

CM Window Action Taken Report (ATR)-FINAL REPLY

1. CM window grievance No. **CMOFT/N/2020/078988** Date of Registration: **26.10.2020**

2. Grievance Details

Category: It is submitted that the complainant has filed the present CM Grievance alleging therein that he has been shown terminated from service although he is mentioned at Sr No 2267 in the seniority of principal as circulated vide no. 4/1-2018 HRG-I(1) dated 27.06.2019. It has therefore requested that his MIS data may be corrected accordingly.

Specifications: Financial embezzlement

3. Citizen Contact Details

Name: Shri Sudarshan Kumar

Mobile: 8568687104

Address: P-358, Near, Housing Board Colony, SGM Nagar, Faridabad 121001

Alternate contact number:

By which medium was the citizen contacted or summoned?

3. Registered Post/Phone & SMS:

4. Interim Report on the Enquiry (By the Investigating Officer)

Date of Enquiry: Deputy Director (Admn) o/o HSSPP was requested on 28.07.2020 (CP/146) to submit fact findings report..

Findings by Investigating Officer/Enquiry Officer: Deputy Director (Admn) O/o SPD submitted the report and the allegations were not found proved.

5. Is the matter Sub-Judice? Yes/No

If Yes, Case No.: No

Title:

(Attach a copy of Stay Order, if any)

Legal provisions (Law):

Court Name:

Date of Next Hearing:

6. Final Report on the Enquiry (By the Investigating or Reporting Officer)- Action taken with Dates and Details:

Date of Commencement of proceedings:

Date of concluding the proceedings (Date on which proceedings were concluded)

Photos to be attached herewith if site visit conducted:

Details on Action Taken: In this context, Deputy Director (Admn) O/o SPD submitted report wherein it was mentioned that advances granted to Smt Munesh Chaudhary for different activities have been adjusted by Smt Anjala Nehra, DPC/SSA Faridabad. In this way, no case of financial embezzlement is made out. Consequently, the complaint was filed by the competent authority. Hence, Nodal Officer is requested to drop the present CM Grievance from the portal

Deputy Superintendent HRG-I
O/o Director Secondary Education,
Haryana, Panchkula

7. Citizen Satisfaction

Whether citizen satisfied by proposed solution? **Yes**
Signature of citizen, (Name of Citizen)

Eminent Citizen (EC) Verification

Name of EC:

Date/dates when EC was approached for the case:

Whether Citizen was counseled in the presence of the EC? Yes/No

Comments of EC (if any):

Signature of citizen.
(Name of Citizen)

8. Comments of the DC (Optional)/Nodal Officer of Department

Satinder Bhattach
Joint Director Admn-II
Nodal Officer

File NO 23/99-2020 HRG-I(1)



HARYANA SCHOOL SHIKSHA PARIYOJNA PARISHAD

(Regd. Under Societies Registration Act, 1860)

Shiksha Sadan, 3rd & 4th Floor, Sector-5, Panchkula-134109

Tel: 0172-2590505, 2586026(F) | E-mail: hssppadm@gmail.com | Website: www.hsspp.in



Ref: SS/Admn./2020/ - 52593

Dated 31-1-2020

To

The Director Secondary Education,
Haryana, Panchkula.

Sub: Regarding Embezzlement of Rs. 25,79,000/- by Smt. Munesh Chaudhary the then District Gender Coordinator, SSA Faridabad.

Please refer to your office letter no. 5/24-2015 H.R.G-(I) dated 05.09.2016 on the subject cited above.

The Enquiry report along with relevant documents (44 Pages) against Smt. Munesh Chaudhary the then District Gender Coordinator, SSA Faridabad has received from Enquiry Committee. Since Smt. Munesh Chaudhary the then District Gender Coordinator, SSA Faridabad worked on deputation basis from Director Secondary Education. Therefore, you are requested to take appropriate action against the above said officer as per service rules and may please intimate to this office accordingly.

D.A: Order of committee.
Committee Report.

