

महत्वपूर्ण
भारत सरकार प्रकरण

प्रेषक

आयुक्त
ग्राम्य विकास
उत्तर प्रदेश।

सेवा में

जिला कार्यक्रम समन्वयक/जिला अधिकारी
सिद्धार्थनगर।

पत्रांक— १५१ /एनआरईजीएस सेल/एन.एल.एम./10

दिनांक : ५-2-2011

महोदय,

महात्मा गांधी राष्ट्रीय ग्रामीण रोजगार गारण्टी योजनान्तर्गत श्री मशोदा लाल, अनु सचिव, ग्रामीण विकास मंत्रालय, भारत सरकार, नई दिल्ली के पत्र संख्या-जे-11017/1/एमजीएनआरई जीए, दिनांक 21.1.2011 के साथ संलग्न श्री अमिताव मुखर्जी एवं विंग कमाण्डर श्री एम.के. मुखर्जी, नेशनल लेवल मानीटर द्वारा जनपद सिद्धार्थनगर में की गयी विशेष अनुश्रवण आख्या (छायाप्रति संलग्न) का संदर्भ ग्रहण करने का कष्ट करें।

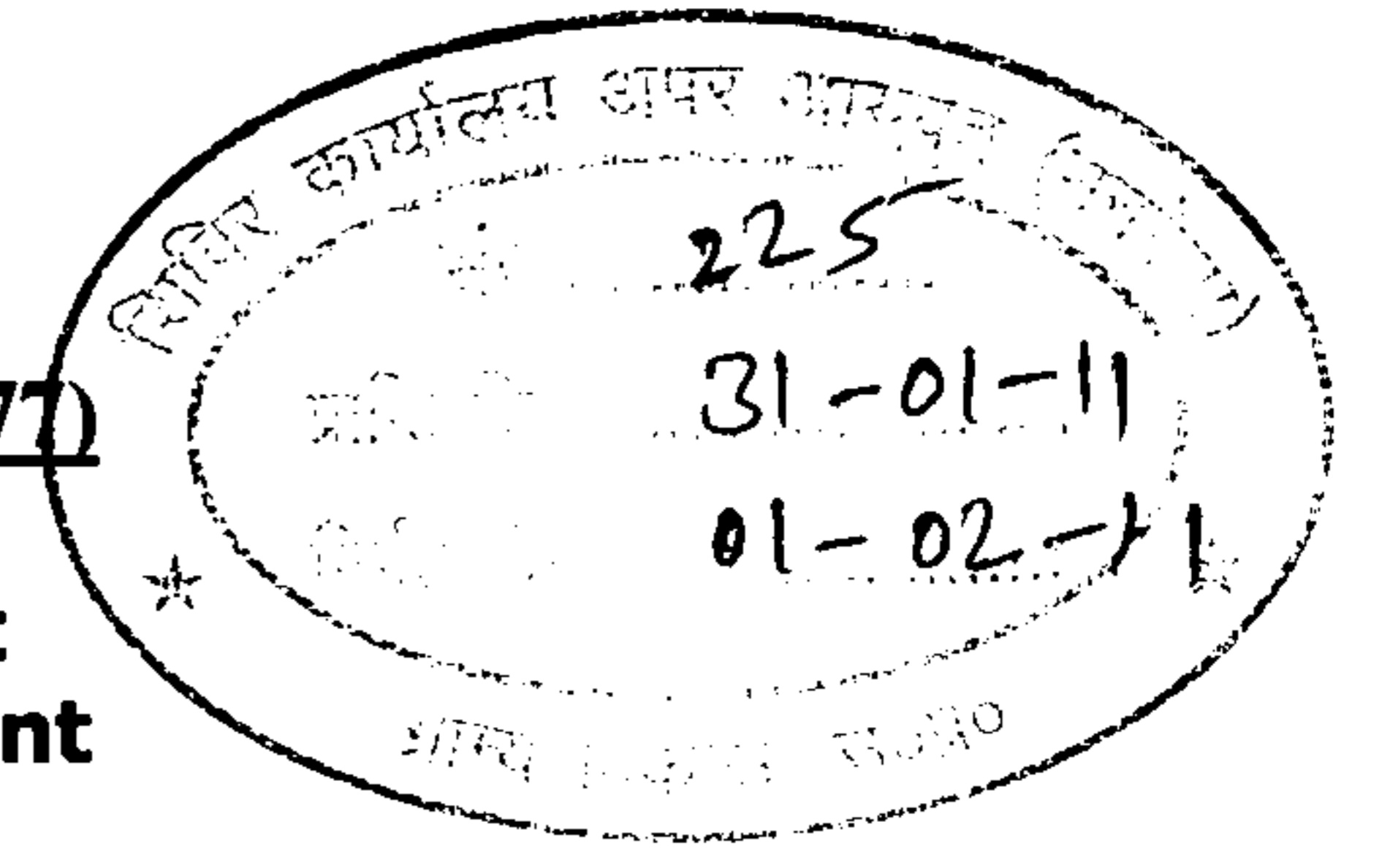
प्रश्नगत अनुश्रवण आख्या में उल्लिखित तथ्यों पर आवश्यक कार्यवाही सुनिश्चित करते हुए कृत कार्यवाही की आख्या 15 दिन के अन्दर उपलब्ध कराने का कष्ट करें।

