

**MISC. CASE NO. 10 OF 2023**  
*Ref. : Complaint Case No. 5 of 2020*

**05.12.2023**

1. Perused the letter of Director (Inquiry), Manipur Lokayukta under his letter being No. 5/ML/DIR(INQ)/2020/1188 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 28.11.2023 of Mr. Luther Nangsha, MPS, JAG, CO 11<sup>th</sup> IRB, Manipur, who is the Investigating Officer of FIR No. 5(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 06.02.2021 comprising of (i) Mr. Telheiba Konsam, EE/Thoubal Division (from PWD, Manipur) and (ii) Mr. Longjam Rojendro Singh, Executive Engineer, DRDA (from the RD&PR Department, Govt. of Manipur).

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. R. Ningthoujao, EE/DBD-I, Water Resources Department, Manipur and (ii) Md. Tafsir Alam, EE/KCD-II, Water Resources Department, Manipur to assist the Investigating Officer of the present FIR i.e. FIR No. 5(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. 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, Water Resources Department, Manipur; (iii) Mr. Luther Nangsha, MPS, JAG, CO 11<sup>th</sup> IRB, Manipur (Investigating Officer), (iv) Mr. R. Ningthoujao, EE/DBD-I, Water Resources Department, Manipur and (v) Md. Tafsir Alam, EE/KCD-II, Water Resources Department, Manipur for necessary action.

Sd/-  
**MEMBER**

Sd/-  
**CHAIRPERSON**