An investigation was taken up under Section 9 of The Karnataka Lokayukta Act, 1984, on the basis of complaint filed by Sri. Shranappa S/o Hanamantha Sharrowala R/o Kanekoluru, Shahapura Taluk, Yadgir District (hereinafter referred to as complainant for short) against 1) Smt. Shradhamma, Panchayath Development Officer, Kanekoluru Grama Panchayath, Kanekoluru Shahapura Taluk, Yadgir District and 2) Secretary, Kanekoluru Grama Panchayath, Shahapura Taluk, Yadgir District and 2) Secretary, Kanekoluru Grama Panchayath, Kanekoluru Shahapura Taluk, Yadgir District (hereinafter referred to as ‘respondent no.1 & 2’ for short).

2. Complaint allegations are that there are irregularities in the appointment of Bill Collector at Kanekoluru Grama Panchayath, It is also alleged that the grants released to Grama Panchayath under various schemes such as Grama Swaraj Yojane, MGNREGS Scheme and 13th Finance have been misused by Grama Panchayath President and its Members. It is specifically alleged that cheque has been issued to the beneficiary by name Smt. Sangamma W/o Basappa Diggi under Indira Aawaz Yojane for the year 2010-11 without construction of the house. It is also stated that the tax collected from 21/07/2010 has been misutilized by the Pump Operator-Sri Mallappa Killari who had collected taxes in view of the vacancies of the post of Bill Collector.

3. Respondent no.1 has her comments dated 29/01/2018 stating that the appointment of bill collector has been made in accordance with law and the allegations made in the complaint are false. Further has denied the allegations of misappropriation of funds under various schemes. In spite of specific allegation that she has issued cheque to beneficiary by name Smt. Sangamma W/o Basappa Diggi under Indira Aawaz Yojane for the year 2010-11 without construction of houses, the respondent has not produced any documents to disprove the allegations.

For ascertaining the said specific allegation documents pertaining to the beneficiaries under Indira Aawaz Yojane for the year 2010-11 along with status reports of
construction of houses and bills passed was called from the present Panchayath Development Officer, Kannekolluru Grama Panchayath, Shahapur Taluk, Yadgir District.

Sri. Amareesh, Present Panchayath Development Officer, Kannekolluru Grama Panchayath, Shahapur Taluk, Yadgir has submitted report dt. 26/10/2018 stating that Smt. Sangamma W/o-Basappa Diggi was selected as a beneficiary under Indira Awaz Yojana for the year 2011-12 and has constructed the house. Further states that the said beneficiary has been paid Rs. 12,500/- by cheque no. 148654 dt. 09/08/2012 and Rs. 12,500/- vide cheque no. 204650 dt. 06.12.2013, in all Rs. 25,000/- has been paid to the beneficiary by the Respondent no 1/Smt. Sharadamma, the Panchayath Development Officer of Kannekolluru Grama Panchayath. He has produced copy of the physical progress (based on GPS) wherein Sl No. 15 relates to the said beneficiary Smt. Sangamma (beneficiary code no. 90195). The entries in Sl. No.15 is extracted as follows;

9. G.P.S Based Physical Report (Beneficiary Details)

<table>
<thead>
<tr>
<th>Sl. No</th>
<th>Scheme</th>
<th>Series Year</th>
<th>GP Village</th>
<th>Benef. Code</th>
<th>Spouse Name</th>
<th>Ctr. Pyg</th>
<th>Pending</th>
<th>Audit Remark</th>
<th>cum. Rel</th>
</tr>
</thead>
<tbody>
<tr>
<td>15</td>
<td>IYCY</td>
<td>2011-12</td>
<td>Kanne Kollur</td>
<td>50195</td>
<td>Sangamma</td>
<td>Complete</td>
<td>-</td>
<td>Not Ok</td>
<td>Old House</td>
</tr>
</tbody>
</table>

Rajiv Gandhi Rural Housing Corporation Limited.

He has also produced the beneficiary status documents of the said Smt. Sangamma wherein the same photograph of completed house has been uploaded at various level of construction i.e., foundation, lintel, roof and completion. Since existing old house has been uploaded for all the stages of construction, Audit objection has been raised as ‘not ok-old house’.

5. The report of Sri. Amareesh, Present Panchayath Development Officer and the documents produced by him show that the respondent no.1 has paid Rs. 25,000/- to the said Sangamma towards construction of the house by uploading the photograph of the old existing house. In the absence of photographs of various stages of house construction and in view of the Audit objection as ‘not ok-old house,’ it is to be inferred that the respondent no.1 has paid grants to Sangamma for and old house without construction of house under the Scheme. Therefore respondent no.1 is prima facie found to have committed dereliction of duty. Therefore the comments of respondent no.1 cannot be accepted at this stage.

6. The investigation of the allegations with respect to appointment of Bill collector is barred u/s 3(1)(a) r/w Schedule 2(d) of the Karnataka Lokayukta Act, 1984. There are no materials to substantiate other allegations made in the complaint.

7. Respondent no.2 being the Secretary of Grama Panchayath is not related to any of the allegations made in the complaint and therefore no misconduct can be inferred against him.

8. The facts and materials on record prima facie show that, the respondent no.1 has committed misconduct as per Rule 3 (i) to (iii) of KCS (Conduct) Rules, 1966. Accordingly, now, acting under Section 12(3) of the Karnataka Lokayukta Act,
recommendation is made to the Competent Authority to initiate disciplinary proceedings against respondent no.1-Smt. Shardaamma, Panchayath Development Officer, Kanakoluru Shahapura Tahsil, Yadgir District (Date of Retirement is 30/04/2034) and to entrust the inquiry to this Authority under Rule 14-A of the Karnataka Civil Services (Classification, Control and Appeal) Rules, 1957.

In pursuance of the above, the following facts are stated:

1. Notified as per G.O. No. 102, dated 07-03-2019.


19. Notified as per G.O. No. 120, dated 07-03-2019.


34. Notified as per G.O. No. 135, dated 07-03-2019.


38. Notified as per G.O. No. 139, dated 07-03-2019.


41. Notified as per G.O. No. 142, dated 07-03-2019.

42. Notified as per G.O. No. 143, dated 07-03-2019.

43. Notified as per G.O. No. 144, dated 07-03-2019.

44. Notified as per G.O. No. 145, dated 07-03-2019.

45. Notified as per G.O. No. 146, dated 07-03-2019.

46. Notified as per G.O. No. 147, dated 07-03-2019.

47. Notified as per G.O. No. 148, dated 07-03-2019.


49. Notified as per G.O. No. 150, dated 07-03-2019.

50. Notified as per G.O. No. 151, dated 07-03-2019.


6. ಸುಮಾರಿ ಅಧ್ಯಯನ ಕೋರ್ಟ್ ಲಾಂದ್ರಕೆ ಆಧ್ಯಯನ ಅಧ್ಯಯನ ಕೋರ್ಟ್, ಸಾಕ್ಷಿಸಭೇಗಡೆ ನದ್ಯ ಸಿಸೇಟ್ಟೆ, 
ಸಮರ್ಥನ ಸದಸ್ಯರು, ಸಿದ್ಧಾಂತ ನೀಡಿ.
7. ಅಂದರೆ ಇನ್ನು ಸಿಗಿ/ಸಿವೇಣು ಎಳೆ.
8. ಕೆಲವು ನಿರೀಕ್ಷೆ.