भवदीय

(अनुराग यादव)

अपर आयुक्त(एनआरईजीएस)
ग्राम्य विकास, उत्तर प्रदेश।

१०



No.-J-11017/1/2010-MGNREGA(277)
Government of India
Ministry of Rural Development
Department of Rural Development
MGNREGA Division (BKS Marg)

कार्यालय एमजीएनआरईजीए सेल
अधीनस्थ
प्राप्त क्रमांक.....
संख्या..... 105
दिनांक तिथि..... 02-02-11

C-21, Baba Kharag Singh Marg
State Emporium Building, New Delhi,
Dated: 21st January, 2011

To

Shri Anurag Yadav
Additional Commissioner
Rural development Department
Government of Uttar Pradesh
Lucknow

Subject: Letter dated 2nd July, 2010 of Shri Jagdambika Pal, MP regarding irregularities in implementation of MGNREGS in Jogia Block of Siddharthnagar district

Sir,

I am directed to forward herewith a copy of a letter dated 2nd July, 2010 of Shri Jagdambika Pal, MP regarding irregularities in implementation of MGNREGS in Jogia Block of Siddharthnagar district. A team of NLMs was deputed in the matter. Shri Amitava Mukherjee and Wg. Cdr. M.K. Mukherjee, both NLMs conducted an enquiry into the complaint and as per findings it has been found that the records including cash book are not being maintained properly and has recommended a further enquiry by the State Government to trace the ~~check~~^{cheque} and its amount. ~~Further~~^{that} it has been recommended there should be specific training, guidance and checking of records by the Programme Officer / BDO in those works which are executed by the Gram Panchayat as the works being executed by GP involve big amount of funds but no proper records, registers and cash book is being maintained.

State Government is requested to examine the matter and a detailed action taken report may be sent to this Ministry urgently.

Yours faithfully,

(Mashoda Lal)

Under Secretary (Mahatma Gandhi NREGA)

सहायक

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31/1/2011

(अनुराग यादव)

अपर अतिरिक्त (एमजीएनआरईजीए)
ग्राम पंचायत, ००५०

SPEED POST

Date : 08. 09. 2010

From :-

Wg. Cdr. M. K. Mukherjee (Retd.),
B-87, Jal Vayu Vihar,
Block- L.B., Sector -III, Salt Lake,
Kolkata - 700 098.

Amitava Mukherjee,
National Level Monitor (No. 327),
"SRABANTIKA", Flat-32,
N/364, B. P. Township,
Kolkata- 700 094.

To

The Joint Director (NLM),
Ministry of Rural Development,
Govt.s of India,
Krishi Bhavan, New Delhi- 110 114.

Attention Please – Mr. P. Manoj Kumar.

Sub : **Enquiry report on the irregularities in the implementation of M.G. NREGA in Jogia Block of Siddhartha Nagar District of Uttar Pradesh.**

Ref : **No. Q-11018/11/2010 – NLM dated 12. 8. 2010 of the Ministry of Ruralsd Dev., Govt. of India.**

Sir,

We like to invite your kind attention to the above memo. of the Ministry of Rural Development.

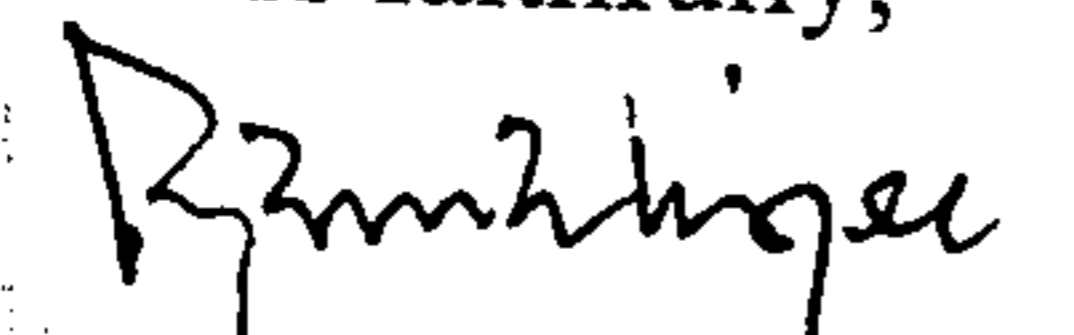
We are enclosing herewith the desired enquiry report in 23 pages.

