

KARNATAKA LOKAYUKTA**No.Uplok/GLB-976/2014/DRE-1**

Multi Storied Buildings,
Dr.B.R.Ambedkar Veedhi,
Bengaluru 560 001.
Dated: 17/6/2020

**Report under Section 12(1) of Karnataka Lokayukta
Act, 1984**

Sub: Complaint filed by Sri.Vasanthraj K S/o.Late Hulugappa, Motor Revinding Works & RTI Activist, 2nd Ward, Ramasagar Villae, Hospet Taluk, Bellary District.

1. On the basis of complaint filed by Sri.Vasanthraj K S/o.Late Hulugappa, Motor Revinding Works & RTI Activist, 2nd Ward, Ramasagar Villae, Hospet Taluk, Bellary District, against (1) Sri.Mallikarjuna T, Secretary, Ramasagar Gram Panchayath, Hospet Taluk, Bellary District, (2) Smt.Shankramma, Ex-President, (3) Sri.Raghavendra, (4) Sri.Kagi Ramaleppa, (5) Sri.Sharana Basavanagowda, (6) Sri.Palleda Veeresha, (7) Sri.Koti Shivakumar, Ex.members of Ramasagara Gram Panchayath, (8) Sri.Reddera Basavaraja Technical Assistant, and (9) Sri.R.Devesha, the then Secretary/P.D.O, Ramasagara Gram Panchayath, Hospet Taluk, Bellary District, an investigation under Section 9 of the Karnataka Lokayukta Act, 1984 was taken up.
2. The brief averments of the complaint that, there are irregularities in execution of various works undertaken under NAREGA Scheme in Ramasagara Gram Panchayath

during 2013-14 and the signatures of 95% of the labourers are forged. It is alleged that there is signature of one Sri.J.Vadiraja S/o.Subbannachar in Muster Roll for having received wages but said Vadiraja S/o.Subbannachar is working as Manager in Pragathi Krishna Grameena Bank at Koppal Village. It is further alleged that there is signature of Sri.P.Subramanya S/o.Narasimhalu as a labourer who has been paid wages but he is working as F.D.A, in CMC, Koppal. It is further alleged that there is mention of one Sri.Kali Parashurama S/o.Kali Muralappa as labourer who has been paid wages but he has expired on 7/5/2012. It is further alleged that Raju S/o.Yarrappa and Sharanabasava S/o.Yarrappa whose names find place in Muster Roll are working in I.T.Company at Bangalore. Further it is contended that Edigara Kathyayani W/o.Basavaraj, Janaki, Harish, Channamma, and Lakshmi who belong to same family are residents of Yaradoni Village, Gangavathi Taluk, Koppal District and not residents of Ramasagara, but their names are found in Muster Rolls as labourers. It is further alleged that Sri.H.Jagannatha Gowda, Jayashree, Rudragowda, Shanthamma and Gangadhar Gowda all belong to a financially sound family having agricultural land, houses, and leading a luxurious life, but their names have been entered in Muster Roll as labourers and wages as shown to have been paid to them. It is alleged that the respondent No.1 in collusion with other elected members of Gram Panchayath have misappropriated the amount.

3. The respondent 1 has filed comments denying all the allegations and further contending that as per the Circular

dt.1/2/2007, the beneficiaries who are unskilled labourers can submit their applications in Form No.6 and all the members of the family can jointly give a single application. It is further contended that one bank account details from the family will be given so as to deposit the salary/wages. It is further stated that the responsibility of the Secretary of Gram Panchayath is to verify the application and to prepare blank Nominal Muster Roll and send it to Meti (earlier known as Udyoga Mitra) to make entry of attendances of the labourers who attended the work. It is further contended that it is the 'Meti' who has to supervise the work and to take attendance of the labourer and enter the same in the blank N.M.R., and also to get the signatures of the labourer before their names. He has therefore contended that there is no responsibility of the Secretary to verify the actual presence of the labourers at the work spot, but to rely upon the attendance/information as given by the Meti.

4. He has enclosed notification dt.1/2/2007 issued by Department of Rural Development and Panchayath Raj, and letter dt.27/6/2009 and 20/4/2010 by the Secretary to the Department of Rural Development and Panchayath Raj to all the Chief Executive Officers, Zilla Panchayath.
5. The complainant has filed rejoinder reiterating the allegations made in the complaint.
6. The S.P., K.L.A, Bellary was directed to investigate and submit report. Accordingly he has submitted the report with documents and statements of some persons referred to in the complaint. Perused the records and the report.

7. The S.P, KLA, Bellary based on the statements of the complainant, respondent 1, H.Jagannatha Gowda S/o.Gangadhar Gowda, Renukappa S/o.Arjunappa, Ravishankar S/o.Yarrappa, Muralidhar S/o.Ganganna Shetty, Narasimha Murthy S/o.Subbannachari, Manjunatha S/o.Venkata Narasimha and the documents relating to 6 works executed during 2013-14 in Ramasagar Gram Panchayath under NAREGA Scheme has opined that, by showing the names of persons who are dead, aged, Government servants, and retired Government servants in the Muster Roll as labourers, forging their signatures, and crediting the wage amount to the bank accounts and later withdrawing the said amounts, the respondent, the Technical Assistants and some of the elected members of the Panchayath have committed cheating and a case is to be registered against them.
8. The S.P, KLA, Bellary has produced documents viz., action plan, NMRs, M.B.books pertaining to the following 6 works:
1. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಳೆರಾಮಪ್ಪನ ಗದ್ದೆಯಿಂದ ಅನೆಗಾಳಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ಚರಂಡಿ ಕಾಮಗಾರಿ.
 2. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಹನುಮಂತಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ
 3. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಜೀರುಅಡಿವಪ್ಪನ ಗದ್ದೆಯಿಂದ ಎನ್.ನಾಗರಾಜರಾವ್‌ರವರ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ
 4. ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಗಿಬಸ್ಸಯ್ಯನ ಗದ್ದೆಯಿಂದ ಪಂಪಣ್ಣನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ
 5. ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಯ್‌ಕರ್ ಗದ್ದೆ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ
 6. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಿಚ್ಚಳ್ಳಿ ರಾಮಪ್ಪನ ಗದ್ದೆಯಿಂದ ಶಂಕರಗೌಡ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ.
9. After scrutiny of the documents following discrepancies/irregularities are noticed:

i. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಳೆರಾಮಪ್ಪನ ಗದ್ದೆಯಿಂದ ಆನೆಗಳಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ಚರಂಡಿ ಕಾಮಗಾರಿ:

- a) Action plan has been approved for all the above 6 works on 16/10/2012 as per the resolution of Ramasagara Gram Panchayath.
- b) As per Muster Roll (for unskilled labourer) the work has been executed from 7/8/13 to 14/8/13 with technical sanction number and date 11/13-14 dt.28/7/13. In Sl.No.1 to 5 the name of the head of the family is shown as Muralidhara. The names of the applicants are shown as Muralidhara, Subbamma, Kalyanamma, Purushothama and Vani. All the 5 of them have been said to have been paid Rs.1218/- each.
- c) However, the statement of the said Muralidhara has been produced. In the said statement he has stated that neither he nor his family members whose names find place in NMR at Sl.No.1 to 5 have worked as labourers. It is further stated that Sl.No.1 to 3 are doing Hotel business and the persons shown at Sl.No.4 and 5 are residing in Kottala Village of Kampli. It is further stated that one Kagi Ramaleppa who was the Panchayath member at the relevant period had taken Job Card and has not returned the same. He has further stated that willfully he has included the names of the brother of his wife and his family members and has also forged signatures in NMR. He has also stated that since many of the labourers under NAREGA Scheme had no bank account, the Panchayath member **Sharana Basavana Gowda** had credited the amount to his bank account No.10786100011821 of Pragathi Grammena Bank,

Ramasagara and again as requested by Sharana Basavana Gowda he (Muralidhara) has withdrawn the amount and given to Sharana Basavana Gowda.

- d) He has also produced the copy of pass book of Pragathi Grameena Bank of Account No.10786100011821. The customer's name is Muralidhara Alur and father's name is shown as Ganganna Shetty. As per the entries in pass book on 1/11/2012, 5 times an amount of Rs.1085/- each has been credited and in the particulars column it is printed as "NEFT:NREGA". Again on 12/2/13, 4 times an amount of Rs.1085/- each has been credited and in the particulars column it is printed as "NEFT:NREGA". On 20/8/13, 5 times an amount of Rs.1218/- each has been credited and in the particular it is printed as "NEFT:NREGA". On 21/1/17, 15/4/17, and 7/9/16, Rs.2688/-, Rs.3344/- and Rs.2240/- have been credited and in the particulars column it is printed as "MGNREGASMN".
- e) The Enquiry Officer has produced copy of measurement book. But in the said measurement book neither the date of commencement nor the date of completion or even the date of recording has been mentioned. M.B is signed by the Secretary and President of Gram Panchayath, Ramasagara.

ii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಹನುಮಂತಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ:

- a) In the Muster Roll the period during which work was undertaken is mentioned as 8/8/13 to 15/8/13. In Sl.No.19 the name of Kale Sanna Parashurama is found and there is an LTM in the last column. Rs.1218/- is shown to have been paid as wages.

b) However the complainant and also the Enquiry Officer have produced death certificate of Kali Parashurama S/o.Kali Muralappa wherein date of death has been entered as 7/5/12. In the statement of complainant and also the respondent it is stated that Kali Parashurama has expired on 7/5/2012.

c) In M.B. with regard to the above work also, the date of commencement, date of completion or the date of recording have not been mentioned.

iii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಜೀರುಅಡಿವಷ್ಟನ ಗದ್ದೆಯಿಂದ ಎನ್.ನಾಗರಾಜರಾವ್‌ರವರ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ:

a) In Muster Roll the period of work undertaken is shown as 8/8/13 to 15/8/13. In Sl.No.25 to 29, the names of J.Narasimhachari and his family members viz., Smt.J.Shantha, Subbannachari, Vadiraj and Sheshagirichar have been entered. The signatures are found at the last column. An amount of Rs.1218/- each for Narasimhachari, Shantha, Subbannachari and Vadiraj and an amount of Rs.522/- for Sri.Sheshagirichar have been shown to have been paid as wages.

b) The said Narasimhamurthy S/o.Subbannachari has given statement that his father Subbannachari is an old age person of 88 years, and his brother Vadirajachar is working as Manager at Pragathi Krishna Grameena Bank, Kampli, Hospet. He has further stated that his elder brother Sheshagirichar's leg has been amputated about 10 years back and he is not able to do any labour work. It is further stated that his wife Shantha is a house wife. It is further stated that one Ragi Shivappa who was the resident of the

said village during the relevant period, requested him for withdrawal of the amount which he had deposited in the account of Narasimhamurthy and accordingly he has withdrawn the amount.

- c) The said Narasimhamurthy has also produced the letter dt.18/1/16 given by him to the Panchayath Development Officer, Ramasagara to delete the names of Vadirajachar, Sheshagirichar and Subbannachar from Job Card as they are not residing in Ramasagara Village.
- d) He has also produced the xerox copy of pass book bearing account No.10786100002027 of Pragathi Krishna Grammena Bank with customer name Narasimhamurthy G S/o.Subbannachar. As per entries in the said pass book, on 27/5/13, 4 times an amount of Rs.930/- each and an amount of Rs.775/- have been credited and in the particulars column it is printed as "NEFT:NREGA". On 26/7/13, 4 times an amount of Rs.1085/- each has been credited and in the particulars column it is printed as "NEFT:NREGA". On 27/8/13, 4 times an amount of Rs.1218/- each and an amount of Rs.522/- have been credited and in the particulars column it is printed as "NEFT:NREGA".
- e) In M.B. there is neither mention of date of commencement, nor date of completion or even the date of recording. The signatures of PDO and the Secretary of Gram Panchayath are found.

iv. ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಗಿಬಿಸ್ಕಯ್ಯನ ಗದ್ದೆಯಿಂದ ಪಂಪಣ್ಣನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ:

- a) As per Muster Roll the work had been executed from 17/7/13 to 24/7/13. In Sl.No.1 to 6, the names of

Sri.Manjunatha and his family members viz., Nirmala, Subramanya, Vijay, Vasavi and Veeramma have been mentioned. An amount of Rs.1,218/- each has been shown to have been paid to the said 6 persons. The signatures are found at the end with respect to the names found in Sl.No.1 to 5. The said Muster Roll bears the signatures of the Secretary and President of Gram Panchayath, Ramasagara. There is also signature of the Secretary, Gram Panchayath, Ramasagara above the endorsement 'checking done by name and signature'. There is another signature above the endorsement 'attendance taken by' - 'name and signature'.

