

COMPLAINT CASE NO. 6 OF 2022

28.12.2023

[1] Director (Inquiry), Manipur Lokayukta under his letter being No. 6/ML/DIR(INQ)/2022/230 dated 26.12.2023 to the Chairperson, Manipur Lokayukta has submitted the Preliminary Inquiry Report dated 26.12.2023. The said letter of Director (Inquiry), Manipur Lokayukta dated 26.12.2023 is also accompanied with a letter of Shri P. Shanker Singh, MPS, who is the Inquiry Officer of the present Complaint. For easy reference, the letter of Inquiry Officer dated 26.12.2023 is reproduced hereunder:

“No.6/ML/DIR(INQ)/2022/52
OFFICE OF THE MANIPUR LOKAYUKTA
Directorate Complex, 3rd Floor, North AOC, 2nd MR Gate, Imphal,
Manipur

Imphal, the 26th December, 2023

To

Director (Inquiry)
Manipur Lokayukta

Subject: Submission of Preliminary Inquiry Report.

Ref: Case No. 6 of 2022 of Manipur Lokayukta. (MSPDCL Case)

Sir,

I am to state the following that a complaint before the Hon'ble Manipur Lokayukta has been made by Shri Khumanthem Dhananchandra Singh on 4.11.2022 against some government officials of MSPDCL in matters of allegation of misappropriation of public fund by public servants relating to implementation of SAUBHAGYA scheme in the State of Manipur. As per order of Manipur Lokayukta dated 24.11.2022, I was assigned to conduct an inquiry into the allegations. During the Inquiry, Collection of Records, Documents from MSPDCL Corporate Office was conducted. Field Inspection was carried out by Inquiry Officer in work sites/villages under Saubhagya in Imphal East district, Imphal West district, Bishnupur district, Jiribam district, Thoubal district, Kakching districe, Chandel district etc.

Further, after the formation of Technical team, Technical Examination of MBs has been carried out in addition to Field Inspection. The team has also submitted their findings which are enclosed in the Inquiry Report.

Inquiry has been completed by the undersigned; therefore, the preliminary Inquiry Report is submitted for kind perusal and necessary action please.

Enclosed: As above

Yours faithfully,
Sd/-
(P. SHANKAR SINGH), MPS
Addl SP/Manipur Lokayukta.”

[2] In the present Complaint, we passed an order dated 24.11.2022 directing Director (Inquiry), Manipur Lokayukta for conducting a preliminary inquiry of the present complaint. The purpose of conducting the preliminary inquiry, as provided under Section 20 (3) of the Manipur Lokayukta Act, 2014, is for deciding as to whether there exists a prima facie case, and proceed with one or more of the following actions, namely:

- (a) investigation by any agency;
- (b) initiation of the departmental proceedings or any other appropriate action against the concerned public servants by the competent authority;
- (c) closure of the proceedings against the public servant and to proceed against the complainant under section 47.

[2.1] Section 20 (3) clearly speaks that it is the Manipur Lokayukta who has to consider and decide the Preliminary Inquiry report submitted by the Inquiry Officer for the purpose mentioned in Section 20 (3) of the Manipur Lokayukta Act, 2014. In other words, it is the Manipur Lokayukta who has to decide what is the merit and demerit of the Preliminary Inquiry Report.

[3] We have perused the Preliminary Inquiry Report dated 26.12.2023 submitted by the Inquiry Officer for the purpose of taking our decision as provided under Section 20 (3) of the Manipur Lokayukta Act, 2014, issue notice to the Complainant as well as to the Respondents, whose names are mentioned in the Complaint as well as in the Preliminary Inquiry Report i.e.

- i) Shri Ng. Subhachandra Singh, Managing Director, MSPDCL;
- (ii) Shri Laishram Priyokumar Singh, (Retd.) MD, MSPDCL; and
- (iii) Shri Hijam Shantikumar Singh, Executive Director (Technical), MSPDCL.

[4] The purpose of issuing notice is for calling the comment of the Complainant as well as the Respondents to the Preliminary Inquiry

Report and also for giving ample opportunity of being heard to them before taking our decision as provided under Section 20 (3) of the Manipur Lokayukta Act, 2014.

[5] Fix this case on **05.01.2024** for submission of comment, if any, of the Complainant as well as the Respondents to the Preliminary Inquiry Report and also for hearing.

[6] Deputy Registrar, Manipur Lokayukta is directed to furnish a copy of this order as well as a copy of Preliminary Inquiry Report to the Complainant as well as to the Respondents as expeditiously as possible.

Sd/-
MEMBER

Sd/-
CHAIRPERSON