We are also sending herewith our bills in (in triplicate) in the prescribed form.

We request you to kindly acknowledge the receipt of this letter.

Thanking you,

Yours faithfully,



(M. K. Mukherjee)


(A. Mukherjee)

Encl: (1) Binding Book consists of

- (a) Enquiry Report in prescribed pattern sheet.
- (b) Annexure – 14 sheets.
- (c) Photo – 2 sheets.
- (d) C.D. – 2 Nos.

(2) Bill (in triplicate) of Shri M.K. Mukherjee and Shri A. Mukherjee for journey and halt to Siddhartha Nagar in connection with the enquiry.


(A. Mukherjee)

**ENQUIRY REPORT ON
THE IRREGULARITIES IN THE
IMPLEMENTATION OF M. G. NREGA IN JOGIA BLOCK
OF SIDDHARTHA NAGAR DISTRICT OF UTTAR PRADESH.**

I. Facts and Circumstances leading to the case for determination.

In his letter dated 02. 07. 2010 addressed to the Hon'ble Minister for Rural Development, Govt. of India, Shri Jagadambika Pal, M.P. (Lok Sabha) has lodged complaint towards the irregularities being committed in implementation of Mahatma Gandhi NREGA in Jogia Block of Siddhartha Nagar district of Uttar Pradesh. According to the letter, implementing agency has incurred an expenditure of over Rs. 3.91 Crores for **Model Pond Works executed at Majhgawa Panchayat falling under Jogia block** of the Siddhartha Nagar odistrict. Hon'ble M.P. has also enclosed a statement of expenditure as available to him where a **sum of Rs. 3.89 Crores has been shown spent on the cost of bricks only.**

We, the undersigned N. L. M. s, have been deputed as a team to visit Siddartha Nagar district to ascertain the facts with reference to the above complaint by the Mministry of R. D. vide their no. Q-11018/11/2010-NLM dated 12. 08. 2010.

Accordingly, we reached Siddhartha Nagar (Naugarh) on 26. 8. 2010 and commenced our enquiry from 27. 8. 2010. Hearing of parties were taken on 27. 8. 10 and 30. 8. 10. and spot verification was made on 28. 8. 10 as per programme communicated to all concerns by speed post vide our letter dated 17. 8. 10.

II. Parties.

(a) Complainant - Shri Jagadambika Pal, Member of Parliament (Lok Sabha) and Chairman, Siddhartha Nagar, District Vigilance & Monitoring Coommittee, represented by Shri Raj Moni Pandey and Shri Anil Singh who introduced themselves as authorized representatives of Shri Pal and who were accepted so by the Project Director, D.R.D.A., present during hearing.

↓

(b) Defendants- The scheme has been **implemented by the Majhgawa Gram Panchayat** and so the following persons are directly involved in implementation of works in question.

- (i) Sm. Santi Debi Pradhan, Majhgawa Panchayat- Signatory of M. B., Signatory of Bill, Signatory of M. R. of the work under reference. Put thumb impression in all papers – absent during hearing.
- (ii) Shri Abdul Haleem, Technical Assistant Jogia Block- Signatory of M. B., Signatory of Bill, Signatory of estimate- present during hearing.
- (iii) Shri Kamala Prashad, Secretary (Gram Panchayat Adhikary), Majhgawa G. P. – Signatory of Muster Rolls, Signatory of Bills, Signatory of measurements – present during hearing.
- (iv) Shri Om Prakasha Pathak, Junior Engineer – Signatory of estimate- present during hearing.
- (v) Shri Radhary Shyam Rai, B. D. O. / P.O. , Jogia Block. As stated, Shri Rai has been working here only since 10. 8. 10. – Accorded financial sanction and issued M. B. and M. R. as the Programme Officer of the scheme – present during hearing.

III. **Hearing of Parties.**

Complainant was heard on 27. 8. 10 from 11.00 a.m. at the Meeting Hall of Project Director, D. R. D.A. Shri Raj Moni Pandey, Shri Anil Singh and two others were present on behalf of complainant. But the written statement was submitted by Shri Raj Moni Pandey which is annexed with this report and marked as **Annex. -I**. As an evidence, he had referred to the enclosure of the letter of M. P. Relevant material procurement portion of the enclosure is annexed and marked as **Annex. -II**.

