

KARNATAKA LOKAYUKTA

No. Compt/Uplok/GLB-8153/2015/DRE-3

M.S. Building,
Dr. Ambedkar Veedhi,
Bangalore-560 001,
Date: 12.04.2017.**REPORT UNDER SECTION 12(1) OF
KARNATAKA LOKAYUKTA ACT, 1984**

Sub: Making recommendation to redress grievance of the complainant/Shri. Bajirao Patil, Retired Shirastedar, Taluk Office, Bidar, R/o Maramanchi, Maragutti Post, Kalaburgi Taluk and District - reg.

An investigation was taken up under Section 9 of the Karnataka Lokayukta Act, in the complaint filed by Shri. Bajirao Patil, Retired Shirastedar, Taluk Office, Bidar, R/o Maramanchi, Maragutti Post, Kalaburgi Taluk and District (hereinafter referred to as 'complainant' for short), against (1) Shri. Lakshmanrao, Tahasildar, Taluk Office, Bidar, (2) Shri. Sidramappa, SDA, Taluk Office, Bidar, (3) Shri. Nagurao, FDA, Taluk Office, Bidar, (4) Shri. Pradeep Lade, SDA, Taluk Office, Humnabad, Bidar District and (5) Shri. Jagannath Reddy, Tahasildar, Bidar Taluk & District (hereinafter referred to as 'respondents 1 to 5 respectively' for short).

2. The complainant alleges that the Under Secretary to Government, Revenue Department vide his order no. RD 237 BMM 2013, Bengaluru dated 22.05.2014 has granted Half Pay Leave and Earned Leave during the period of his suspension from 04.12.2006

to 09.02.2008. He had retired on 30.04.2008. In spite of the said order, the Tahasildar, Bidar had not paid the above said benefits. He has submitted representation before the Regional Commissioner, Kalaburgi. But the said benefits have not been paid to him by stating that his service register is not traced. Further states that his service register has been sent to the record section vide no. 7982/2009-10 dated 16.05.2011. He has also submitted his representation before the D.C., Bidar. But as per the above order, the Tahasildar, Bidar had not paid the encashment benefits of half pay leave/earned leave.

3) The respondents 1 to 5 are served with this office endorsement. The respondent no.1 has submitted copy of the letter dated 10.06.2015 addressed to the Tahasildar, Humnabad to depute respondent no.4 for tracing the service register of the complainant as the same is not available in the record section.

4) The respondent no.4 has submitted his comments dated 23.11.2015. Along with the comment he has submitted copy of the letter dated 16.06.2015 submitted by him to the Tahasildar, Humnabad stating that he has handed over the charge of record section on 28.03.2012 to Shri. Sanjeev Kumar, Village Accountant, Bombalagi. The service register of the complainant is entered vide Sl. No. 7982/2009-10. If the same is found missing thereafter, he is not responsible for the same. He has also submitted copy of the charge list dated 28.03.2012.

5) The respondents 2 and 3 have not submitted their comments.


6) The respondent no.5, the present Tahasildar has submitted letter dated 21.11.2016 stating that the service register of the complainant is not traced. Since, the matter is of 10 years old, he has sought some more time to redress the grievance of the complainant.

7) On perusal of the materials on record, it is found that vide order no. RD 237 BMM 2013, Bengaluru dated 22.05.2014, the Under Secretary to Government, Revenue Department (Service-A) has passed order granting Half Pay Leave and Earned Leave during the period of his suspension from 04.12.2006 to 19.02.2008. The respondent no.1 being the previous Tahasildar and the respondent no.5 being the present Tahasildar have stated that the service register of the complainant is not traced in the records section. The respondent no.5 has sought some more time to trace the same and to redress the grievance of the complainant. From the date of registration of this complaint i.e., from April 2015, the respondents 1 and 5 are seeking time to sanction the leave encashment as per the order vide no. RD 237 BMM 2013, Bengaluru dated 22.05.2014 by stating that service register of the complaint is not traced. The reasons given by the respondents 1 and 5 are not satisfactory. For redressing the grievance of the complainant, it is found necessary to make recommendation to the Competent Authority under Sec. 12(1) of the Karnataka Lokayukta Act, 1984.

8) Under such circumstances, acting under Sec. 12(1) of the Karnataka Lokayukta Act, 1984, recommendation is made to the Competent Authority for taking appropriate action to pay monetary benefits as per order of Under Secretary to Government,

Revenue Department (Services-A) vide No. RD 237 BMM 2013, Bengaluru dated 22.05.2014 and to redress the grievance of the complainant Shri. Bajirao Patil, Retired Shirastedar, Taluk Office, Bidar. Action taken by the Competent Authority is to be intimated to this authority as required under Sec. 12(2) of the Karnataka Lokayukta Act, 1984 within one month from the date of receipt of this report.

Connected records are enclosed.


(Justice N. Anand), 12/4
Upalokayukta-1,
State of Karnataka.