- b) The said Sri.Manjunath however in his statement has stated that himself and his wife Nirmala are running provision store and they have never gone for Cooli work. He has further stated that Sri.Subramanya and Smt.Vasavi whose names are found in Sl.No.3 and 5 are his brother and sister-in-law who are residing at Sindhanur since 2016 and earlier they were residing in Koppala since 2011. It is further stated that Subramanya is working as Revenue Inspector in City Municipal Council. It is further stated that Vijayakumar is his younger brother who is working in Women and Child Welfare Department at Koppala on contract basis and was residing in Koppala. He has further stated that Smt.Veeramma is his mother, aged 60 years and is not in a position to do any Cooli work. It is stated that the job card has been created and signatures have been forged.
- c) The S.P, KLA, Bellary has produced the letter sent by the Commissioner, CMC, Koppala dt.16/19-6-2017

wherein it is stated that Sri.Subramanya S/o.Venkatanarasimha had reported to the said office as Revenue Inspector, Ist Grade on 7/9/2012 and as per the order dt.21/3/16 he was transferred to CMC, Sindhanur after promotion as Revenue Officer.

d) The said Sri.Manjunatha has produced the copy of pass book for account No.10786100013528 wherein the name and address of customer is mentioned as Manjunatha Shetty P, Pan Shop, Ramasagara. As per the entries in the said pass book on 8/11/12 and 12/2/2013, 6 times an amount of Rs.11,085/-, each has been credited. On 29/7/13 an amount of Rs.1,218/-, has been credited 6 times. In the particulars column it is printed as "NEFT:NREGA". On 7/9/16 an amount of Rs.2,016/- each have been credited twice and in the particulars column it is printed as MGNREGASM.

e) In Muster Roll the M.B. book number is written as 20 and page number as 4. Copy of measurement book No.20 has been produced. It bears the signatures of the President Smt.B.Shankamma and the Secretary i.e., the respondent No.1 of Gram Panchayath, Ramasagara. In the M.B. date of recording is mentioned as 24/7/13 and the period as 17/7/13 to 24/7/13. Therefore, it becomes clear that the entire measurements have been verified and recorded after completion of the entire work.

v. ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಯ್ಕರ್ ಗವೆ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ:

a) As per Muster Roll the work has been executed from 8/8/13 to 15/8/13. In Sl.No.30 to 34 the names of G.Ravishankar and his family members viz., Sharana

Basava, Raju, Eramma, and Mamatha are found. An amount of Rs.1,288/- to Sri.G.Ravishankar, Rs.1,044/- to Sri.Sharana Basava and Rs.522/- each to Raju, Eramma and Mamatha have been shown to have been paid as wages. There are signatures at the last column. The Muster Roll bears the signatures of the President and the Secretary of Gram Panchayath. There is also the signature of the respondent No.1 above the endorsement "checking done by name and signature". There is also another signature above the words "attendance taken by", "name and signature".

- b) However in his statement, Sri.G.Ravishankar has stated that neither himself nor his family members whose names are found in Sl.No.30 to 34 of NMR have done any work under NAREGA Scheme. He has further stated that his mother Eramma and wife Mamatha are house wives and do not go to work. He has further stated that his brothers Sharana Basava and Rajeeva are working in a private company at Bangalore since 2015. He has further stated that he is maintaining his agricultural land and has not participated in any work undertaken under NAREGA. It is stated that during 2007 during his father's time, job card had been taken but it is not in his possession from the beginning. It is further stated that he had learnt that in the said job card only the names of his father, mother and his name had been entered, but not the names of his wife and brothers. He has further stated that as per the request of Kagi Ramaleppa who was the then member of Ramasagara Gram Panchayath he had withdrawn the amount which was credited to his account No.SJJND 5774 of Pragathi Grameena Bank, Ramasagara towards wages of

several labourers under NAREGA Scheme and he has given back the said amount.

- c) With regard to the above work though in Muster Roll M.B.book number is written as 26 and page number as 4, the said M.B. has not been produced either by the enquiry officer or by the respondents. Even the pass book of the Ravishankar or any of his family members is not produced. To show that Sharana Basava and Raju are working in Bangalore, no iota of document has been produced. In the statement of respondent No.1 there is a recital that he identifies the signatures of Sri.Basavareddy, Technical Assistant who has taken attendance, Smt.Shankamma, President, Sri.Purushothama, Junior Engineer and the signature of himself. He has further stated that Sri.Somashekar who was a computer operator had taken attendance.

vi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಿಚ್ಚಳ್ಳಿ ರಾಮಪ್ಪನ ಗದ್ದೆಯಿಂದ ಶಂಕರಗೌಡ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ:

- a) As per Muster Roll the work has been executed from 16/7/13 to 23/7/13. In Sl.No.1 to 5 the names of Sri.H.Jagannatha Gowda and his family members Smt.Jayashree, Sri.Rudragowda, Smt.Kanthamma and Sri.Gangadhara Gowda have been mentioned. An amount of Rs.1,218/- each has been shown to have been paid as wages. There are signatures in the last column. Again in page No.3 of Muster Roll in the first three Sl.Nos., the names of Renukamma, Veeranagowda and Savitha as family members of H.Jagannatha Gowda have been mentioned and an amount of Rs.1,218/- each has been shown to have been paid as wages. In the last page of the Muster Roll

the signatures of the President and the Secretary of Gram Panchayath, Ramasagara are found along with signature of another person as "attendance taken by", "name and signature".

- b) In the statement of H.Jagannatha Gowda, he has stated that neither himself nor any of the persons whose names mentioned in Sl.No.1 to 5 of NMR who are his family members have worked as labourers. He has stated that Sri.Rudragowda and Smt.Shanthamma who are his grand-parents are aged 74 and 72 years and Sri.Gangadhara his father is aged 60 years and therefore they being old aged persons are unable to do any Cooli work. He has further stated that during 2010 he had applied for job card, but the said job card is in the custody of Panchayath and by creating the job card their signatures have been forged in NMR. He has further stated that Smt.Shankamma, President and her son Sri.Devaraja requested him to withdraw the amount which was credited to his account towards wages of several labourers under NAREGA Scheme as they had no bank account and accordingly he has withdrawn the amount and paid to Sri.Devappa.
- c) He has produced the copy of pass book of Pragathi Grameena Bank wherein the customer name is mentioned as Jagannatha H S/o.Gangadhara Gowda. In page No.140 of report i.e., the page No.3 of the pass book, on 1/3/2013 an amount of Rs.1,085/-, has been credited 8 times and on 29/7/13, 8 times an amount of Rs.1,218/- has been credited and in particulars column it is printed as "NEFT:NREGA".

- d) In measurement book No.22 at page No.1 the date of recording has been left blank. There are signatures of the Secretary and President of Gram Panchayath, Ramasagara to the said M.B. There is neither the date of commencement nor date of completion. Even in the notice issued for supply of materials or the Order for Supply of Materials, the dates have not been mentioned.
- e) The Secretary, Ramasagara Gram Panchayath was directed to produce the documents relating to all the 57 works said to have been executed during 2013-14 under NAREGA Scheme in Ramasagara Gram Panchayath. However, the Secretary Gram Panchayath, Ramasagara alongwith his letter dt.22/10/19 has produced the documents relating to following works, further stating that with regard to the remaining works the files are not available.

vii. ರಾಢುಸಾಗರ ಗ್ರಾಢದ ಟ.ಕೇದಾರನಾಥನ ಗದ್ದೆಯಿಂದ ನೀಲಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) As per estimate, amount of Rs.1 lakh had been sanctioned during 2013-14 under NAREGA Scheme for execution of the above work. The measurement of the compound as specified in estimate are length of 97 mtrs, breadth of 0.40 mtrs, and depth of 0.30 mtrs. But in M.B. the measurements have been recorded as 49.00 x 0.40 x 0.20. Therefore, the work has not been executed with specified measurement as speified in the estimate. But in the completion certificate the amount as per expenditure is shown as Rs.96,678/-. From the comparison of the measurement as specified in estimate and as recorded in M.B, it can be noticed that the measurement of the compound wall has been reduced to nearly ½ of the length specified in estimate. This

itself makes out that there are reasons to substantiate the allegation of financial irregularities in execution of works under NAREGA Scheme.

- b) As per Mustroll details, measurement has been recorded in page No.4 of M.B.27. However in the copy of M.B.Extract, the M.B.number has not been mentioned. Page numbers are mentioned as 1 to 5. Similarly the date of commencement, the date of completion or the date of measurement have not been entered in the M.B.
- c) In Mustroll details, the names of 40 persons have been shown as labourers. However, the names and signatures of the official who has taken attendance and who has verified the same are not found. In the bill of cost, the measurement book number is shown as 31. There is no signature of the Secretary to the said document. R.R.number of none of the workers mentioned in Muster Roll have been entered. From comparison of Form No.6, and 9 with Mustroll details there seems to be difference between the number of worker and the names of workers who had applied for work, who were notified for attending the work and who have allegedly been given work.
- d) Though in the inspection report, it is stated that signature of the workers have been taken to NMR, the said NMR has not been produced. Therefore there is no document to show that the workers who had applied for job were notified and the workers whose names find place in Mustroll detail have actually worked in the above civil work and wages have been credited to their account as per NAREGA guidelines.
- e) In the absence of production of NMR, it is to be observed that there are financial irregularities in payment of wages i.e., the NMR amount of **Rs.32,712/-**.

viii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಚಿಲುವಾದಿ ಕೇದಮ್ಮನ ಗದ್ದೆಯಿಂದ ಕಾಳಿ ಶಿವಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) As per Estimate Rs.1 lakh was sanctioned for execution of the above work under NAREGA during 2013-14. In estimate the length of item No.1 is overwritten as 32.80 in the place of 32.00 mtrs. Similarly the breadth and depth of item No.2 which were printed as 1.20 and 0.10 have been rounded off and written as 0.40 and 0.15 mtrs.
- b) Accordingly measurements have been recorded in M.B.Book. There is no signature of the President of Gram Panchayath to the said M.B. at page No.4.
- c) In the completion certificate, the name of the check measuring officer has not been mentioned. In M.B. NMR amount is shown as Rs.48,546/-. In M.B., neither the date of commencement, date of completion nor the date of recording have been mentioned. In the completion certificatem the date of commencement and the date of completion are shown as 28/8/13 and 4/9/13.
- d) In Muster Roll M.B.number is written as 27 and page number as 4. But in inspection report, M.B.Number is written as 33 and page numbers as 1 to 4.
- e) In the inspection report there are no signatures of the President and Secretary of Gram Panchayath. From comparison of Form No.6, and 9 with Muster Roll there seems to be differences in the names of workers and also the total number of workers who had applied for work, who were notified to attend the work and who have actually worked. In Muster Roll there are no names and signatures of the official who has taken the attendance and the officials who have checked the same. The total amount of wages paid is shown as

Rs.48,546/-. The wage amounts are shown to have been paid in cash (ನಗದು).

ix. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಶಾನುಭೋಗ ಗದ್ದೆಯಿಂದ ಜಿ.ಹೆಚ್.ವೀರೇಶ್‌ನ ಗದ್ದೆಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) As per estimate and completion certificate the estimated cost is Rs.70,000/-. As per estimate the specified length, depth and breadth of the compound wall were 58.00 mtrs. 0.40 mtrs, and 0.25 mtrs., respectively. But the measurements recorded in measurement book are different. But the total quantity is entered as specified in estimate with respect to the item No.2 and 5. The measurements of item No.1 have been over written. Therefore the work has not been executed as per estimate.
- b) The NMR amount is shown as Rs.28,710/- in M.B. In the Muster Roll the wage amounts have been shown as paid by way of cash. No doubt the names of the persons who have affixed LTMs have been written, but there is no signature of the person who has attested/identified the same. In Form No.8 the name of the work has not been mentioned. The date on which the workers had to report to duty has not been mentioned. Form No.8 has been issued only to 24 workers.
- c) In bill of cost, order for cement supply or the public notification issued for supply of materials, the date of issue has not been entered. In M.B. the total quantity of 40 mm Jelly supplied is mentioned as 2.12 cum which has been later changed as 2.11. The date of commencement, completion and recording measurement have not been entered in M.B.
- d) In completion certificate, the date of commencement and completion are shown as 16/7/17 and 23/7/17 respectively. Since the date of supply of the materials

has not been mentioned in any of the bills, and orders relating to supply of materials, there arises doubt regarding the purchase of materials for the above work and payment of amount as shown in M.B. and the bill.

x. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಾಳಿಗೆ ಈರಣ್ಣನ ಮನೆಯಿಂದ ಆನೆ ಗಾಳಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ

- a) The work order is dt.2/7/13. It is specifically directed in the work order that the wage amount shall be paid by drawing pay slip and after check measurement.
- b) The estimated cost is Rs.70,000/-. The specified NMR amount is Rs.42,000/- and the cost of material specified is Rs.28,000/-.
- c) In M.B., the total cost towards supply of materials is shown as Rs.14,435/- and NMR amount is shown as Rs.40,368/-.
- d) In estimate the total length of the drain is specified as 36 mtrs. In M.B. the total length is recorded as 32.00. Therefore the work has not been executed as per the measurement specified in estimate. The expenditure towards materials and wage amount are also not in accordance with the work order. In the notification for supply of materials, supply of cement order or bill towards supply of hard granite, the dates have not been mentioned.
- e) In Form No.6 (2 in number) totally the names of 34 workers have been mentioned. Form No.8 (5 in number) have been produced showing totally the names of 32 workers. The date on which the workers had to report to duty had been left blank. Form No.9 (3 in number) have been produced. Total number of workers shown therein is 34. The job card numbers in the first Form No.9 with respect to Smt.Anusuya, Raghavendra and Lakshmi have not been clearly mentioned. A bill of cost towards

supply of Hard granite for an amount of Rs.14,435/- and another cash bill towards supply of cement of Rs.11,970/- have been produced. Therefore the total of these 2 bills is Rs.26,405/-.

f) In Muster Roll totally 34 names of workers have been mentioned. LTMs have not been identified. The wage amounts have been shown as paid in cash (ನಗದು ಪಾವತಿ).

xi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಳೆರಾಯಪ್ಪನ ಗದ್ದೆಯಿಂದ ಆನೆ ಗಾಳಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ

a) Estimated cost is Rs.1 lakh approved in the year 2013-14 for execution under NAREGA. As per estimate the length, breadth and depth of the drain specified was 52.00 mtrs, 1.30 mtrs and 0.20 mtrs. However, in M.B. the said measurements have been recorded as 45.00 mtrs, 1.20 mtrs, and 0.30 mtrs. Therefore, the work has not been executed as per estimate.

