

KARNATAKA LOKAYUKTA

No. Compt/Uplok/GLB-225/2008

Multi Storied Building,
Dr. Ambedkar Veedhi,
Bangalore-560 001,
Date: 28.10.2017.**REPORT UNDER SECTION 12(1) OF
KARNATAKA LOKAYUKTA ACT, 1984**

Sub: Report u/s 12(1) of K.L. Act for redressal of the grievance of the labourers by paying wages with respect to the 2 works executed in sy.no. 6 & 7 of Sarasamba village under MNREGA Scheme for the year 2006-07 by Sarasamba Grama Panchayath, Alanda Taluk - reg.

An investigation was taken up under Section 9 of the Karnataka Lokayukta Act, on the basis of complaint filed by Shri. Gowri Shankara, S/o Yashwanthrao Police Patila, R/o Sarasamba Grama, Alanda Taluk, Gulbarga District (hereinafter referred to as 'complainant' for short) against Agricultural Officer, Water Shed Development Department, Aland, Gulbarga District (hereinafter referred to as 'respondent' for short).

2. The complainant alleges that at Sarasamba Grama Panchayath, the following works have been taken up under National Rural Employment Guarantee Scheme for the year 2006-07 under Water Shed Development Department, Alanda

- 1) Formation of Bund at Sy.no. 6, Block no.3 of Sarasambha village.
- 2) Rubble Stone checks at sy.no.6, Block no. 2 of Sarasambha village.

Inspite of completion of the works, the wages have not been paid to the labourers by depositing the same to their bank accounts. The respondents have created the documents with muster roll numbers 113311, 113312 and 113313 showing disbursement of wages to the labourers. The wages have not been deposited in the bank accounts of the labourers. Estimates and M.B. Books have been recorded. Therefore has sought to redress the grievance of the labourers by paying wages to them.

The complainant has produced copies of muster roll numbers 113311, 113312 and 113313, approved estimates with respect to formation of bund in Block no. 3 and rubble checks in block no.2 of Sarasambha village.

3. The matter was referred to Chief Engineer, Technical Audit Cell, but no investigation report is submitted by CE, TAC. They have secured report dated 02/04/2013 from E.O, Taluk Panchayath, Alanda in which it is stated that on verification of the NGREGA Scheme Cash Book and Pass book of the year 2006-07, no money has been paid with respect to the work of formation of bund at sy.no. 6 of Sarasambha village. On enquiring with the water shed

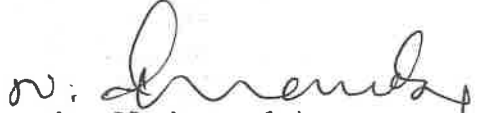
development department, they have informed him that no such work was taken up from their department under KREGS Scheme. Therefore has stated that the allegation of misappropriation of funds by the officials is false.

4. On perusal of materials on record, the complainant has produced approved estimate with respect to the works of formation of bund at sy.no.6 & 7, block no. 3 of Sarasambha village and the approved estimate with respect to the work of formation of rubble checks at sy.no. 6 & 7, block no. 2 of Sarasambha village which have been signed by the authorities. He has also produced copies of the muster rolls vide no. 113311, 113312 and 113313, which also substantiate that the above said two works have been executed through the labourers under MNREGA Scheme. The report of E.O dated 02/04/2013 show that, the amount towards wages has not been paid under MNREGA Scheme with respect to the above 2 works. In view of the production of documents by the complainant, the report of E.O. which is based on oral statement that the said works have not been taken up under MNREGA Scheme cannot be accepted.
5. There are prima-facie materials to show that the above said 2 works have been executed under MNREGA Scheme for the year 2006-07 through the labourers and wages have not been paid to them. Therefore it is deemed fit to send a report u/s 12(1) of K.L. Act, 1984 for redressal of the

grievance of the labourers who's names are mentioned in the muster roll by paying wages with respect to the above said 2 works.

6. Accordingly, now, acting under Section 12(1) of the Karnataka Lokayukta Act, recommendation is made to the Competent Authority for redressal of the grievance of the labourers by paying wages with respect to execution of the above said 2 works in sy.no. 6 & 7 of Sarasambha village taken up under MNREGA Scheme for the year 2006-07 at Sarasambha Grama Panchayath, Alanda Taluk.
7. Further, as per Section 12(2) of Karnataka Lokayukta Act, 1984, the Competent Authority is directed to intimate to this Authority within one month from the date of receipt of this report, the action taken or proposed to be taken on this report.

Connected records are enclosed.


(Justice N. Ananda)
Upalokayukta -1,
State of Karnataka. 30/10