

KARNATAKA LOKAYUKTA

No.Compt:Uplok:BCD.2258:2015/ARE-5

M.S.Building,
Dr.B.R.Ambedkar Road,
Bangalore,
dt:30.03.2017REPORT U/S 12(1) OF THE KARNATAKA LOKAYUKTA ACT,
1984

Sub: For taking action on the application
filed by Sri.N.Devaraju s/o.Late Narayanappa,
Dodda Tumkur Post, Nellakunte, Hesaraghatta
Hobli, Bengaluru Urban Dist-reg.

Sri.N.Devaraju s/o.Late Narayanappa, Dodda Tumkur Post, Nellakunte, Hesaraghatta Hobli, Bengaluru Urban Dist (hereinafter referred to as Complainant) has filed complaint against (1)Sri.Shivashankar, PDO,Arakere Grama Panchayath and (2) Sri.Srinivas, BEO, Public Education Dept, Yelahanka Zone, Yelahanka (hereinafter referred to as Respondent Nos.1 and 2 respectively) alleging that one T.M.Anandakumar s/o. Late Munivenkatarayappa is a r/o Doddatumkur has obtained residential certificate from PDO of Arakere Grama Panchayath stating that he is a resident of Marasandra Village in order to get admission for his son under RTE. Complainant has filed application before Respondent No.1 and Respondent No.2 to cancel the residential certificate. But no action has been taken by the Respondents.

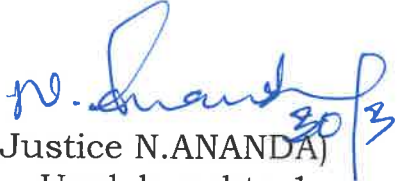
2. Respondent No.1 has submitted comments stating that he has retired on 30.10.2015. During his service one T.M.Anandakumar s/o. Munivenkatarayappa applied for residential certificate and produced affidavit stating that he is a

resident of Marasandra Village and he required residential certificate for RTE. That he visited the house of T.M.Anandakumar and confirmed that he was residing at Marasandra Village and issued residential certificate.

3. Respondent No.2 has submitted comments. He has submitted that student Akshith Kumar T.A. s/o. Anandkumar T.M. has been admitted to Brilliant School, Marasandra, Bengaluru on the basis of the residential certificate produced by Anandkumar T.M. Letter has been written to PDO to submit report whether residential certificate produced by Anandkumar T.M. is genuine and report is not yet received and action will be taken after receiving the report.
4. Complainant has submitted rejoinder stating that he met Respondent No.1 on 19.3.2015 and requested him to cancel the residential certificate and he has also filed application in that regard but, he did not take any action and therefore he filed application before Respondent No.2 also to cancel residential certificate and Respondent No.2 also did not take any action. In the affidavit filed by Anandakumar for RTE for his another son, he has stated that he is a resident of Dodda Tumkur. But for residential certificate for another son Akshith kumar he has given false certificate that he is a resident of Marasandra.
5. Present P.D.O was called upon to submit report on the action taken on the application of the Complainant dt:19.03.2015. P.D.O has submitted reply dt:03.02.2017 stating that no action has been taken.
6. Under these circumstances, considering that no action is taken on the Complaint of Complainant to cancel the residential certificate in accordance with law, which is issued to T.M.Anand Kumar, if it is obtained by giving false information, this report is

made under Section 12(1) of the Karnataka Lokayukta Act to the Government to direct the present Panchayath Development Officer and Executive Officer to take action on the application filed by the Complainant to cancel the Residential certificate in accordance with law, which is issued to T.M Anand Kumar, if it is obtained by giving false information in accordance with law.

4. The Competent Authority shall take steps to implement this report within a period of one month from the date of this report and shall submit action taken report in this regard as provided under Section 12(2) of the Karnataka Lokayukta Act.


(Justice N.ANANDA)
Upalokayukta-1,
KARNATAKA STATE,
BENGALURU.