b) In the M.B. the date of commencement, date of completion and date of recording have not been mentioned. Even in notification for supply of materials, order for supply of materials, and bill issued by A.Chandranna, the dates of issue have not been mentioned. In M.B. the total quantity of hard granite metal 40 mm supplied is shown as 5.18 cum. But in the bill it is shown as 5.80 cum. Therefore there is difference with regard to the actual quantity of material supplied in between M.B. and the bill issued by A.Chandranna.

c) In Form No.6 the names of 49 workers have been shown which includes A.Muralidhara and his family members. However as already discussed above, there is the statement of the said Muralidhara that neither himself nor his family members have worked as labourers. In Form No.8, the date on which the workers had to report

to duty and the number of mandays have not been entered. Form No.9 relating to 49 workers have been produced including the said A.Muralidhara and his family members with job card No.1078.

d) In Muster Roll the names of 49 workers have been mentioned including that of Muralidhara and his family members. There are LTMs which have not been attested or identified. The total NMR amount is shown as Rs.59,334/-.

xii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಉದ್ದೇಗುಡಿ ಕಾಲುವೆಯಿಂದ ಮಳೆ ರಾಯಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ

a) As per documents the estimated cost is Rs.1 lakh. The date of commencement, completion and date of recording are mentioned in M.B. as 7/8/13, 14/8/13 and 14/8/13. Therefore, it becomes clear that there is no stagewise verification and recording of measurement.

b) In Muster Roll there are names of 49 workers. The LTMs have not been attested or identified. Wage amounts have been shown as paid by way of cash.

c) Forms No.6 (2 in number) totally containing the number of 49 workers have been produced. In Form No.8 the date on which the workers had to report to duty and the total number of mandays have not been entered. Forms No.8 (totally eight) the number of 45 workers have been mentioned. Again in Form No.9 the names of 49 workers have been mentioned.

d) In the material supply order, cement supply order, bill issued by A.Chandranna the dates of issuing the said documents have not been mentioned.

xiii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಳೆ ರಾಯಪ್ಪನ ಗದ್ದೆಯಿಂದ ಮಲ್ಲೇಶನ ಗದ್ದೆಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ.

a) The Muster Roll shows the names of 30 workers. There is no attestation of the LTMs. The wage amounts have

been shown as paid in cash. Totally 8 Form No.8 (ಕೆಲಸಕ್ಕೆ ವರದಿ ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕಾಗಿ ನೋಟೀಸು) have been produced. However one Form No.8 does not show the names of the workers or their job card number, but it is signed by the Secretary of Gram Panchayath. In none of the said Form No.8, the date on which the workers had to report to duty has been mentioned. Similarly the date of application given by the workers demanding employment has also not been mentioned. The dates on which Form No.8 have been issued has not been mentioned. 2 Form No.6 have been filed. They are dt.10/7/13 and 16/7/13, but in the Form No.6 dt.16/7/13, the date from which employment was sought is shown as 15/7/13. 2 Form No.9 (ಕೆಲಸಕ್ಕೆ ಹಾಜರಾಗಲು ತಿಳಿಸಲು ಸಾರ್ವಜನಿಕ ನೋಟೀಸು) have been produced. One is dt.13/7/13, but in another Form No.9 the date has not been mentioned. In the said undated Form No.9 except mentioning the names of workers and job card number, all other columns have been left blank. Therefore, the allegation of the complainant that the names have been included in Muster Roll and other documents of persons who were not actually provided employment seems corroborated.

- b) Only the estimate is produced, but measurement book showing the measurements recorded has not been produced. The notification for supply of materials, order for supply of materials, bill issued by supplier Sri.A.Chandranna, order for supply of cement and bill of cost do not bear the date on which those documents have been issued. In the order for supply of cement the quantity and the total amount seem to have been erased and re-written. There is also over writing.

Similarly in bill of cost there is no signature of the Secretary of Gram Panchayath. The date of recording, date of check measurement, measurement book number and page number have not been written. The quantity of sand has been over written, and later it seems to have been erased and below that there is writing as 9.24.

- c) A cash bill for Rs.17,957/- issued by M/s.Sunil Enterprises has been produced. The particulars of the material purchased is not clearly mentioned. It is stated that cash has been paid towards the said bill.

xiv. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಅಕ್ಕಿ ಮಂಜಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In Mustroll details there are names of 19 workers. There are no signatures or LTMs of the workers. The signatures and the names of the officials who have taken attendance and who have verified the same are not found.
- b) In Muster Roll there are signatures and LTMs. But the LTMs have not been attested. There are no signatures of the officers/officials who have taken the attendance and who has checked the same.
- c) The said work has been stated to be executed from 11/9/13 to 18/9/13. In Form No.6 the 19th column showing the name of the worker has been left blank. It is dt.9/9/13. Form No.8 which is a notice to the workers to report to duty is dt.10/4/13. The date on which the workers had been reported to duty has been left blank. The date of application demanding work has not been mentioned.
- d) The work order is dt.16/8/13. As per estimate the total cost is Rs.50,000/-. As per completion certificate, amount as per expenditure is Rs.46,990/-. As per estimate the length, breadth and depth of compound

specified are 50100 mtrs, 0.40 mtrs and 0.30 mtrs. But the total measurement of the length as recorded in M.B. varies with that specified in estimate. The date of commencement, date of completion and date of recording have not been entered in M.B. Therefore, it cannot be opined that there is stagewise verification and recording of measurement and the work has been executed as per estimate.

- e) It is peculiar to note that the date of both notification for supply of materials and also the order for supply of cement and other materials are one and the same i.e., 10/9/2013. Even the bill issued by the supplier Sri.Chandranna is dt.10/9/13. Therefore, there arises doubt as to whether documents have been prepared just for passing of the bill.

xv. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಅಕ್ಕೇರು ಗದ್ದೆಯಿಂದ ತಳವಾರು ಈರಯ್ಯನ ಗದ್ದೆಯವರಿಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ

- a) Forms No.6 totally showing the names of 49 workers dt.20/7/13 have been produced. Form No.9 (4 in number) totally showing the names of 49 workers, which are dt.22/7/13 have been produced. Except in one Form No.9 in all other Forms the details of the work, implementing agency, the place of work, number of mandays etc., have not been filled up.
- b) In Muster Roll, the names of 49 workers are mentioned. In Sl.No.32 in the last column the signature of Rajamma has been struck off and there is writing as Uddamma. In Sl.No.46, there is an LTM over the signature Eramma. There is no attestation of the LTM. As per Muster Roll the work has been executed from 25/7/13 to 1/8/2013.
- c) The dates have not been mentioned either in the notice published for supply of materials or in the order for

supply of materials. It is pertinent to note that in both the said documents only B.Shankaramma (respondent No.2), the President of Gram Panchayath has signed. But there is no signature of the Secretary of Gram Panchayath. Even in the bill issued by A.Chandranna, registered supplier, the date has not been entered. The total amount, rate and quantity have been left blank. The measurement book number, page number and the date on which the said materials have been taken to stock have not been entered. There is no signature of the receiver. Measurement book has not been produced.

- d) In completion certificate, even the amount as per expenditure and the names of officer incharge of the work and check measuring officer have not been mentioned. The estimated cost is shown as Rs.1 lakh.

xvi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಹನುಮಂತನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In Form No.6, 24 names of workers have been mentioned. It is dt.5/10/13. Form No.8 (5 in number) with total 24 names of workers have been produced. In none of the Form No.8 the date on which applications were given by the workers demanding work and the date on which the workers were to report to duty have been entered. In the 1st Form No.8, the date 7/8/2013 has been over written as 7/10/2013. Form No.9 (2 in number) consisting of 24 names of workers have been produced with dates 7/10/13. In the 2nd Form No.9, the name of work, the place of work, implementing agency, number of mandays have not been entered.
- b) In Muster Roll the period of execution of work is shown as 8/10/13 to 15/10/13. M.B.book number and page number have not been entered. The names of 24 workers have been shown. The LTMs have not been

attested. There is no signature of the official who has taken attendance of the workers.

- c) In the notice for supply of materials, order for supply of materials, bill issued by A.Chandranna, another order for supply of cement, the date has been mentioned as 7/10/13. The bill of cost is undated.
- d) In M.B., the date of commencement, the date of completion and the date of recording have not been mentioned. The measurement of the compound as specified in estimate and as recorded in M.B. with respect to item No.5 do not tally with each other. In completion certificate the amount as per expenditure is shown as Rs.86,934/-.

xvii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬೋವೇರು ಭೀಮಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In N.M.R, names of 24 workers have been mentioned. The LTMs have not been attested. The total amount has been over written. The names and signatures of the officers/officials who have taken the attendance and checked the same have not been mentioned.
- b) In Mustroll detail, the signatures or LTMs are not found. Even in Mustroll details the signature of the officers/officials who have taken the attendance and have verified the same are not found.
- c) In the document 'material procurement', the bill date is shown as 9/10/13. In Form No.6 dt.5/10/13 names of 24 workers has been mentioned. In Form No.8 (7 in number) totally showing the names of 24 workers with dates 8/10/13 and 9/10/13 have been produced. The details of reporting date, date of application demanding work, the name of implementing agency and the number of mandays have not been entered.
- d) In the notification for supply of materials, order for supply of material, bill issued by A.Chandranna, order

for supply of cement, the date has been mentioned as 8/10/13. In bill of cost neither the date of recording nor the date of check measurement has been written. A cash bill issued by Sri.Raghavendra Enterprises towards supply of cement has been produced. The rate has not been entered. The date seems to be 9/10/11.

- e) In M.B., book number is not mentioned. Date of recording with respect to supply of materials is written as 9/10/13. Therefore, the notice has been issued, the materials has been supplied, the bills have been issued and they have been taken to stock in M.B. on the same day i.e., 9/10/2013 which is the date of commencement of work as per Muster Roll and completion certificate. It seems highly improbable.
- f) As per estimate, the estimated cost is Rs.60,000/-. In M.B. at page No.3 the date of commencement, date of recording and date of completion of the work have not been mentioned. The measurements recorded in M.B. are replica of what has been specified in estimate. In the absence of mentioning the date of recording it can be opined that there is no stagewise verification and recording of measurement.
- g) In the completion certificate, amount as per expenditure is shown as Rs.Rs.57,000/-

xviii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಹರಿಜನ ಹುಲಿಗಮ್ಮನ ಗದ್ದೆಯಿಂದ ಎನ್.ನಾಗರಾಜರಾವ್ ಗದ್ದೆಯವರಿಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In Muster Roll, the period of execution of work is shown as 3/7/13 to 10/7/13. The names of 28 workers have been shown. At Sl.No.15 the signature of Lakshmi has been struck off and there is signature of Srinivasa. LTMs have not been attested. The wage amounts are shown as paid in cash.

- b) In Form No.6, there are 28 names of workers with date 29/6/13. 3 Forms No.9 have been produced. in the first Form with dt.1/7/13, names of 15 workers and in 2nd Form with dt.1/7/13 there are names of 13 workers, but in the 2nd Form the details like name of the work, place of the work, implementing agency and number of mandays have not been entered. In the 3rd Form except the signature of the Secretary nothing has been entered. 7 Forms No.8 have been produced. Even in the said Forms, except in the 1st Form the name of the work, the place of the work, implementing agency, the number of mandays, the date of application demanding work, the date on which the workers had to report for duty have not been mentioned. In the 1st Form, the date on which the workers were to report to duty is written as 3/7/13.
- c) As per estimate, the estimated cost was Rs.80,000/-. As per completion certificate amount as per expenditure is Rs.3257=00. In the notification for supply of materials, order for supply of material, bill issued by A.Chandranna, order for supply of cement and bill of cost the dates have not been mentioned. Date of recording and date of check measurement have not been mentioned. Therefore there arises doubt as to whether documents have been fabricated just for passing the bill.

xix. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಸುಣ್ಣಗಾರ ಸುರೇಶನ ಗದ್ದೆಯಿಂದ ಸುಣ್ಣಗಾರು ಮಂಜುನಾಥನ ಗದ್ದೆಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) A xerox copy of Muster Roll has been produced. M.B.number and page number have not been produced. Names of 37 workers have been mentioned. The signature at Sl.No.28 at the last page is not legible. There are no signatures of the officers/officials who

have taken the attendance and who have checked the same.

- b) In Form No.6 dt.12/2/2014, there are names of 17 workers. 3 Form No.8 have been produced, wherein totally there are names of 12 workers. In Form No.8 the date is written as 12/2/14. The other details like name of work, place of work, implementing agency, number of mandays, the date on which the workers had to report to duty have not been mentioned. In Forms No.9 (2 in number), there are names of totally 17 workers. Therefore the documents as regards the number of workers applied for work, number of workers directed to report to duty and number of workers actually worked as per Muster Roll are different.
- c) In the notification for supply of materials, order for supply of materials, and order for supply of cement, the date has not been mentioned.
- d) Even in M.B., at page No.1 the date of recording has been left blank. The date of commencement, date of recording and date of completion have not been entered in page No.3 of M.B. The measurements as specified in estimate and the measurement as recorded in M.B. do not tally, though the total measurements seems to be the same. In the absence of entering the date of commencement and the date of recording it has to be opined that there is no stagewise verification and recording of measurement.
- e) In completion certificate, the period of execution of work is written as 6/3/13 to 14/3/13. The name of the officer incharge of the work and the check measuring officer has not been mentioned. Estimated cost is Rs.84,400/-. As per completion certificate, amount sanctioned is Rs.47,949/-. Amount as per estimate is

shown as Rs.50,000/- in completion certificate. In bill issued by A.Chandranna, registered supplier, date is not mentioned. The description, quantity, rate, total amount have been left blank. But there is signature of the receiver/Secretary, Gram Panchayath certifying that the materials as per the above quantity and description have been received in good condition and taken to stock in page No.4 of M.B.36. There is no book number in M.B.extract produced. In page No.1 to 3 there are recordings relating to supply of metal, 40 mm Jelly, 20 mm Jelly, sand and cement. In the 2nd page there are over writing, and insertions in the recording of quantity and the date. There is no signature of the Engineer. All these discrepancies corroborate the allegation of the complainant about financial irregularities.

