayukta Act, 2014 is reproduced hereunder:

“28. (1) The Lokayukta may, for the purpose of conducting any preliminary inquiry or investigation, utilize the services of any officer or organization or investigation agency of the State Government.

(2) For the purpose of preliminary inquiry or investigating into any matter pertaining to such inquiry or investigation, any officer or organization or agency whose services are utilized under sub-section (1) may, subject to the direction and control of the Lokayukta,--

(a) summon and enforce the attendance of any person and examine him;

***(b) require the discovery and production of any document;
and***

***(c) requisition any public record or copy thereof from any
office.***

***(3) The officer or organization or agency whose
services are utilized under sub-section (2) shall inquire or, as
the case may be, investigation into any matter pertaining to
the preliminary inquiry or investigation and submit a report
thereon to the Lokayukta within such period as may be
specified by it in this behalf."***

6. It may be pertinent to make an observation here that the work of the 2 (two) Engineers for assisting the Investigating Officer in the technical matter mentioned above will not be heavy and also will not be a long engagement. The date(s) of meeting with the Inquiry Officer will be intimated later on by the Director (Inquiry), Manipur Lokayukta.

7. Deputy Registrar, Manipur Lokayukta is directed to inform (i) the Director (Inquiry), Manipur Lokayukta; (ii) the Chief Engineer, PWD, Manipur; (iii) the Chief Engineer, PHED, Government of Manipur; (iv) Mr. Wungpam Kasar, MPS, Superintendent of Police, Traffic Control Police Wing (Investigating Officer), (v) Mr. Mathew Golmei, Executive Engineer, Senapati Division, PWD, Manipur and (vi) Mr. S. Lohrii Mao, Executive Engineer, Senapati PHE Division, PHED, Manipur for necessary action.

Sd/-
MEMBER

Sd/-
CHAIRPERSON