Defendants were heard on the same date at 3.00 p.m. in the chamber of Project Director, D. R. D. A. On behalf of Defendants, written statements were submitted by B. D. O. / P. O. , Jogia Block, by Technical Assistant, Jogia Block, by Gram

Panchayat Adhikary, Majhgawa G. P. which are annexed herewith and jointly marked as Annex. III.

Junior Engineer (RES) , Jogia Bl., NIEP Clerk, Jogia Bl. And Assistant Engineer, DRDA Office were also present. But they have not submitted any written statement.

Pradhan, Majhgawa G. P. was conspicuous by her absence.

As an evidence, Defendants had submitted the copy of Bill No. 152 dated 22.10.10 of Ganesh Brick Industries. Copy is enclosed herewith and marked as ~~Annex. -IV.~~

IV. Inspections.

Spot inspection of worksite was made on 28.8.10. All concerns including Pradhan of G. P. were present at site. But nobody was present on behalf of the complainant. As reported, the pond with surrounding land is owned by G. P.

Actually, the work is " re-excavation of Dug out Pond (photo-2 & 4), present size is approximately 108 M (av.) X 106 M. (av.) X 1.6 M (av. depth) with the following additional components for beautification and recreation and for extending facilities for home use and livestock.

- (a) Barbed wire fencing fixing in R. C. precast poles (photo- 3 & 5).
- (b) Stair or steps (10 meter length) for human use – 1 No. (Annex.-V.)
- (c) Brick – on – edge Ramp or pucca sloped entrance (6.64 M X 4.65 M.)
Approx.) with side walls for livestock – 1 No.
- (d) Bench (platform) – 8 Nos.
- (e) Entrance gate- 1 No. (photo-3).

But there is no emergency grass spillway or proper pipe outlet or pipe inlet. Not seen any adequate land contributing the surface runoff water to the pond. Even any sketch or drawing has not been submitted with the estimate. One sketch of stair as prepared at site is enclosed and marked as Annex. – V.

As appeared from the concerned M. B. and other relevant papers, the scheme was executed in two phases.

1st phase – Code No. 52 – Mainly earthwork with pumping out water.

| | | |
|-------------------|------|-----------------|
| Total expenditure | | Rs. 4.80 lakhs. |
|-------------------|------|-----------------|

2nd phase – Code No. 20 – Mainly material component,

| | | |
|-------------------|------|------------------------|
| Total expenditure | | <u>Rs. 3.81 lakhs.</u> |
|-------------------|------|------------------------|

| | | |
|-------|---|-----------------|
| Total | - | Rs. 8.62 lakhs. |
|-------|---|-----------------|

Above Code Nos. Or I.D. Nos. are been mentioned by the J.E. which, as reported, are subject to change.

As the dispute is mainly related to bricks, we had separately checked the measurements of brickworks, though some portion of work was found submerged.

As per M.B. Bricks involved in the following items of work.

| | | | |
|-----|--------------------------------------------------------------------------------------------|-------|---------------------|
| (a) | Brick masonry (1:4) works in foundation for fixing Poles of Barbed wire fencing – 133 Nos. | | |
| | As per M. B. | ... | 8.44 CU..M. |
| (b) | Brick masonry (1:4) for Ramp for Animal entrance. | | |
| | As per M. B. | ... | 7.00 CU..M. |
| (c) | Brick masonry (1:4) for steps / stair (Rough sketch – Annex. –V). | | |
| | As per M. B. | ... | <u>28.12 CU..M.</u> |
| | | Total | <u>43.56 CU..M.</u> |

According to the Chart for consumption of materials, consumption of bricks per CU. m. masonry work is 389 Nos.

Hence **total consumption against 43.56 CU. M. = 16945 Nos.**

The above figure may be approximate because all measurements including measurements of brick flat soling and brick – on – edge to ramp are taken in CU. M.

As noted from the bills as available from the G. P., bricks procurement figures against the scheme are as follows.

| Sl. No. | Date | Quantity | Bill Amount | Payment details |
|---------|----------|--------------|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1. | 2. 2. 10 | - 9475 Nos. | Rs. 39007.00 | Not available. |
| 2. | 25.3.10 | - 10730 Nos. | Rs. 44186.00 | Vide Chq. No. 005389 dt. 25.3.10 of Central Bank of India , Udaypur Br. Total amt. of cheque Rs.54,967.00, out of which brick component – Rs. 44186/- and brick ballast - Rs. 10,781/-. |

20205
Nos

We had also inspected the office of B.D.O. / P.O. where Pradhan and Secretary of G.P. with papers were also available. We had also visited Central Bank of India where G. P. have their Bank Accounts.