XX. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಸುಣ್ಣಗಾರು ಮಂಜುನಾಥನ ಗದ್ದೆಯಿಂದ ರಾಮಣ್ಣನ ಗದ್ದೆಯವರಿಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In Muster Roll there are names of 23 workers. The signatures of workers are not clearly visible. LTMs have not been attested. As regards the last name there are no entries except the signature. The total figures have been over written from 12 to 22. The total wage amount is shown as Rs.26,796/-. The names and signatures of the official who has taken attendance is not visible.
- b) Forms No.9 (3 in number) have been produced. The dates have been over written. Totally there are 35 names of workers. In 2nd and 3rd Form, the name of work, place of work, implementing agency and number of mandays have not been mentioned. Form No.6 (2 in number) with date 1/3/2014 showing the names of totally 35 workers have been produced.
- c) In Mustroll details the names of 23 workers have been mentioned. The signatures or LTMs of workers are not

found. Similarly the signature of the officers/officials who have taken the attendance and who have checked the same are not found.

- d) The estimated cost is shown as Rs.50,000/-. The total length, breadth and depth as specified in estimate are 25.00, 0.10 and 0.60 mtrs. But in M.B. different measurements are shown. The length is shown as 47.00 mtrs. The total quantities of all the items have been over written and the total amount has also been altered.
- e) The notification for supply of materials do not bear the date. In measurement book the date of commencement, the date of recording and the date of completion have not been mentioned.
- f) The bill issued by M/s.Sunil Enterprises in the name of Gram Panchayath, Ramasagara without mentioning the date, particulars, bags, rate, amount, total amount, but with the signature of the proprietor has been produced, which clearly substantiates the allegation of the complainant that documents have been fabricated just to draw the amount sanctioned under NAREGA Scheme.

xxi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ವಡ್ಡರ ಈರಣ್ಣನ ಗದ್ದೆಯಿಂದ ಗಿಡ್ಡ ಗಾಳಪ್ಪ ಗದ್ದೆಯವರಿಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) The Muster Roll shows the names of 28 workers. Though there are LTMs, they have not been attested. There is no names and signatures of the officers/officials who have checked the attendance.
- b) In Mustroll detail there are no signatures or LTMs of the workers. The signatures of the officers/officials who have taken the attendance and who have checked the same are also not found. The period of execution of work is shown as 28/8/13. to 4/9/13. Form No.9 dt.27/8/13 showing the names of 15 workers, which is

also not clearly visible has been produced. Form No.6 (2 in number) dt.25/8/13 totally showing the names of 28 workers have been produced. Form No.8 is not produced.

- c) Work order is dt.16/8/13. As per estimate the estimated cost is Rs.70,000/-. As per completion report amount as per expenditure is Rs.67,738/-. In measurement book date of commencement, date of completion or date of recording have not been mentioned. Therefore, there is no stagewise verification and recording of measurement.
- d) The notification, order for supply of material, order for supply of cement, bill issued by A.Chandranna, and bill of cost do not bear the date. Even in M.B. the date of recording with respect to taking the materials to stock has not been written. In bill of cost there is no mention of date of recording, date of check measurement, measurement book number and page number. In M.B., the quantity of sand supplied has been over written.

xxii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಪಂಪಣ್ಣನ ಗದ್ದೆಯಿಂದ ಗಾಳಿ ಬಸಪ್ಪನ ಗದ್ದೆಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In Muster Roll there are names of 19 workers. There is no signature of the person who has taken the attendance. LTMs of workers are not legible and have not been attested. The period of execution is shown as 18/7/13 to 25/7/13.
- b) In Form No.6 dt.15/7/13 there are names of 19 workers. Forms No.9 (2 in number) have been produced totally showing the names of 19 workers. They are undated. The 2nd Form No.9 does not contain the name of work, place of work, name of agency, number of mandays etc. Form No.8 has not been produced.

- c) As per work order dt.15/7/13, the estimated cost is Rs.70,000/-. In completion certificate amount as per expenditure is shown as Rs.66,601/-. There is no name of the officer incharge of the work and check measuring officer. Even in the M.B. there is no signature of the officer who has recorded the measurement and check measured the same.
- d) In M.B., the date of commencement, the date of completion and the date of recording have not been entered. Therefore it becomes clear that there is no stagewise verification and recording of measurement. In estimate the length specified is 48.00 mtrs. In M.B, it is recorded as 67.00 mtrs.
- e) In the notification for supply of materials, order for supply of materials, order for supply of cement, bill issued by A.Chandranna, and bill of cost, the date has not been mentioned. In bill of cost, even the date of recording, date of check measurement, measurement book number, page number and agency have not been mentioned. In work order there is specific direction that only after preparing MIS containing bank account number and after check measurement the payment shall be made. But in none of the above documents the date of recording, date of check measurement and the date of issue having been mentioned, there arises doubt as regards the very execution of the work that too as per estimate and as per work order.

xxiii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಗಂಗಾಧರನ ಗದ್ದೆಯಿಂದ ಅಂಜನೇಯನ ಗುಡಿಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ

- a) In Muster Roll there are 25 names of workers. In Sl.No.25 and 18 the signatures have been over written. The names and signatures of the officers/officials who

have taken the attendance and who have checked the same are not found.

- b) In Form No.6 the names of 17 workers have been written. The date is written as '9/11/2013'. However, as per Muster Roll the period of execution of work is 11/9/13 to 18/9/13. Even the signature of the applicant is not clear. Form No.9 (2 in number) totally showing the names of 16 workers have been produced. The 2nd Form No.9 does not bear the date. In the 1st Form No.9 the date is mentioned as 10/11/13 i.e., subsequent to the completion of the work. In the 2nd Form No.9 the place of the work, name of the work, name of agency and number of mandays have been left blank. Form No.8 is not produced.
- c) In the notification for supply of materials, order for supply of materials, order for supply of cement, bill issued by A.Chandranna, the date has not been mentioned. In the bill issued by Chandranna, the quantity, rate and total amount of materials have not been mentioned. Measurement book and date of taking the materials to stock has also not been mentioned.
- d) As per completion certificate, the estimated cost is Rs.60,570/-. Amount as per expenditure is Rs.50,420/-. In M.B. the date of commencement, date of completion and date of recording have not been mentioned. There is no signature of the officer who has check measured the recordings. Therefore there is no stagewise verification and recording of measurement.

xxiv. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಸವರಾಜ ತಂದೆ ರುದ್ರಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll period of execution of work is shown as 25/10/13 to 4/11/13. The names of 14 workers have been entered. There are no names and signatures of the

officers/officials who have taken attendance and checked the same.

- b) Form No.6 dt.20/10/13 showing the names of 21 workers has been produced. 4 Forms No.8 have been produced totally showing the names of 21 workers. In none of Form No.8, the date of application and the date on which the workers had to report to duty have been mentioned. In Form No.9, 19 names of workers have been entered. Therefore there is inconsistency with regard to the actual number of workers who have executed the above work which substantiate the allegation of the complainant.
- c) The work order is dt.16/9/13. As per completion certificate, estimated cost is Rs.24,335/- and amount as per expenditure is Rs.21,924/-. Neither the estimate nor M.B. has been produced. The documents relating to supply of materials and the documents relating to payment have not been produced. Therefore, from non production of material documents an adverse inference has to be drawn.

XXV. ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಮದಾಸ ತಂದೆ ಸಣ್ಣಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll, the period of execution of work is shown as 25/10/13 to 4/11/13. There are 14 names of workers in Muster Roll. The names and signatures of officers/officials who have taken attendance and checked the same are not found. In Mustroll detail there are no signatures/LTMs of the workers and also names and signatures of officers/officials who have taken attendance and checked the same.
- b) In Forms No.6 dt.20/10/13 there are names of 17 workers. In Forms No.8 (4 in number) there are names of 17 workers. Even in Form No.9 there are names of 17

workers. Form No.8 and 9 are dt.24/10/13 and the date of commencement is 25/10/13.

- c) As per completion certificate, estimated cost is Rs.24,335/-. Amount as per expenditure is Rs.21,924/-. Neither estimate nor M.B., have been produced. No document relating to supply of materials and payment have been produced.

xxvi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಭೀಮನಗೌಡ ತಂದೆ ನಾಗಪ್ಪಗೌಡ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail there are names of 14 workers. In neither of the said documents the names and signatures of the officers/officials who have taken the attendance and checked the same are found. The period of execution is shown as 25/10/13 to 4/11/13.

- b) In Form No.6 and 9, the names of 17 workers have been mentioned. In Form No.8 (4 in number) totally the names of 17 workers have been mentioned. In none of Form No.8 the date of application and the date on which the workers had to report to duty have been mentioned. The name of the work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.

- c) Neither estimate nor M.B., are produced. The documents relating to the supply of materials have been not produced. Completion certificate is also not produced.

xxvii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಿ.ನಾರಾಯಣಪ್ಪ ತಂದೆ ದೊಡ್ಡಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail, the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and

have checked the same are not found. The LTMs of workers are not legible and are not attested.

- b) In Form No.6 and 9 dt.20/10/13, there are names of 17 workers. Form No.8 (5 in number) have been produced, totally showing the names of 17 workers. The date of application, the date on which the workers had report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.
- c) Neither estimate nor M.B., are produced. The documents relating to the supply of materials have not been produced. Completion certificate is also not produced.

xxviii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಶಿವಣ್ಣ ತಂದೆ ಪಂಪಣ್ಣ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail, the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and have checked the same are not found. The LTMs of workers are not attested.
- b) In Form No.6 and 9 dt.20/10/13 there are names of 18 workers. Form No.8 (6 in number) have been produced, totally showing the names of 18 workers. The date of application, the date on which the workers had report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.

- c) As per completion certificate, estimated cost is Rs.24,335/- and amount as per expenditure is Rs.21,924/-. The period of execution is 25/10/13 to 5/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14. There is delay in payment of wages.
- d) Neither estimate nor M.B., or the documents relating to the supply of materials have been produced.

xxix. ರಾಮನಗರ ಗ್ರಾಮದ ಬಿ.ಬಸವರಾಜ ತಂದೆ ವಿರೂಪಣ್ಣ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail, the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and have checked the same are not found.
- b) In Form No.6 dt.20/10/13 there are names of 17 workers. Form No.9 (2 in number) totally contains names of 17 workers. They are dt.25/10/13. Infact the date has been over written. 4 Form No.8 dt.25/10/13 have been produced, totally showing the names of 16 workers. The date of application, the date on which the workers had report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೆಷ್ಚೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.
- c) As per completion certificate estimated cost is Rs.24,335/- and amount as per expenditure is Rs.21,924/-. The period of execution is 26/10/13 to 5/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14. There is delay in payment of wages.

d) Neither estimate nor M.B., or even the documents relating to the supply of materials have been produced.

xxx. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಜಿ.ವೀರೇಶ ತಂದೆ ರುದ್ರಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

a) In Muster Roll and Mustroll detail, the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and have checked the same are not found. LTMs are not attested. The total number of attendance of the workers at Sl.No.1 to 3 and also the total wage amount paid to them have been over written and tampered.

b) In Form No.6 dt.20/10/13, there are names of 20 workers. Form No.9 totally contains names of 19 workers. Form No.8 (4 in number) dt.28/10/13 have been produced, totally showing the names of 19 workers. The date of application, the date on which the workers had report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.

c) As per completion certificate, estimated cost is Rs.24,335/- and amount as per expenditure is Rs.21,924/-. The period of execution is 26/10/13 to 9/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14. There is delay in payment of wages.

d) Neither estimate nor M.B., or even the documents relating to the supply of materials have been produced.

xxxii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಕನಕಪ್ಪ ತಂದೆ ಭೀಮಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail, the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and have checked the same are not found. LTMs are not attested.
- b) In Form No.6 dt.22/10/13, there are names of 17 workers. Form No.9 totally contains names of 16 workers. Form No.8 (4 in number) dt.25/10/13 have been produced, totally showing the names of 16 workers. The date of application, the date on which the workers had report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.
- c) As per completion certificate, amount sanctioned is Rs.24,335/-. The period of execution is 26/10/13 to 5/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14 and 13/2/14. There is delay in payment of wages.
- d) Neither estimate nor M.B., or even the documents relating to the supply of materials if any have been produced.

xxxii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಹಾದೇವಮ್ಮ ಗಂಡ ಸೋಮಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and have checked the same are not found.
- b) In Form No.6 dt.22/10/13, there are names of 21 workers. Form No.9 totally contains names of 19

workers. Form No.8 (5 in number) dt.25/10/13 have been produced, totally showing the names of 21 workers. The date of application, the date on which the workers had report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work, where the work was to be executed has not been mentioned.

