

KARNATAKA LOKAYUKTA

No:Compt/Uplok/GLB-2562/2014/ARE-5 Multi-storied Building,
Dr.B.R. Ambedkar Veedhi,
Bangalore,
Dated: 20/12/2018

**REPORT UNDER SECTION 12(1) OF THE KARNATAKA
LOKAYUKTA ACT, 1984**

Sub: For taking action against Respondent
Smt.Lalithamma w/o Ramanna,
President, Hanamasagar Grama
Panchayath, Kustagi Taluk, Koppal
District - regarding her misconduct
as public servant -reg.

On the basis of complaint filed by Sri.Mallappa s/o.
Yallappa Badami, Hanamasagar Village, Kustagi Taluk, Koppal
Distirct (hereinafter referred to as 'complainant' for short)
against Sri.Shrishaila Poleshi, the then PDO, Hanamasagar
Grama Panchayath, Kustagi Taluk, (hereinafter referred to as
Respondent No.1) alleging misconduct, an investigation was
taken up after invoking Section 9 of Karnataka Lokayukta Act,
1984.

2. According to the Complainant:-

Respondents have selected their relatives as beneficiaries
under housing schemes. They have selected rich persons as
beneficiaries though they are not eligible for the benefit.

3. At the first instance, complaint was registered only against
Respondent No.1- Sri.Shrishaila Poleshi, the then PDO,
Hanamasagar Grama Panchayath, Kustagi Taluk. Later

Smt.Lalithamma w/o Ramanna, President, Hanamasagar, Grama Panchayath, Kustagi Taluk and Sri. Sharanappa Yellappa Hullur, Member, Hanamasagar Grama Panchayath, Kustagi Taluk were impleaded as Respondent No.2 and 3 as allegation was made against them also in the Complaint.

4. The report of CEO, Z.P, Koppal dt: 3.2.2015 and the documents collected during investigation is show that:

(a) Respondent No.1 - Srishaijala Poleshi, the then PDO, Hanumasagara Grama Panchayath, Kustagi Taluk, Koppal district. Respondent No.2 - Lalithamma, President, Hanumasagara Grama Panchayath, Kustagi Taluk, Koppal district - have paid amount to beneficiaries who have not completed construction of houses and documents were not maintained by them and guide lines of Housing schemes are violated by them.

(b) As seen from the letter dt: 28.10.2016 of CEO, Z.P., Koppal, Respondent No.1- Srishaila G.Poleshi has misappropriated Rs.63,391/- and the same is recovered from him. Respondent No.2 - Lalithamma has been misappropriated Rs.63,391/- and the same is recovered from her.

5. Since the comments submitted by Respondent Nos. 1 and 2 were not acceptable to drop the proceedings against them report under section 12(3) of Karnataka Lokayukta Act, was forwarded to Competent Authority Respondent No.1 - Srishaijala Poleshi, the then PDO, Hanumasagara Grama Panchayath,

Kustagi Taluk, Koppal district and Respondent No.2 – Lalithamma, President, Hanumasagara Grama Panchayath, Kustagi Taluk, Koppal district recommending to initiate Disciplinary proceedings against Respondent No.1- Sri.Shrishail Poleshi, the then PDO, Hanamasagar Grama Panchayath, Kustagi Taluk and to entrust the inquiry to the Hon'ble Upalokayukta-1 against him under Rule 14-A of Karnataka Civil Service (Classifications, control and Appeal) Rules, 1957 and it was also recommended to take action against Respondent No.2-Smt.Lalithamma w/o Ramanna, President, Hanamasagar, Grama Panchayath, Kustagi Taluku under the provisions of Karnataka Panchayath Raj Act.


6. As per recommendation made under section 12(3) of Karnataka Lokayukta Act, Competent Authority has accorded Government Order No. ಗ್ರಾಅಪ/12/ಗ್ರಾಪಂಕಾ/2018 ದಿ:18.1.2018 entrusting the the departmental enquiry against Respondent No.1 –Sri Shaila Poleshi, and now the Departmental Enquiry is pending before Addl.Registrar Enquiries-9, Karnataka Lokayukta, Bengaluru. Further as per the order dt: 9/19.2.2018 action has been taken to recover the amount of Rs.63,391/- from Respondent No.2-Smt.Lalithamma, President of Hanamasagar Grama Panchayath.

7. Mere recovery of amount from Respondent No.2 - Smt.Lalithamma, President of Hanamasagar Grama Panchayath is not sufficient.

8. Therefore this report is made under Section 12(1) of the Karnataka Lokayukta Act to the Government to direct the

concerned Competent Authority to take action against Respondent No. 2 - Smt.Lalithamma, President of Hanamasagar Grama Panchayath to initiate criminal proceedings against her.

9. 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.

20/12