

"No carelessness until there is a cure. Wear Mask, follow physical distancing & maintain hand hygiene."

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

Date of hearing: 20.07.2021

Complainant : Shri Joginder Singh.

Respondent : The Director,
Dte.of Education, GNCTD
Through Sh. Devender Kumar, Sr.Asstt (GOC)

Sh.Chandresh Kumar Gupta,
Dte.of Vigilance, GNCTD – Present.

Grievance No. : PGC/2020/A.II/Edn./08

1. Brief facts of the complaint

1.1 Shri Joginder Singh has filed a grievance petition before Public Grievances Commission for non-payment of pensionary benefits viz. pension, commutation, leave encashment, gratuity and employee insurance despite a lapse of eight (08) months except GPF contribution despite submission of pension papers on 17.12.2019. The complainant has requested to issue instructions to GOC Branch of Directorate of Education, GNCTD for expeditious release of his pensionary benefits with interest for the undue delay.

1. Facts emerged during the proceedings.

2.1 Sh. Devender Kumar, Sr.Asstt (GOC) present in the hearing filed a letter dated 19.07.2021 from Sh. Rajesh Kumar, Asstt. Director of Education (GOC) to Divisional Commissioner, GNCTD and Asstt. Director (Dte. of Vigilance), GNCTD, wherein it is requested to provide all the details of the case vide which Sh.Joginder Singh was included in the Agreed List for 2018 in the matter related to passing order to cause favour to private person while functioning as SDM for further processing the matter.

2.2 Sh.Chandresh Kumar Gupta from Dte.of Vigilance present in the hearing submitted status report dated 19.07.2021 stating that *"The name of Sh.Joginder Singh was included in the Agreed List for 2018 on the recommendation of CBI. No other details in the matter are available in this Directorate. Further, it is informed that in the light of the directions of Hon'ble PGC given during the hearing dated 01.07.21, this Directorate vide letter of even number dated 05.07.2021 requested CBI to provide copy of FIR/complaint against Shri Joginder Singh, the then SDM (Sarita Vihar) and the present status of the case and financial implications if any in release of other outstanding dues (other than insurance and leave encashment). Earlier also, this Directorate vide letter of even number dated 08.04.2021 had also sought status/copy of FIR, if any from CBI. However, the reply from CBI is awaited."*

2.3 The complainant expressed anguish over inordinate delay in resolving of his grievance and requested the Commission to close his grievance, as the respondent department has not taken any positive action on redressal of his grievances. Further, copy of chargesheet or inquiry letter from the Dte.of Education was also not provided to him and only provisional pension and leave encashment is released to him.

3. Directions :

3.1 The Commission noted with surprise and seriousness that neither the Dte.of Education nor Vigilance Department took any positive action in the matter. Further, the representative of Vigilance Department submitted that the name of Sh.Joginder Singh was included in the Agreed List after deliberations with the officers of the CBI. However, he has failed to explain as to how, the CBI has included the name of the complainant in the said List without any complaint/recommendation of the Dte.of Education or Vigilance Department. Further, both the departments are also in the dark about which department has actually recommended the matter to the CBI for investigation. The Director of Education Deptt. as well as Vigilance Department shall take strict action against the concerned officers for their failure in this regard.

3.2 The complainant submitted that he wants his case closed in the Commission and avail other forums for redressal of his grievance.

3.3 With these directions, the case is disposed of in the Commission.

PGC/2020/A.II/Edn./08/

Dated:

1. The Director, Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
2. The Director (Vigilance), Dte.of Vigilance, Govt.of NCT of Delhi, Level-4, C-Wing, Delhi Secretariat, New Delhi-110002.
3. The Divisional Commissioner, Govt. of NCT of Delhi, Revenue Department, 5 Sham Nath Marg, Delhi – 110054.
4. Controller of Accounts, Dte.of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
5. The Dy.Director of Education (HQ)/Nodal Officer, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.
6. The Asstt.Director of Education(GOC), Dte.of Education, GNCT of Delhi, Old Secretariat, Delhi-110054.
7. Sh. Buniyad Singh, Asstt.Director, Directorate of Vigilance, GNCT of Delhi, 4th Level, C-Wing, Delhi Secretariat, I.P. Estate, New Delhi-110002.
8. Sh. Joginder Singh