- c) As per completion certificate, estimated cost is Rs.24,335/-. The period of execution is 26/10/13 to 5/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14. There is delay in payment of wages.
- d) Neither estimate nor M.B., or even the documents relating to the supply of materials if any have been produced.

xxxiii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ವೆಂಕಟೇಶ್ ತಂದೆ ಪಂಪಣ್ಣ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll detail, the names of 14 workers have been mentioned. In both the above documents the names and signatures of the officers/officials who have taken the attendance and have checked the same are not found. LTMs are not legible and not attested.
- b) In Form No.6 dt.22/10/13 there are names of 17 workers. Form No.9 totally contains names of 17 workers. Form No.8 (6 in number) dt.25/10/13 have been produced, totally showing the names of 17 workers. The date of application, the date on which the workers had to report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The

actual place of work where the work was to be executed has not been mentioned.

- c) As per completion certificate, estimated cost is Rs.24,335/-, and amount as per expenditure is Rs.21,924/-. The period of execution is 26/10/13 to 5/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14. There is delay in payment of wages.
- d) Neither estimate nor M.B., or even the documents relating to the supply of materials, if any, have been produced.

xxxiv. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಶಕುಂತಲಮ್ಮ ಗಂಡ ಚಿನ್ನಹೊನ್ನಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು.

- a) In Muster Roll and Mustroll details, there are names of 14 workers. In both the above documents the names and signatures of the officers/officials who have taken the attendance and who have checked the same are not found. There are no signatures of the workers in Mustroll details.
- b) In Form No.6 and 9 there are names of 17 workers. The employees' I.D number have not been mentioned. The Form No.6 is dt.23/10/13. Form No.8 (3 in number) dt.26/8/13 have been produced, totally showing the names of 17 workers. Employees' I.D number have not been mentioned. The date of application, the date on which the workers had to report to duty have not been mentioned in any of the Form No.8. The name of work is written as ರೇಷ್ಮೆ ಬೆಳೆ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡಿರುವುದು. The actual place of work where the work was to be executed has not been mentioned.
- c) As per completion certificate, estimated cost is Rs.24,335/- and amount as per expenditure is Rs.21,924/-. The period of execution is 26/10/13 to

5/11/13. But payment date is shown as 31/1/14. Account credited date is shown as 1/2/14. There is delay in payment of wages. Whereas Form No.6 is dt.23/10/13, Form No.8 is dt.26/8/13 which are quite inconsistent with each other.

- d) Neither estimate nor M.B., or even the documents relating to the supply of materials if any have been produced.

XXXV. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಈದ್ಲಾ ಮೈದಾನ ಅಭಿವೃದ್ಧಿ ಮಾಡುವುದು.

- a) In Muster Roll, there are names of 42 workers. LTMs are not attested. At Sl.No.14 and 29 the signatures of Durugamma and Hasheed Sab have been struck off and written as 'Jyothi Naika' and 'Anwar Pasha'. With regard to Sl.No.42 the marks 'x' have been over written as 'A'. The signature of the officers/officials who have taken the attendance and who have checked the same are not found.
- b) In 2 Form No.6 dt.21/10/13 and 22/10/13, totally there are names of 42 workers have been mentioned. In Form No.9 (3 in number) dt.25/10/13 totally there are names of 42 workers have been mentioned. Only in 1st Form No.9 the details have been filled up. But in 2nd and 3rd Form No.9 the name of the work, the place of the work, implementation agency, number of mandate have not been mentioned. 9 Form No.8 have been produced. All are dt.25/10/13. Neither the job card number nor the personal employee number have been mentioned. Totally there are 42 workers. The date of application demanding work, the date on which the workers were to report to duty, and the number of mandays have not been entered in any of Form No.8.
- c) As per completion certificate, estimated amount Rs.24,335/-, and amount as per expenditure is

Rs.21,924/-. The period of execution is 26/10/13 to 2/11/13. Mustroll details is not produced. As per Muster Roll the wage amounts are shown as paid in cash (ನಗದು ಪಾವತಿ).

- d) In the M.B. date of recording is mentioned as 2/11/13. There is no signature of the Technical Assistant or the Officer who has check measured the same.
- e) Regarding supply of materials only a bill of cost is produced. But it does not show the date of recording, date of check measurement, date on which it has been issued. There is no even signature of the Secretary, Gram Panchayath and the Assistant/Junior Engineer. Only the signature of respondent No.2 President is found. In the said bill of cost, transportation charges of Rs.7252/- has been claimed. The quantity is shown as 271.50 and the rate as 27.08. The description of the details towards which the said bills has been prepared nor the name of the agency have been mentioned.
- f) In the inspection report an amount of Rs.6909.95 is shown towards expenditure on materials. As per estimate produced, the cost is shown as Rs.60,000/-. Therefore there are inconsistencies with regard to the estimated cost amount as per expenditure and inspection report.

xxxvi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ವಿಜಯನಗರ ಕಾಲುವೆಯಿಂದ ನಂದು ಕಟ್ಟಿಯ ಈರಣ್ಣ ಗುಡಿಯವರೆಗೆ ರಸ್ತೆ ನಿರ್ಮಾಣ

- a) In Muster Roll, there are names of 49 workers. LTMs of alleged workers have not been attested or identified.
- b) Form No.6 (2 in number) showing the total number of 49 workers have been produced. The 1st Form No.6 is dt.23/7/13, the date of 2nd Form No.6 dt.30/7/13 seems to have been over written as 23/7/13. Form No.9 (4 in number) dt.25/7/13 showing the total number of

49 workers have been produced. Except in 4th Form No.9 in no other Form No.9 the name of the work, the name of agency, number of mandays etc., have been mentioned. 4 Form No.8 have been produced. They are undated. Except in 4th Form No.8 the name of the work, the place of work, number of mandays have been entered. In none of the Form No.8 the date of application, demanding work, the date on which the workers had to report to duty, the personal number of each worker have been mentioned. As per Muster Roll, the period of execution of work is 26/7/13 to 2/8/13. Therefore there arises serious doubt about the compliance of conditions stipulated in work order dt.2/7/13 regarding issuance of Form No.8 and 9.

- c) In completion certificate, estimated amount is shown as Rs.70,000/- and amount as per expenditure is shown as Rs.67,619/-. Estimate has been produced, but M.B. has not been produced.
- d) The notice for supply for materials, order for supply of materials, order for supply of cement, bill issued by A.Chandranna, and bill of cost are all undated. In the order for supply of cement neither the name of the work nor the description of material, quantity, amount etc., have been mentioned. But there are signatures of the President and the Secretary of Gram Panchayath. In the bill of cost the name of the work has been erased with the help of whitener and rewritten as 'ವಿಜಯನಗರ ಕಾಲುವೆಯಿಂದ ನಂದು ಕಟ್ಟಿಯ ಈರಣ್ಣ ಗುಡಿಯವರೆಗೆ'. The date of recording, the date of check measurement, measurement book number and page number have not been entered in the bill of cost.

xxxvii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಗುಲಗಂಜಿ ರಸ್ತೆಯಿಂದ ಬಾವಿ ಕಟ್ಟಿಯ ನಾರಾಯಣಪ್ಪನ ಗಡ್ಡೆಯವರೆಗೆ ರಸ್ತೆ ನಿರ್ಮಾಣ

- a) In Muster Roll, there are names of 31 workers. LTMs have not been attested. There are no names and signatures of officers/officials who have taken the attendance. In Mustroll detail there are no signatures of the workers and also the officers/officials who have taken attendance. As per the said document the work has been executed from 22/9/13 to 29/9/13.
- b) Form No.6 (2 in number) totally mentioning the names of 30 workers have been produced. The dates of applications have been over written as 18/9/13 in the place of 28/9/13. Form No.9 (2 in number) totally showing the names of 30 workers have been produced. The dates have not been written in the 2nd Form No.9 the name of work, the name of place, implementation agency, number of mandays have not been mentioned. Form No.8 has not been produced. Therefore, there are materials to opine that there is no compliance of the conditions put forth in the work order dt.16/8/13.
- c) Estimate has been produced, wherein estimated cost is altered as Rs.62,000/- from Rs.6,000/-. In M.B. the date of commencement, date of completion and date of recording have not been mentioned. There is no signature of the officer who has checked the measurement from the contents of M.B. It can be noticed that there is no stagewise verification and recording of measurement.
- d) The notice for supply of materials, order for supply of materials, bill issued by A.Chandranna, order for supply of cement and bill of cost are all undated. In the order for supply of cement there are no entries regarding the description of materials, quantity, and rate. In the bill of cost, date of recording, date of check

measurement, measurement book number and page number have not been mentioned.

- e) In Muster Roll the total amount of NMR is shown as Rs.37,584/-. In M.B. an amount of Rs.37,732/- which was shown as NMR has been rounded off and Rs.37,584/- has been written. But the amount saved is shown as Rs.516/- only, instead of Rs.664/-. There are no entries regarding supply of cement in the M.B.

xxxviii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಿ.ದೇವೇಂದ್ರ ತಂದೆ ಈರಯ್ಯ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll details, there are names of 5 workers. But the names and signatures of officers/officials who have taken the attendance and checked the same are not found. As per the above documents the work has been executed from 21/9/13 to 27/9/13. The payment date is shown as 12/2/14 and account credited date as 13/2/14. Therefore there is delay in payment of wage amount.
- b) In 2 Form No.6, 8 and 9 dt.20/9/13 the same names have been mentioned.
- c) Estimate has been produced. The estimated cost is shown as Rs.4,972/-, and limited to Rs.4,500/-. M.B. is not produced. In copy of photo, estimated cost is shown as Rs.10,000/-. From the non production of M.B. an adverse inference is to be drawn.

xxxix. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಿ.ರಾಮಕ್ಕ ಗಂಡ ಅರ್ಜುನಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll details, names of 5 workers have been mentioned. In Muster Roll at Sl.No.5 on 5th day the mark 'A' has been rewritten as 'x' and the total number of attendance has been over written as '5'. The total wage amount is over written as 'Rs.870/-'. The names and signatures of officers/officials who have

taken the attendance and checked the same are not found in both the documents. As per the above documents the work has been executed from 23/9/13 to 27/9/13. The payment date is shown as 12/2/14 and account credited date as 13/2/14. Therefore there is delay in payment of wage amount.

- b) In Form No.6, 8 and 9, showing the names of said 5 workers have been produced. The date of Form No.6 is 19/9/13. The dates written in Form No.8 and 9 are dated 22/9/13.
- c) In completion certificate, amount as per estimate is shown as Rs.4,500/- and amount as per expenditure shown as Rs.4,350/-. Even in estimate the amount is shown as Rs.4,972/-, limited to Rs.4,500/-. But in the photograph the estimated cost is shown as Rs.10,000/-. M.B. is not produced. From the non production of M.B. an adverse inference is to be drawn.

xl. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಗಿರಿಜ ಗಂಡ ಶರಣಬಸವನಗೌಡ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll details, names of 3 workers have been mentioned. The names and signatures of officers/officials who have taken the attendance and checked the same are not found in both the documents. In muster Roll, the period of execution is shown as 23/4/14 to 5/5/14. In Mustroll detail it is shown as 26/9/13 to 5/10/13. The payment date is shown as 8/1/14 and account credited date as 9/1/14. Another Mustroll detail showing the account credited date as 6/5/14 has been produced. In the said Mustroll details there are no signatures of the President, Secretary of Gram Panchayath.
- b) Form No.6 is dt.22/9/13. Form No.9 is dt.22/4/14. Form No.8 is dt.22/4/14. In Form No.8 date on which

the workers were directed to report to duty is shown as 26/9/13. Therefore there are discrepancies and inconsistent documents which substantiate the allegation of the complainant regarding illegalities committed in the execution of the above works.

- c) In M.B. the date of commencement, date of completion or date of recording have not been mentioned. In completion certificate, the date of commencement and date of completion are written as 23/4/14 and 5/5/14.

xli. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಉಪ್ಪು ಯಂಕಪ್ಪನ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll names of 3 workers have been mentioned. LTMs are not attested. The names and signatures of officers/officials who have taken the attendance and checked the same are not found in the documents.
- b) Form No.6, Form No.8 and Form No.9 are not produced. The estimate is produced. M.B. is not produced.
- c) In estimate, estimated cost is shown as Rs.4972/- limited to Rs.4,500/-. In completion certificate, amount as per estimate is shown as Rs.4,500/- and amount as per expenditure is shown as Rs.4,350/-. The amount of Rs.480/- has been over written as Rs.4,350/-. But in the photograph, the estimated amount is shown as Rs.10,000/-. Therefore, from the non production of material documents and the above discrepancies in the documents produced there arises serious doubt regarding the very execution of the work.

xlii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಓಂಕಾರಪ್ಪ ತಂದೆ ಶಿವಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll names of 5 workers have been mentioned. The names and signatures of officers/officials who have taken the attendance and checked the same are not found in the document. The total attendance for all the 5 workers has been over

written as 05. The period of execution is shown as 25/10/13 to 29/10/13.

- b) Form No.6 and 8 have been produced, showing the names of 5 workers. Form No.6 is dt.20/10/13. Form No.8 is undated. It does not even show the date of application demanding for work and the date on which the workers were directed to report to duty.
- c) In estimate, the estimated cost is shown as Rs.4,500/-. Amount as per expenditure is written as Rs.4350/-, in completion certificate. But in the photographs the estimated cost is shown as Rs.10,000/-. M.B. is not produced. The completion certificate is not signed by the Secretary of Gram Panchayath. Therefore, from the non production of material documents and the above discrepancies in the documents produced, there arises serious doubt regarding the execution of the work as per the guidelines issued under NAREGA Scheme.

xliii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಉಪ್ಪಾರ ಭೀಮಪ್ಪ ತಂದೆ ಯಂಕೋಬ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll, there are names of 5 workers have been mentioned. LTMs are not attested. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) Mustroll detail has been produced, wherein the name of work is shown as 'ರಾಮಸಾಗರ ಗ್ರಾಮದ ಉಪ್ಪಾರ ಯಂಕಪ್ಪನ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ'. The period of execution is shown as 11/10/13 to 20/10/13. The signature of the officers who have taken attendance and checked the same and so also the workers are not found.
- c) In completion certificate, the date of commencement and the date of completion are shown as 31/10/13 and 4/11/13. In Muster Roll the date of commencement at

the end has not been mentioned. In the top it is printed as 'ದಿನಾಂಕದಿಂದ 31/10/13 ದಿನಾಂಕದವರೆಗೆ'.