V. Findings.

- (a) It may be seen from Annex. I that Shri Raj Moni Pandey, representative of the complainant has specific allegation against Bill No. 152 dt. 2. 2. 2010 amounting to Rs. 3,89,69,050/- towards the cost of 9475 Nos. of bricks. In support of his statement Shri Pandey had placed the statement of Material Procurement Bills in 3 sheets which has been enclosed herewith as **Annex. II.**

Defendants in their reply had stated that in MIS feeding of relevant bill data of bricks there was mistake in unit price which should be Rs. 4115/- per 1000 Nos. and the total amount should be Rs. 38,969,050/-

It may be seen in Annex. -II that in filling the column of material procured. One important 'unit' column has been omitted. As a result of this omission the error as stated by defendants might have occurred. Unit of brick is per %0 (thousand) Nos. and not each as given in the complainant's evidence.

✓

To verify the facts leading to the error, spot verification of the work was made and measurement of brick works were checked. Measurement Book was also Verified. As analyzed earlier, total approximate consumption of bricks in the work came to about 17000 Nos. The relevant bills of bricks were also verified which shows a figure of 20205 Nos. Thus there is no large difference on issue and consumption of bricks.

Also checked all other rates of materials procured in Annex.-II and the rates found within permissible limit. As learnt, the rates are taken from P.W.D. Schedule, Basti Circle, U.P. Payment of skilled labourer @ Rs. 140/- per person day have been included in material component. The rate is checked from the above P.W.D. Schedule of Rates.

- (b) Supply bills of bricks as shown in Annex. -IV. have not been recorded in the Measurement Book. As reported, payment made against the bill directly, but the bill is not receipted bill acknowledge by the payee by signature and cannot be taken as Voucher Document. No separate record was shown as a proof of payment.

During hearing and office inspection, the Defendants had failed to produce the payment voucher of the bill in question. In spite of repeated persuasion, they had failed to place the relevant cash book, record slip of cheque book or any ledger showing the entry of the cheque in question. Cheque No. 004550 dtd. 2. 2. 10 of Central Bank of India, Udaypur Branch is the relevant payment cheque as shown to us in a record slip of cheque book by Asst. Engineer DRDA who accompanied us during visit to Block Office on 28. 8. 10.

We visited the concerned CBI branch and verified from their records that the above cheque was not related to the payment voucher. On 30. 8. 10, defendants had produced one undated receipt of Ganesh Brick Industries against the bill amounting to Rs. 39000=00 in a plain sheet of paper. They also produced a letter dated 3. 2. 10 addressed to Branch Manager of CBI, Udaypur advising the Bank to pay the cheque amount to the payee. On 30. 8. 2010, the defendants

also produced a pay-in slip counterfoil of SBI, Naugarh dated 4. 2. 2010 showing a deposit of a cheque for Rs. 39000=00 for credit of the A/C. of Ganesh Brick Industries. We collected Bank statement of CBI dated 26. 8., 10 where no debit of this amount in favour of Ganesh Brick Industries has been shown till 20. 8. 10. i.e. the last entry of the statement. All the four documents as mentioned above are enclosed herewith and jointly marked as **Annex. VI.**

IV. Recommendations.

(a) **Recommendation to the Ministry of R.D.** - Special attention is drawn to para V (b) above and to Annex. VI. Documents in Annex VI cannot be connected to each other and the payment position of Bill No. 152 dt. 2. 2. 10 cannot be ascertained. We recommend further enquiry by the State Government to trace the cheque and the amount of the cheque.

(b) **Recommendation to District Programme Co-ordinator, MGNREGA, Siddhartha Nagar.**

In accounts matter, there should be specific training, guidance and checking by P.O./ B.D.O. in those works which are executed by G. P. and involved such big amount. In the staff position of Jogia Block, there is an Accountant, one NRP clerk, one senior clerk, one junior clerk in addition to 2 Nos. of J.E. and one A.D.O., SGSY. G.P. has undertaken works of Lakhs of Rupees, but has not maintained cash book and other accounts registers properly. Accountant of P.O.'s Office may guide the G. P. for opening and maintaining accounts books.

[Signature]
Wg Cdr MK Mukherjee (Retd.)
08.09.2010.

[Signature]
8/9/10.
(Amitara Mukherjee)