

KARNATAKA LOKAYUKTA

No: COMPT/UPLOK/GLB/4112/2014/ARE-4
No: COMPT/UPLOK/GLB/1889/2015/ARE-4
No: COMPT/UPLOK/GLB/3836/2015/ARE-4

M.S. Building,
Dr. B.R. Ambedkar Veedhi,
Bangalore -560 001,
Date:04/08/2016

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

Sub: Complaint of Sri Yashwanthappa S/o
Hanumanthappa Kovi, R/o 7th Ward,
(Dhanagarawadi) Harashavardhana Printers by the
side of SRS Lodge, Near New Bus-Stand, Sindhanur,
Raichur District, regarding allotment of sites to
ineligible persons under "Ashraya Scheme" on behalf
of City Municipality, Sindhanur and not taking any
action by the present Commissioner, City
Municipality to cancel the allotment made to in-
eligible persons- reg.,

Complaint Nos: COMPT/UPLOK/GLB/4112/14/ARE-4,
COMPT/UPLOK/GLB/1889/15/ARE-4 and No: COMPT/UPLOK/GLB
/3836/15/ARE-4 filed by Sri Yashwanthappa Hanumanthappa Kovi, R/o
Sindhanoor, Raichur District involving grievance arisen out of in action of
the Commissioner, City Municipality, Sindhanur Taluk, Raichur District and
other officials of the City Municipality, Sindhanur, in connection with the
allotment of sites to various ineligible persons under "Nagara Vasathi
Ashraya Mane" and not taking action against the said ineligible persons in
cancelling the sites has taken up for investigation u/sec. 9 of the Karnataka
Lokayukta Act, 1984.

2. Facts forthcoming as per the complaints:-

During the year, 2010-11 under Vajapaye Ashraya Niveshana Yojane
in all 381 beneficiaries being identified, and out of which more than 50%
beneficiaries are rich class people and already having sites in the very same

City Limits and some of them are the employees of City Municipal Council. In spite of identification of the names of ineligible persons under the said "Vajapaye Ashraya Niveshana Yojane" and the order of the Regional Commissioner, Kulburgi, the present City Municipal, Sindhanur has not taken any action for cancellation of sites allotted to ineligible persons by Ashraya Committee, Sindhanur under "Vajapaye Ashraya Niveshana Yojane". In the year 1997, the then President and Chief Officer of erstwhile Town Municipal Council, Sindhanur have identified 162 beneficiaries for allotment of sites in sy.No. 942 and 982 which are situated behind Renukashrama and sy.No.9/2 of Hossapura pura(D) area without following the procedure and granted sites to all ineligible persons including some of the press correspondents illegally. Under "Vajapaye Ashraya Niveshana Yojane" sites allotted to the single family members of the Ex-member of City Municipal Council. Even though, the allotment of sites to ineligible persons the Commissioner, City Municipality has not taken any action to cancel the same. The persons by name Smt. Sharada w/o Yashwanthappa Kovi, who being a poor lady and not owned any sites filed an application for grant of sites under "Ashraya Vasathi Yojane" and her legitimate claim has not been considered by the C.M.C., Sindhanur.

3. The matter investigated through Superintendent of Police, Karnataka Lokayukta, Raichur who filed a detail report and connected documents stating that, 181 ineligible beneficiaries out of 381 beneficiaries selected under 2010-11 "Vajapaye Ashraya Niveshana Yojane" and applications of Smt. Sharadha w/o Yashawanthappa being filed on 02/05/2011 i.e., after the decision taken in Taluk Level Ashraya Committee.

4. The Commissioner, City Municipality, Sindhanoor submitted a objections to the complaints stating that, 381 beneficiaries being identified for allotment of site in sy.No.17 of Eluragi Camp by Ashraya Committee, Sindhanur Taluk, as per the Resolution No. 2 on 21/11/2010 and in all 162 beneficiaries being identified for allotment of sites in meeting held on 24/01/1997 under the Chairmanship of the then President, Town

Municipality, Sindhanur Smith G.J. Deveeramma and out of which decision taken to allot sites to 6 press correspondents and consequentially issued "Hakku Patra" in sy.nos. 942 and 982 which are behind the Renukashrama and sy.No.9/2 of Hossapura (D) area and stated that, identification of those 162 beneficiaries is not in accordance with the procedure prescribed. Further it is stated that, he is not responsible for the allotment of sites during the year 1997 and 2010-11 as alleged in the complaint.