- d) Form No.6 dt.22/10/13 showing the names of 5 workers has been produced. Form No.8 and Form No.9 are undated. Form No.8 does not show the date of application demanding for work and the date on which the workers were directed to report to duty.
- e) As per estimate, the estimated cost was limited to Rs.4,500/-. In completion certificate, the estimated cost is shown as Rs.4,500/-. Amount as per expenditure is shown as Rs.4,350/-. It does not bear the signature of the Secretary, Gram Panchayath, but in the photograph the estimated cost is shown as Rs.10,000/-.
- xliv.** ರಾಮಸಾಗರ ಗ್ರಾಮದ ಚಿ.ಭೀಮಲಿಂಗಪ್ಪ ತಂದೆ ಪಂಪಣ್ಣ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ
- a) In Muster Roll names of 4 workers have been mentioned. As regards Sl.No.2, on 8th day of attendance the mark 'x' has been over written as 'p'. Even the amount of wage has been over written. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) The period of execution is shown as 11/11/13 to 18/11/13.
- c) Form No.6, 8 and 9, with the same names of workers have been produced. However all the 3 Forms are undated.
- d) In estimate and completion certificate, the estimated cost is shown as Rs.4,500/-, amount as per expenditure is shown as Rs.4,350/-. In the photograph estimated cost is shown as Rs.10,000/-. M.B. is not produced.
- xlv.** ರಾಮಸಾಗರ ಗ್ರಾಮದ ಪುಟ್ಟ ಬಸವರಾಜ ತಂದೆ ಅಯ್ಯಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll detail, names of 2 workers viz., P.A.Basavaraja and Anitha have been mentioned. In the attendance column 13th and 14th day the mark 'x' has been over written as 'p'. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) The period of execution is shown as 12/11/13 to 26/11/13. Payment date is shown as 8/1/14 and account credited date is shown as 9/1/14. Mustroll detail does not bear the signature of the Secretary, Gram Panchayath. There is delay in payment of wages.
- c) Form No.6 dt.28/11/13, Form No.8 and 9 dt.11/11/13 have been produced. In Form No.8 the date on which the workers had to report to duty has not been mentioned.
- d) In estimate and completion certificate, the estimated cost is shown as Rs.4,500/-, amount as per expenditure is shown as Rs.4,350/-. M.B. is not produced. From non production of M.B. an adverse inference is to be drawn.

xlvi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ದಾಸರ ಹಿಮಂತರಾಜ್ ತಂದೆ ದಾಸರು ಭೀಮಯ್ಯ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll names of 5 workers have been mentioned. The names and signatures of officers/officials who have taken the attendance and checked the same are not found and also the President of Gram Panchayath. In attendance column for presence and also absence 'x' mark has been put.
- b) The period of execution is shown as 12/11/13 to 18/11/13.
- c) Form No.6, 8 and 9 showing the names of 5 workers have been mentioned. Form No.6 is dt.7/11/13. Form No.8 and 9 are undated.

- d) In estimate the estimated cost is shown as Rs.4,972/-, limited to Rs.4,500/-. But in the photograph estimated cost is not clearly visible, but there is a figure seen as '1'. M.B. is not produced.
- e) In inspection report all the relevant forms like work order number, filing of Form No.6, estimated cost, total wage amount, expenditure towards material, creation of E-NMR, entering of wage of and material cost in MIS, M.B.book number and page number, the signature of the officer incharge of the work in M.B., date of recording measurement, entering of the above work in property register, voucher register, cash book, work register, stock register, have been left blank. Except the signature of the respondent No.2, the President, there is no signature of the officer or the members of the inspection team or the Secretary.

xlvi. ರಾಮನಗರ ಗ್ರಾಮದ ದಾಕ್ಷಾಯಿಣಿ ಗಂಡ ಕುಟ್ಟಿ ವಿರೂಪಾಕ್ಷಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll details, the names of Dakshayani and Virupakshappa have been shown as workers. The total number of attendance, and wage amount have not been mentioned. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) The period of execution is shown as 14/11/13 to 28/11/13. The payment date and account credited date are shown as 8/1/14 and 9/1/14. A white paper with writing as cheque No.117742 dt.5/2/14 Rs.4,700/- has been produced. Even according to the said document there is delay in payment of wages.
- c) Form No.6, 8 and 9 have not been produced.
- d) As per estimate and completion certificate, the estimated cost is shown as Rs.4,500/-, and amount of

expenditure as Rs.4,350/-. M.B. is not produced. Even in inspection report, the details regarding filing of Form No.6, 8 and 9, M.B.number and page number, details of voucher and supply order of materials, have been left blank. Except the signature of the respondent No.2, the President, there is no signature of the officer or the members of the inspection team or the Secretary.

xlvi. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಜಿ.ಗವಿ ಸಿದ್ಧಯ್ಯ ತಂದೆ ಪುಲ್ಲಯ್ಯ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll details, names of 5 workers have been mentioned. In Sl.No.5, on 5th day the mark 'x' has been over written on the mark 'A'. Even the total number of attendance is altered as '5'. The total wage amount which was written as Rs.696/- has been rounded off and written as Rs.870/-. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) The period of execution is shown as 18/11/13. to 22/11/13.
- c) The Mustroll details, the payment date and account credited date are shown as 8/1/14 and 9/1/14. Therefore there is delay in payment of wage amount.
- d) Form No.6, 8 and 9, have been produced showing the names of 6 workers. Form No.6 is dt.15/11/13, Form No.8 and 9 are undated.
- e) As per estimate and completion certificate, the estimated cost is shown as Rs.4,500/- and amount as per expenditure is Rs.4,350/-. M.B. is not produced. Even in the inspection report, M.B.number and date of recording have not been mentioned. There is no signature of the President. There is no signature of the officer or the members of the inspection team or the Secretary.

xlix. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಎಂ.ಗುರುರಾಜ ತಂದೆ ಮದ್ದಿರೆಡ್ಡಿ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ

- a) In Muster Roll and Mustroll details names of 5 workers have been mentioned. The wage amount per day which was written as Rs.174/- has been changed as Rs.191/-. For both 'presence' and 'absence' 'x' mark has been shown. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) The period of execution is shown as 23/4/14 to 29/4/14 in Muster Roll. The Mustroll details, it is shown as 27/11/13 to 3/12/13. The payment date and account credited date are shown as 8/1/14 and 9/1/14. In Mustroll detail, the total number of attendance are shown as 7, 5, 5, 4, 4 respectively and the wage amount per day is shown as Rs.174/-. Therefore there is total variation as regards the number of days, the wage amount and period of execution between Muster Roll and Mustroll details. Therefore there is delay in payment of wage amount.
- c) In Form No.6 the date has been written as 28/11/13. The date from which the employment was sought is shown as 23/4/14. The names of workers as shown in Muster Roll, Mustroll details, Form No.6, 8 and 9 are one and the same. Form No.8 and 9 are not dated. In Form No.8 the date on which the workers were directed to report to duty has been left blank.
- d) In estimate and completion certificate the estimated cost is shown as Rs.4,500/-. M.B. is not produced. Amount as per expenditure is Rs.4,350/-. Even in inspection report the wage amount is over written as Rs.4,865/-. There are no signatures of the President.

There is no signature of the officer or the members of the inspection team or the Secretary.

- e) There are inconsistencies in between the documents as regards the period of execution of work, the number of days, the workers who have attended the work, the wage amount paid.
1. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬ್ಯಾಡರ ಹನುಮಂತಮ್ಮ ಗಂಡ ಈರಣ್ಣ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ
- a) In Muster Roll and Mustroll details names of 5 workers have been mentioned. As regards Sl.No.5 in the attendance 4 'x' marks have been over written as 'A'. There is no signature/LTM of the said worker Sharanamma. The names and signatures of officers/officials who have taken the attendance and checked the same are not found. LTMs are not attested.
- b) The period of execution is shown as 12/12/13 to 18/12/13 in Mustroll detail. The payment date and account credited date are shown as 8/1/14 and 9/1/14. In Muster Roll it is printed as 'ದಿನಾಂಕದಿಂದ 12/12/13 ದಿನಾಂಕದ-'.
c) Completion certificate is also not produced.
- d) Form No.6, 8 and 9 have been produced showing the name of 5 workers. Form No.9 is undated. In Form No.6 the date has been written as 9/12/13. In Form No.8 the date of issue of said notice is shown as 12/12/13. The date on which the worker had to report to duty has not been mentioned in Form No.8.
- e) As per estimate, the estimated cost is limited to Rs.4,500/-. Estimate does not bear the signature of any officers of Panchayath or Panchayath Raj Engineering Department, but it only bears the signature of respondent No.2, the President of Gram Panchayath. M.B. is not produced. Photograph has been taken in

such a way that neither the name of the beneficiary nor the estimated cost is seen.

- ii.** ರಾಮಸಾಗರ ಗ್ರಾಮದ ಕೃಷ್ಣಪ್ಪ ತಂದೆ ಹನುಮಂತಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ
- a) In Muster Roll and Mustroll details there are names of 3 workers Krishna, Lakshmidevi and Venkatesha have been mentioned. Whereas in Muster Roll the number of days of work done by Venkatesha is shown as 05, in Mustroll detail it is shown as 8. The total number of days of attendance are shown as 10. As regards Sl.No.1, the total number of days attended is over written as 09. The names and signatures of officers/officials who have taken the attendance and checked the same are not found.
- b) The period of execution is shown as 20/12/13 to 29/12/13. The payment date and account credited date are shown as 26/3/14 and 27/3/14. Therefore there is delay in payment of wages.
- c) Form No.6 dt.27/11/13 showing the names of workers ಅಗಸರ ಕೃಷ್ಣಪ್ಪ, ನಾಗಮ್ಮ, ಯಮನೂರಮ್ಮ, ಮಂಜಮ್ಮ & ವೀರೇಶ with job card No.433 have been mentioned. Even in Form No.8 and 9 the above 5 names are found. Both Form No.8 and 9 are dt.20/12/13. Name of work is written as 'ರಾಮಸಾಗರ ಗ್ರಾಮದ ಕೃಷ್ಣಪ್ಪ ತಂದೆ ಹನುಮಂತಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ'. Therefore different names of workers are found in Muster Roll and Mustroll details from that mentioned in Form No.6, 8 and 9.
- d) As per estimate and completion certificate the estimated cost is limited to Rs.4,500/-. Amount as per expenditure is Rs.4,350/-. M.B.is not produced.
- iii.** ರಾಮಸಾಗರ ಗ್ರಾಮದ ಅಡ್ಡೆ ಹಂಪಮ್ಮ ಗಂಡ ಪಂಪಣ್ಣ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ
- a) In Muster Roll and Mustroll details there are names of 5 workers. The names and signatures of officers/officials

who have taken the attendance and checked the same are not found.

- b) The period of execution is shown as 30/12/13 to 6/1/14. The payment date and account credited date are shown as 12/2/14 and 13/2/14. Therefore there is delay in payment of wages. There is no signature of the Secretary of Gram Panchayath in Mustroll details.
- c) Form No.6 is dt.27/11/13. Form No.8 and 9 are undated. In Form No.8 there is no mention of the date on which the workers had to report to duty.
- d) As per estimate and completion certificate, the estimated cost is limited to Rs.4,500/-. Amount as per expenditure is Rs.4,350/-. M.B.is not produced.

liii. ರಾಮಸಾಗರ ಗ್ರಾಮದ ಎಣ್ಣೆ ಲಿಂಗಪ್ಪನ ಗದ್ದೆಯಿಂದ ಅಡಿವಪ್ಪನ ಗದ್ದೆವರೆಗೆ ರಸ್ತೆ ನಿರ್ಮಾಣ

- a) Only an estimate for Rs.95,000/- is produced with some photographs. No other documents relating to the above work have been produced.

10. Therefore, from the above scrutiny of the documents produced by the Investigating Officer and the Secretary, Ramasagara Gram Panchayath, it can be opined that there are prima facie materials to substantiate the allegation of the complainant that the signatures have been forged and wage amounts have been misappropriated by the respondent 1 and the other elected members of the Gram Panchayath. Therefore, Smt.Shankamma, Ex-President, Sri.Raghavendra, Sri.Kagi Ramaleppa, Sri.Sharana Basavanagowda, Sri.Palleda Veerasha, Sri.Koti Shivakumar, Ex.members of Ramasagara Gram Panchayath, and Sri.Reddera Basavaraja, Technical Assistant, Ramasagara Gram Panchayath were impleaded as respondent 2 to 8 and they have submitted their

comments except respondent 4 who is reported dead. Death certificate has been enclosed.

