

PUBLIC GRIEVANCES COMMISSION
GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI
I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110
Tel Nos. 011-23379900-01 Fax No.011-23370903

Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97

Date of hearing: 23.09.2020

Complainant : Sh.Pawan Kumar- Present.

Respondent : District Magistrate (North East)
Revenue Department, GNCT of Delhi,
Through Sh Devendra Kumar,
Sub-Divisional Magistrate(HQ) - Present.

Grievance No. : PGC/2020/A.II/Rev./03

1. Brief facts of the complaint:

1.1 Shri Pawan Kumar, has filed a grievance petition in the Commission aggrieved by non-release of his pensionary benefits. It is stated in the complaint that he had retired from Government service w.e.f. 30.06.2020. However, the pensionary benefits were withheld for want of vigilance clearance report from the Directorate of Vigilance. It further states that the present District Magistrate(North East) in her report has also concluded that no case is made out against him and this fact was also endorsed by the Divisional Commissioner. The clarifications sought by the Dte.of Vigilance has also been furnished. However, till date, the financial benefits viz. Encashment of EL, Gratuity and Commutation of pension has not been released. Furthermore, no chargesheet has been served upon him till the date of his retirement.

2. Facts emerged during the proceedings.

2.1 Shri Devendra Kumar, Sub-Divisional Magistrate(HQ), District North-East filed an action taken report. It is stated therein that the "*A letter has been forwarded to Dy.Secy.(Services), Services-I for release of Vigilance Clearance in respect of Sh. Pawan Kumar, Ex-SDM with copies to Asstt.Director(Vigilance), DOV and SDM-III(HQ), Revenue Department vide letter dated 14/09/2020.*

Further, Shri Gandharve Sain, Asstt. Section was deputed to Directorate of Vigilance to follow up the status of the vigilance clearance in respect of Sh. Pawan Kumar.

It is further stated that now the Directorate of Vigilance vide letter dated 21/09/2020 addressed to PGC with a copy endorsed to District Magistrate(North East), Revenue Department, informed that a proposal of initiation of disciplinary proceedings in respect of Shri Pawan Kumar, Ad-hoc DANICS(Retd.) is under submission and on the basis of the decision taken by the Competent Authority, vigilance status will be provided to the Services Department.

From the letter dated 21/09/2020 of Directorate of Vigilance, GNCT of Delhi, it transpires that vigilance status has already been provided to the Services Department vide letter dated 16.06.2020.

2.2 The above facts were brought to the notice of the complainant.

2.3 The complainant, reiterated that District Magistrate(North East) in her report had also concluded that no case is made out against him and this fact was also endorsed by the Divisional Commissioner.

3. Directions:

3.1 In view of the above submissions made by the Department of Vigilance and the Office of District Magistrate, North-East, the Commission do not wish to interfere in the matter at this stage. However, the complainant is advised to make a proper representation to the Disciplinary Authority in this regard.

3.2 With the above observations, the matter stands disposed of in the Commission.

(SUDHIR YADAV)
MEMBER(PGC)

PGC/2020/A.II/Rev./03

Dated:

1. Ms. Shashi Kaushal, District Magistrate (North East), Revenue Department, Govt. of NCT of Delhi, DC Office Complex, Nand Nagri, Delhi-110093.
2. The Director(Vigilance), GNCT of Delhi, Directorate of Vigilance, 4th Level, C-Wing, Delhi Secretariat, I.P.Estate, New Delhi-10002.
3. Sub-Divisional Magistrate(HQ), District North-East, Revenue Department, GNCT of Delhi, D.C. Office Complex, Nand Nagri, Delhi.
4. Sh. Pawan Kumar.