5. The Commissioner, City Municipality, Sindhanur, submitted a proceedings of 2010-11 Taluk level Ashraya Sameethi dated: 21//11/2010 along with the list of beneficiaries identified and also the list of beneficiaries in respect of allotment of sites as per the resolution of Town Municipal Council dated: 24/01/1997. The Regional Commissioner, Kulburgi, on consideration of the complaints filed by this complainant directed the Deputy Commissioner, Raichur vide letter No: ಪ್ರಾಚಾರ/ಪುರಸಭೆ/168/2014-15/69 dated; 26/05/2015 to investigate the matter through Assistant Commissioner, Lingasugur, in respect of allotment of sites by Town Municipal Council, Sindhanur on 24/01/1997 in sy.Nos. 942 and 982 behind the Renukashram and sy.No.9/2 Hossapura (D) area. Accordingly, the Assistant Commissioner, Lingasugur after obtaining the report from the present Commissioner, City Municipal Council, Sindhanur submitted a report dated; 26/04/2016 intimating the sites allotted to the ineligible persons without following the procedure prescribed and directed the present Commissioner, City Municipality, Sindhanur to take further action in the matter.

6. As per the order of the Regional Commissioner, Kulburgi vide letter No: ಪ್ರಾಚಾರ/ಪುರಸಭೆ/168/2014-15/69 dated; 26/05/2015, the Deputy Commissioner, Raichur required to take appropriate action regarding the cancellation of sites allotted to 162 persons including 6 press correspondents in sy.Nos. 942 and 982 behind the Renukashram and sy.No.9/2 Hossapura (D) area vide Resolution No. 1 dated: 24/01/1997 by the then Town Municipality, Sindhanur. Where as the allotment of sites to

381 beneficiaries by "Taluk Ashraya Sameethi", Sindhanur during the year 2010-11 under "Vajapaye Ashraya Niveshana Yojane" and grant of sites to ineligible persons now identified by the Commissioner, City Municipality, Sindhanur as per the list collected by the I.O. required to be cancelled by Taluk level Ashraya Committee.

7. The grievance of the complainant and public at large arisen in this case is summarise as under:-

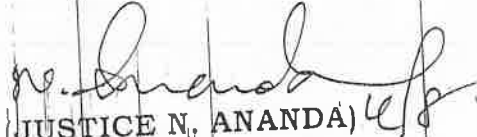
i) Out of 381 beneficiaries identified in 2010-11 "Vajapaye Ashraya Niveshana Yojane" by Taluk Ashraya Sameethi, Sindhanur as per Resolution No.2 dated: 21/11/2010 in respect of allotment of sites sy.No. 17 of Eluragi camp there are 181 ineligible beneficiaries out of which some of the sites being allotted to the single family member of Ex-member of City Municipal Council, Sindhanur.

ii) That on 24/01/1997 Town Municipal Council, Sindhanur, vide Resolution No.1 in all 162 sites being allotted sy.Nos. 942 and 982 behind the Renukashram and sy.No.9/2 Hossapura (D) area to various ineligible persons including 6 press correspondents without taking any necessary documents and without following the procedures in respect of their eligibility are totally illegal one.

8. Inspite of the directions of Regional Commissioner, Kulburgi, vide letter No: ಪ್ರಾಚಾರ/ಪುರಸಭೆ/168/2014-15/69 dated; 26/05/2015, no action is taken so for effectively for cancellation of allotment of sites allotted various ineligible persons. Thereby which caused hardship, injustice and inconvenience to the complainant and also public at large and also the very object of this Ashraya Scheme of Government of Karnataka being defeated. Therefore, immediate action needed to cancel the allotment of sites of all ineligible persons under those schemes in accordance with law.

9. Therefore, in exercise of the powers conferred u/sec.12(1) of the Karnataka Lokayukta Act 1984, this report is being made recommending the Competent Authority i.e., Government of Karnataka to redress the grievance referred in para No.7 of this report and take appropriate action in accordance with law within one month and intimate action taken or proposed to be taken on this report u/sec. 12(2) of Karnataka Lokayukta Act, 1984.

Copies of connected records are enclosed.


(JUSTICE N. ANANDA) 4/8
Upalokayukta-1
State of Karnataka
Bangalore