11. Respondent 2, 3, 5 to 7 have filed separate comments taking the same defense and denying all the allegations made by the complainant.
12. Respondent 8 in his comments has submitted that he was appointed as Technical Assistant of Muddapura Gram Panchayath on 27/8/2008 on Contract Basis. He has further stated that as per the order dt.20/9/2010 of Taluk Panchayath, Hospet he was entrusted with the work of Muddapura, Ramasagara, Bukkasagara and G.Nagalapura and accordingly he has discharged his duties. He has further denied the allegations of the complainant and has submitted that the work has been executed as per guidelines issued by the Government and has affixed his signature in NMR as instructed by the respondent 1.
13. Respondent 9 has filed comments conceding that he was the incharge P.D.O from 30/8/13 to 10/7/2014 in Ramasagara Gram Panchayath having taking over the charge from respondent 1. In his comments he has not at all whispered anything about the complaint allegations.
14. Respondent 1 and respondent 8 have produced guidelines issued by the Zilla Panchayath and Rural Development and Panchayath Raj Department regarding the responsibilities of the Secretary, Technical Assistant and Kayaka Bandhu or Meti (Udyoga Mitra). No doubt in the Revised Circular No. ಗ್ರಾಒಪ 69 ಉಜಾಯೋ 2011 dt.3/5/12,

the duties of Kayaka Bandhu have been mentioned wherein at Sl.No.3 (h)(i) it has been stated that Kayaka Bandhu shall be present at the place of work and maintain the attendance everyday as per Muster Roll. Even in the letter dt.27/6/2009 and 20/4/2010, there is a reference to appointment of Udyoga Mitra for the recording of measurement at the spot and to maintain NMR. But in the Notification No.ಗ್ರಾಅಪ 41 ರಾಗ್ರಾಉ 06, ಬೆಂಗಳೂರು dt.1/2/2007 issued by the Department of Rural Development and Panchayath Raj at Sl.No.8(1)(2) it has been provided as follows:

- (1) ಗ್ರಾಮ ಮಟ್ಟದಲ್ಲಿ ಗ್ರಾಮಪಂಚಾಯಿತಿ ಯೋಜನೆಯ ಅನುಷ್ಠಾನದ ಪ್ರಮುಖ ಪ್ರಾಧಿಕಾರವಾಗಿರುತ್ತದೆ. ವಾರ್ಡ್ ಸಭೆ ಮತ್ತು ಗ್ರಾಮ ಸಭೆ ಮೂಲಕ ಶಿಫಾರಸ್ಸಾಗಿ ಬರುವ ಕಾಮಗಾರಿಗಳ ಪೈಕಿ ಆದ್ಯತೆಯನ್ನು ಗುರುತಿಸಿ ಅವುಗಳನ್ನು ಅನುಷ್ಠಾನಗೊಳಿಸುವ ಮತ್ತು ಮೇಲ್ವಿಚಾರಣೆ ಮಾಡುವ ಜವಾಬ್ದಾರಿ ಗ್ರಾಮಪಂಚಾಯಿತಿಯದ್ದಾಗಿರುತ್ತದೆ.
- (2) ನೋಂದಣಿಗಾಗಿ ಸಲ್ಲಿಸುವ ಅರ್ಜಿಗಳನ್ನು ಸ್ವೀಕರಿಸಲು ಮತ್ತು ಉದ್ಯೋಗ ಚೀಟಿಗಳನ್ನು ವಿತರಿಸಲು ಗ್ರಾಮಪಂಚಾಯಿತಿಯ ಕಾರ್ಯದರ್ಶಿಯು ಜವಾಬ್ದಾರನಾಗಿರುತ್ತಾನೆ. ಗ್ರಾಮಪಂಚಾಯಿತಿಯ ಕಾರ್ಯದರ್ಶಿಗೆ ಮತ್ತು ಕಾರ್ಯನಿರ್ವಹಣಾ ಏಜೆನ್ಸಿಯ ತಾಂತ್ರಿಕ ಸಿಬ್ಬಂದಿಗೆ ನೆರವಾಗಲು ಒಬ್ಬ ಗ್ರಾಮ ಅಭಿವೃದ್ಧಿ ಸಹಾಯಕ ಇರತಕ್ಕದ್ದು.

15. At Sl.No.9(3), it is specifically stated as below:

“ನೀಡಿದ ಕೂಲಿಯ ದಿನಗಳ ಮತ್ತು ಪಾವತಿಸಿದ ಕೂಲಿಯ ದಿನಗಳು ಮತ್ತು ಪಾವತಿಸಿದ ಕೂಲಿಯ ವಿವರಗಳನ್ನು ಕುಟುಂಬ ಉದ್ಯೋಗ ಚೀಟಿಯಲ್ಲಿ ಹಾಗೂ ಉದ್ಯೋಗಾಕಾಂಕ್ಷಿಗಳ ಮತ್ತು ಉದ್ಯೋಗದ ವಹಿಯಲ್ಲಿ ಗ್ರಾಮಪಂಚಾಯಿತಿ ಕಾರ್ಯದರ್ಶಿ ಆಗಿಂದಾಗ್ಗೆ ದಾಖಲಿಸಬೇಕು”.

16. Sl.No.16(1) and (4) read as follows:

- (1) ಕಾಮಗಾರಿಯ ಒಟ್ಟು ಮೊತ್ತದ ಕನಿಷ್ಠ ಶೇಕಡ 50 ರಷ್ಟು ಕಾಮಗಾರಿಗಳನ್ನು ಅನುಷ್ಠಾನಕ್ಕಾಗಿ ಗ್ರಾಮಪಂಚಾಯಿತಿಗಳಿಗೆ ವಹಿಸತಕ್ಕದ್ದು. ಉದ್ಯೋಗ ಬೇಡಿಕೆಗೆ ಅನುಸಾರವಾಗಿ ಕಾಮಗಾರಿಗಳನ್ನು ಪ್ರಾರಂಭಿಸಲು, ಕಾಮಗಾರಿ ಪ್ರಾರಂಭ ಪತ್ರ ನೀಡುವಂತೆ, ಗ್ರಾಮಪಂಚಾಯಿತಿ ಕಾರ್ಯದರ್ಶಿ, ಕಾರ್ಯಕ್ರಮ ಅಧಿಕಾರಿಗೆ ಕೋರಿಕೆ ಸಲ್ಲಿಸಬೇಕು. ಈಲ್ಲಾಕಾರ್ಯಕ್ರಮ ಸಮನ್ವಯ ಅಧಿಕಾರಿ, ಆಡಳಿತಾತ್ಮಕ ಅನುಮೋದನೆ ನೀಡಿರುವ ಪಟ್ಟಿಯಲ್ಲಿರುವ ಅನುಕ್ರಮದಂತೆ, ಕಾಮಗಾರಿಗಳನ್ನು ಪ್ರಾರಂಭಿಸಲು, ಕಾರ್ಯಕ್ರಮ ಅಧಿಕಾರಿ ಗ್ರಾಮಪಂಚಾಯಿತಿಗಳಿಗೆ ಕಾಮಗಾರಿ ಪ್ರಾರಂಭ ಪತ್ರ ನೀಡಬೇಕು. ಒಂದು ಆರ್ಥಿಕ ವರ್ಷದಲ್ಲಿ ಕಾಮಗಾರಿಗಳನ್ನು ಪ್ರಾರಂಭಿಸಲು ನೀಡಿದ ಈ ಪತ್ರಗಳ ವಿವರಗಳನ್ನು ಗ್ರಾಮಪಂಚಾಯಿತಿಯು ಒಂದು ವಹಿಯಲ್ಲಿ ನಿರ್ವಹಿಸತಕ್ಕದ್ದು.
- (4) ಪ್ರತ್ಯೇಕ ಕ್ರಮಸಂಖ್ಯೆಯನ್ನು ಹೊಂದಿರುವ ಹಾಜರಿಪಟ್ಟಿಗಳನ್ನು ಜಿಲ್ಲಾಕಾರ್ಯಕ್ರಮ ಸಮನ್ವಯ ಅಧಿಕಾರಿ, ಕಾರ್ಯಕ್ರಮ ಅಧಿಕಾರಿಗೆ ಸರಬರಾಜು ಮಾಡಬೇಕು. ಕಾರ್ಯಕ್ರಮ ಅಧಿಕಾರಿ ಪ್ರತಿ ಕಾರ್ಯನಿರ್ವಹಣಾ ಏಜೆನ್ಸಿಗೆ, ಕಾಮಗಾರಿಗಳ ಅಗತ್ಯಕ್ಕೆ ಅನುಸಾರವಾಗಿ ಈ ಹಾಜರಿಪಟ್ಟಿಗಳನ್ನು ವಿತರಿಸಬೇಕು. ಕಾರ್ಯನಿರ್ವಹಣಾ ಇಲಾಖೆಗಳು ಹಾಜರಿಪಟ್ಟಿಗಳ ದಾಸ್ತಾನು ವಹಿಗಳನ್ನು ನಿರ್ವಹಿಸಬೇಕು. ಹಾಜರಿಪಟ್ಟಿಗಳನ್ನು ಪ್ರತಿ ವಾರಕ್ಕೊಮ್ಮೆ ಅಂತಿಮಗೊಳಿಸಬೇಕು.

17. Sl.No.17(2) reads as below:

ಉದ್ಯೋಗ ನೀಡಿದ ದಿನಗಳ ಸಂಖ್ಯೆ ಮತ್ತು ಪಾವತಿಸಿದ ಕೂಲಿಯ ವಿವರಗಳನ್ನು ಕುಟುಂಬ ಉದ್ಯೋಗ ಚೀಟಿಯಲ್ಲಿ ಮತ್ತು ಗ್ರಾಮಪಂಚಾಯಿತಿ ನಿರ್ವಹಿಸುವ ಉದ್ಯೋಗಾಕಾಂಕ್ಷಿಗಳ ಮತ್ತು ಉದ್ಯೋಗ ವಹಿಯಲ್ಲಿ ಆಗಿಂದಾಗ್ಗೆ ದಾಖಲಿಸುತ್ತಿರಬೇಕು. ಯಾವ ಗ್ರಾಮಗಳಲ್ಲಿ ಬ್ಯಾಂಕ್ ಶಾಖೆ ಅಥವಾ ಅಂಚೆ ಕಚೇರಿ ಇದೆಯೋ ಕೂಲಿ ಪಾವತಿಗಾಗಿ ಅವುಗಳಲ್ಲಿ ಖಾತೆಗಳನ್ನು ತೆರೆಯಲು ಕಾರ್ಮಿಕರಿಗೆ ಸಹಾಯ ಮಾಡಬೇಕು.

18. Further in Schedule-I & II of Mahatma Gandhi National Rural Employment Guarantee Act 2005, provisions relating to Muster Roll, Job Cards, Work Site Management etc., have been discussed. It is specifically envisaged in Sl.No.15 of IV that the Muster Rolls for work taken up shall be maintained and every Muster Roll shall be signed

by the authorized person of the Gram Panchayath or the Programme Officer. It is further provided that the Muster Roll shall be periodically checked by the officials in a manner prescribed in the scheme. In Sl.No.16 it is stipulated that payment shall only be made based on the measurements taken at the work site by the authorized personnel within three days of the closure of the Muster Roll. In Sl.No.30 of Schedule-II it is specifically provided that the payment of wages shall unless so exempted by the State Government, be made through the individual savings account of the workers in the relevant banks or post offices.

19. Therefore, the defence of the respondent No.1 and 8 that it was only the duty of Kayaka Bandhu or Meti to take attendance and they are not in any way responsible towards the illegalities and irregularities in maintenance of NMRs cannot be accepted as satisfactory.
20. From the scrutiny of the documents produced by the Investigating Officer and the complainant as discussed above, there are prima facie materials to show that there is misappropriation of wage amount with respect to above discussed work No.1 to 6 as below:

Sl. No.	Name of the work	Wage amount paid as shown in NMR	Name of the account holder	Amount credited to the bank account as per entries in pass book
1	ರಾಮಸಾಗರ ಗ್ರಾಮದ ಮಳೆರಾಮಪ್ಪನ ಗಡ್ಡೆಯಿಂದ ಆನೆಗಾಳಪ್ಪನ	a)Muralidhara and family Rs.1218 x 5= Rs.6090/- b)Renukappa & family	1.Muralidhara Alur	1/11/12- 1085x5=5425/- 12/2/13- 1085x4=4340/- 20/8/13- 1218x5=6090

	ಗದ್ದೆಯವರೆಗೆ ಚರಂಡಿ ಕಾಮಗಾರಿ.	1218x3+870= Rs.4224/-		21/1/17-2688/- 15/4/17-3344/- 7/9/16-2240/- Total - 24127/-
			2.Renukappa Barikara	20/8/13- 1218x3+870= 4524
2	ರಾಮಸಾಗರ ಗ್ರಾಮದ ಹನುಮಂತಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Kali Sanna Parashurama Rs.1218/-	Pass book not furnished	
3	ರಾಮಸಾಗರ ಗ್ರಾಮದ ಜೀರುಅಡಿವಪ್ಪನ ಗದ್ದೆಯಿಂದ ಎನ್.ನಾಗರಾಜರಾವ್ ರವರ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Narasimhamurthy and family 1218x4+522= Rs.53 94/-	Narasimha murthy	27/5/13- 775+930x4=4495 26/7/13- 1085x4=4340 27/8/13- 1218x4+522=5394 Total - 14229
4	ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಗಿಬಸ್ಸಯ್ಯನ ಗದ್ದೆಯಿಂದ ಪಂಪಣ್ಣನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Manjunath & family 1218x6= Rs.7308/-	P.Manjunatha Shetty	8/11/12- 1085x6=6510 12/2/13- 1085x6=6510 29/7/13- 1218x6=7308 7/9/16-2016 7/9/16-2016 Total - 24360
5	ರಾಮಸಾಗರ ಗ್ರಾಮದ ರಾಯ್ಕರ್ ಗದ್ದೆ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Ravishankar & family 1218+1044+(522x3) = Rs.3828/-	Pass book not furnished	
6	ರಾಮಸಾಗರ ಗ್ರಾಮದ ಬಿಚ್ಚಳ್ಳಿ ರಾಮಪ್ಪನ ಗದ್ದೆಯಿಂದ ಶಂಕರಗೌಡ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ.	Jagannathagowda & family 1218x5= Rs.6090/- In Page No.3, 1218x3= Rs.3654/-	Jagannatha Gowda-	1/3/13- 1085x8= 8680/- 29/7/13- 1218x8= 9744/-
	Grand Total	Rs.37,806/-		85664/-

21. From the scrutiny of the documents produced by the Investigating Officer, and the Secretary, Ramasagara Gram Panchayath as discussed above, there are prima facie

materials to show that financial irregularities seem to have been committed by the respondents in execution of the above works during 2013-14 as below:

Sl. No.	Name of the work	Estimated cost	Amount as per expenditure (as shown in completion certificate)
1	ಮಳೆ ರಾಯಪ್ಪನ ಗದ್ದೆಯಿಂದ ಆನೆ ಗಾಳಪ್ಪನ ಗದ್ದೆವರೆಗೆ ಚರಂಡಿ ಕಾಮಗಾರಿ	Rs.1 lakh	C.C. not produced
2	ಹನುಮಂತಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.60,000/-	C.C. not produced
3	ಜೇರು ಅಡಿವಪ್ಪನ ಗದ್ದೆಯಿಂದ ಎನ್.ನಾಗರಾಜರಾವ್ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.80,000/-	C.C. not produced
4	ರಾಜು ಬಸ್ಸಯ್ಯನ ಗದ್ದೆಯಿಂದ ಪಂಪಣ್ಣನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.70,000/-	C.C. not produced
5	ರಾಯಕರ್ ಗದ್ದೆ ಹತ್ತಿರ ಗಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.90,000/-	C.C. not produced
6	ಬಿಚ್ಚಳ್ಳಿ ನಾಗಪ್ಪನ ಗದ್ದೆಯಿಂದ ಶಂಕರಗೌಡನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.70,000/-	C.C. not produced
7	ಟಿ.ಕೇದಾರನಾಥನ ಗದ್ದೆಯಿಂದ ನೀಲಮ್ಮನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.1,00,000	Rs.,96678/-
8	ಚೆಲುವಾದಿ ಕೇದಮ್ಮನ ಗದ್ದೆಯಿಂದ ಕಾಳಿ ಶಿವಪ್ಪನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.1,00,000	97339/-
9	ಶಾನುಭೋಗರ ಗದ್ದೆಯಿಂದ ಜಿ.ಹೆಚ್.ವೀರೇಶನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.70,000/-	67,215/-
10	ಮಾಳಗಿ ಈರಣ್ಣನ ಮನೆಯಿಂದ ಆನೆ ಗಾಳಪ್ಪನ ಗದ್ದೆವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ	Rs.70,000/-	66773/-
11	ಮಳೆರಾಯಪ್ಪನ ಗದ್ದೆಯಿಂದ ಆನೆ ಗಾಳಪ್ಪನ ಗದ್ದೆವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ	Rs.1,00,000	97129/-
12	ಉದ್ದಿಗುಡಿ ಕಾಲುವೆಯಿಂದ ಮಳೆರಾಯಪ್ಪನ ಗದ್ದೆವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ	Rs.1,00,000/-	Rs. 97,025/-
13	ಮಳೆರಾಮಪ್ಪನ ಗದ್ದೆಯಿಂದ ಮಲ್ಲೇಶನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.80,000/-	Rs.76,776/-
14	ಅಕ್ಕಿ ಮಂಜಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.50,000/-	Rs.46,990/-
15	ಅಕ್ಕೇರು ಗದ್ದೆಯಿಂದ ತಳವಾರು ಈರಯ್ಯನ ಗದ್ದೆವರೆಗೆ ಚರಂಡಿ ನಿರ್ಮಾಣ	Rs.1,00,000/-	Not mentioned
16	ಬೋವೇರು ಹನುಮಂತಪ್ಪನ ಗದ್ದೆ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.90,000/-	Rs.86,934/-
17	ಬೋವೇರು ಭೀಮಪ್ಪನ ಗದ್ದೆಯ ಹತ್ತಿರ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.60,000/-	Rs.57,000/-
18	ಹರಿಜನ ಹುಲಿಗಮ್ಮನ ಗದ್ದೆಯಿಂದ ಎನ್.ನಾಗರಾಜರಾವ್ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.80,000/-	Rs.76,743/-
19	ಸುಣ್ಣಗಾರು ಸುರೇಶನ ಗದ್ದೆಯಿಂದ ಸುಣ್ಣಗಾರು ಮಂಜುನಾಥನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.50,000/-	Rs.47,949/-
20	ಸುಣ್ಣಗಾರು ಮಂಜುನಾಥನ ಗದ್ದೆಯಿಂದ ರಾಮಣ್ಣನ	Rs.50,000/-	C.C.not

	ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ		produced
21	ವಡ್ಡೆರ ಈರಣ್ಣನ ಗದ್ದೆಯಿಂದ ಗಿಡ್ಡಕಾಳಪ್ಪನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.70,000/-	Rs.67,738/-
22	ಪಂಪಣ್ಣನ ಗದ್ದೆಯಿಂದ ಗಾರೆ ಬಸ್ಸಪ್ಪನ ಗದ್ದೆವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.70,000/-	Rs.66,601/-
23	ಗಂಗಾಧರನ ಗದ್ದೆಯಿಂದ ಅಂಜನೇಯ ಗುಡಿಯವರೆಗೆ ತಡೆಗೋಡೆ ನಿರ್ಮಾಣ	Rs.60,570/-	Rs.50,423/-
24	ಜಿ.ಬಸವರಾಜ ತಂದೆ ಜಿ.ರುದ್ರಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
25	ಶ್ರೀ.ರಾಮದಾಸ ತಂದೆ ಸಣ್ಣಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
26	ಭೀಮನಗೌಡ ತಂದೆ ನಾಗನಗೌಡ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	C.C.not produced
27	ಬ್ಯಾಡರ ನಾರಾಯಣಪ್ಪ ತಂದೆ ದೊಡ್ಡಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
28	ಜಿ.ಬಸವರಾಜಪ್ಪ ತಂದೆ ವಿರೂಪಣ್ಣ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
29	ಶಿವಣ್ಣ ತಂದೆ ಜಿ.ಪಂಪಣ್ಣ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
30	ಜಿ.ವೀರೇಶ ತಂದೆ ಜಿ.ರುದ್ರಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
31	ಹೆಚ್.ಕನಕಪ್ಪ ತಂದೆ ಭೀಮಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Not mentioned
32	ಮಹಾದೇವಮ್ಮ ಗಂಡ ಸೋಮಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Not mentioned
33	ಪಿ.ವೆಂಕಟೇಶ ತಂದೆ ಪಂಪಣ್ಣ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
34	ಶಕುಂತಲಮ್ಮ ಗಂಡ ಚೆನ್ನಹೊನ್ನಪ್ಪ ಇವರ 1 ಎಕರೆ ತೋಟದಲ್ಲಿ ಟ್ರಂಚಿಂಗ್ ಮತ್ತು ಮಲ್ಚಿಂಗ್ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
35	ಈದ್ಲಾ ಮೈದಾನ ಅಭಿವೃದ್ಧಿ ಮಾಡುವುದು	Rs.24,335/-	Rs.21,924/-
36	ವಿಜಯನಗರ ಕಾಲುವೆಯಿಂದ ನಂದು ಕಟ್ಟಿಯ ಈರಣ್ಣನ ಗುಡಿಯವರೆಗೆ ರಸ್ತೆ ನಿರ್ಮಾಣ	Rs.70,000/-	Rs.67,619/-
37	ಗುಲಗಂಜಿ ರಸ್ತೆಯಿಂದ ಬಾವಿಕಟ್ಟೆ ನಾರಾಯಣಪ್ಪನ ಗದ್ದೆವರೆಗೆ ರಸ್ತೆ ನಿರ್ಮಾಣ	Rs.60,000/- changed as 62,000/-	Rs.57,413/-
38	ಡಿ.ದೇವೇಂದ್ರ ತಂದೆ ಈರಯ್ಯ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
39	ರಾಮಕೃ ಗಂಡ ಅರ್ಜುನಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
40	ಗಿರಿಜ ಗಂಡ ಶರಣಬಸವಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
41	ಉಪ್ಪಾರ ಯಂಕಪ್ಪ ತಂದೆ ಹನುಮಂತಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
42	ಬೋನಾಳ ಓಂಕಾರಪ್ಪ ತಂದೆ ಶಿವಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
43	ಉಪ್ಪಾರ ಭೀಮಪ್ಪ ತಂದೆ ಯಂಕೋಬಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
44	ಜಿ.ಭೀಮಲಿಂಗಪ್ಪ ತಂದೆ ಪಂಪಣ್ಣ ಇವರ ಮನೆಗೆ	Rs.4,500/-	Rs.4,350/-

	ಶೌಚಾಲಯ ನಿರ್ಮಾಣ		
45	ಸುಟ್ಟ ಬಸವರಾಜ ತಂದೆ ಅಯ್ಯಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
46	ದಾಸರ ಹಿಮಂತರಾಜ್ ತಂದೆ ಭೀಮಯ್ಯ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	c.c.not produced
47	ಟಿ.ದಾಕ್ಷಾಯಿಣಿ ಗಂಡ ಪುಟ್ಟೇ ವಿರೂಪಾಕ್ಷಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
48	ಜಿ.ಗವಿಸಿದ್ದಯ್ಯ ತಂದೆ ಮಲ್ಲಯ್ಯ ಸ್ವಾಮಿ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
49	ಗುರುರಾಜ ತಂದೆ ಮದ್ದೀರಡ್ಡಿ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
50	ಬ್ಯಾಡರ ಹನುಮಂತಮ್ಮ ಗಂಡ ಈರಣ್ಣ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	c.c.not produced
51	ಕೃಷ್ಣಪ್ಪ ತಂದೆ ಹನುಮಂತಪ್ಪ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
52	ಅಡ್ಡೆ ಹಂಪಮ್ಮ ಗಂಡ ಪಂಪಣ್ಣ ಇವರ ಮನೆಗೆ ಶೌಚಾಲಯ ನಿರ್ಮಾಣ	Rs.4,500/-	Rs.4,350/-
53	ಎಣ್ಣೆ ಲಿಂಗಪ್ಪನ ಗದ್ದೆಯಿಂದ ಅಡಿವಪ್ಪನ ಗದ್ದೆವರೆಗೆ ರಸ್ತೆ ನಿರ್ಮಾಣ	Rs.95,000/-	c.c.not produced.
	Total	Rs.23,55,090/-	Rs.14,78,211/-

22. The above amounts have been calculated only with respect to 51 works on the basis of the documents produced. The discrepancies discussed above are summarized as below:

- There are discrepancies in the number of workers engaged, amount of wages paid in between Form 6, 8, 9 and NMRs.
- As alleged by the complainant, it can be noticed that the wages have been disbursed in the name of dead person i.e., Kali Parashurama and other public servants. The payments are shown to have been made in the name of persons who are not the residents of the village.
- The alleged L.T.Ms of the workers in Mustroll details/Muster Roll have not been attested.

- d) The NMRs do not bear the name and signatures of the officers/officials who have taken the attendance and who have verified the same. Therefore the allegation of the complainant that amounts released under NAREGA Scheme have been misappropriated is corroborated.
- e) There are inconsistencies in between various documents as regards the period of execution of work, number of mandays, number of workers, wage amount paid etc.
- f) The documents pertaining to procurement of materials make out that there is total lack of transparency in procuring the materials as discussed above.
- g) As noted above there are several over writing in different documents which substantiate the allegation of the complainant that the documents have been created/tampered. Many of the documents like Form 6, 8 and 9 are incomplete.
- h) Material documents have been withheld and as reported by the present Secretary of Ramasagar Gram Panchayath with regard to the remaining works the records are not available, which makes out that there is no proper maintenance of records as contemplated under NAREGA Act and Rules.
- i) In measurement books there is no recording of date of commencement, date of completion and date of recording. There is no stage wise verification of

measurements. Some of the M.Bs are not signed by concerned Technical Expert.

j) As discussed above it can be noticed that the measurement recorded in M.B are not as specified in estimate in many cases, from which it can be opined that many of the works have not been executed as per estimate. From the details shown in the above tables it can be opined that there are sufficient materials to opine that there are large scale financial irregularities in execution of works under NAREGA Scheme and guidelines as put forth under the said scheme have not been complied with.

23. Respondent 2 to 7 are the then elected members of Gram Panchayath. As against respondent 2 to 7 in the statements of the persons mentioned above, there is an allegation that wage amounts were credited to the bank accounts of above persons and the above persons have withdrawn the amount which has been subsequently received by respondent 2, 3, 5 to 7. The 2nd respondent was the President of Gram Panchayath whose signatures can be found in the Muster Roll, M.B.book and other documents relating to the above works. The 8th Respondent has stated that he had been appointed as Technical Assistant on contract basis.

24. In the above stated facts and circumstances, exercising the powers conferred under Section 12(1) of Karnataka Lokayukta Act, recommendation is made for taking action

against the respondent 2, 3, 5 to 8 as per MGNAREGA Act and Rules.

25. The Competent Authority shall intimate or cause to be intimated to this Authority about the action taken on the report within one month thereafter as stipulated under Section 12(2) of Karnataka Lokayukta Act, 1984.

Connected records are enclosed herewith.

Kaly 23-6-20
(Justice B.S.Patil)

Upalokayukta,

State of Karnataka, Bengaluru

PO