Deputy Director (Admn.)
HSSPP Panchkula

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04/02/2020

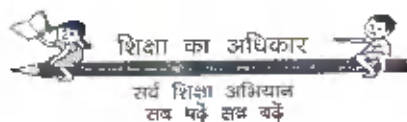
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147



102

ENQUIRY REPORT

DD(Admn),HSSPP,Panchkula vide UO No. Admn/SSA/2019/34741-43 dated 04.11.19(PUC) has requested to enquire the matter regarding embezzlement of Rs. 25,79,000/- by Smt. Munesh Chaudhary the then District Gender Coordinator,SSA,Faridabad and submit the enquiry report at the earliest. In order to enquire the matter, main file of case has been received from Administration branch,HSSPP,Panchkula and on the basis of documents/records as contained in main file, Brief facts of case are produced as under:

1. Directorate of Secondary Education, Haryana vide their letter dated 11.06.2015 has requested to conduct the enquiry against Smt. Munesh Chaudhary,the then District Gender Coordinator,SSA, Faridabad against complaint lodged by Sh. Vikram Singh,S/o Sh. Desh Raj and submit the enquiry report to DSE Office for further necessary action.
2. As per Complaint, Complainant has stated that Smt. Munesh Chaudhary who was posted as District Gender Coordinator in SSA, Faridabad during 2003-2006 had taken huge illegal advances (in name of conduct various activities of SSA) in her personal Bank account with coordination of the then DPC,SSA,Faridabad Sh. R.C. Dahiya and embezzled Government money. The Rules/instructions of taking advance and mode of expenditure as per SSA Norms were totally avoid by her. As per Complaint, following advances were taken by Smt Munesh Chaudhary in the year 2005 and embezzled Govt. money as per following details:

Cheque no./Date of advance	Amount of Advance	Purpose/Activity	Allegation raised by complainant
523652/11.01.2005	4,25,000	Repair & Maintenance of class rooms(NPEGEL)	Amount for Repair and maintenance of class rooms of Model Cluster Schools(MCS) (Rs. 17,000/- for 25 MCS i.e total amount of Rs. 4,25,000/-) was issued to Smt. Munesh Chaudhary which is to be issued to concerned Village Education Committees (VEC).Most of Rooms even not constructed Fake Bill/UCs produced by her against expenditure incurred.
523653/11.01.2005	1,00,000	Teacher Training(NPEGEL)	Expenditure incurred without following SSA norms. No BRC/ ABRC/ Principal/ Centre coordinator involved in activity. Fake Invoice/ UCs produced by her. Taken illegal advances to self for easy embezzlement.
539990/11.01.2005	1,24,000	Girls Education/SC children	
539991/11.01.2005	1,40,000	Innovative Activity/SC Children	
539992/11.01.2005	1,40,000	Girls Education	
233778/24.01.2005	1,20,000	Hobby Classes	

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103

535977/28.02.2005	1,40,000	Remedial Coaching	No Hobby/ Remedial classes were organised.
535978/28.02.2005	1,40,000	Innovative Activity/Hobby Classes	
535979/28.02.2005	1,20,000	Hobby Classes	
523643/02.08.2005	4,80,000	Remedial Coaching	
986181/31.03.2005	5,00,000	Research & Evaluation	Taken illegal advance. Amount of Rs. 5,00,000/- was return back in SSA bank Account after 3 months from Personal account.
TOTAL	24,29,000		

As per records available in main file it was find out that in the year 2005, an enquiry was conducted against Sh. R.C. Dahiya, the then DEO cum DPC Faridabad regarding embezzlement of SSA Funds in which a committee was constituted consisting of Sh. B.L. Kapoor, Ex-CAO and Sh. Ombir Singh, Ex- SO, Karnal. In Enquiry Report, it was mentioned that the then DGC Smt. Munesh Chaudhary had committed following irregularities during her tenure in SSA, Faridabad:-

1. Advances of Rs. 25,79,000/- had been given by the then DPC, SSA, Faridabad Sh. R.C. Dahiya to Smt. Munesh Chaudhary for various activities. Out of which Rs. 10,00,500/- from the NEPGE Scheme inclusive of advance of Rs. 5,00,000/- has been given on 31.03.05 to District Gender Coordinator on simple demand. No accounts has been rendered by the DGC. It shows that the funds are being utilized with the consent of DPC. Such Heavy Advance could not be granted by the DPC as per delegation of powers at their own level (being competent to sanction Rs. 10,000/-).
2. Smt. Munesh Chaudhary had also hired taxi on various occasion @ 1100/- per day for about 85 kms without any approval of competent authority. As per HQ instructions, taxi may be hired for a pool consisting of Gender Coordinator, APC and ABRC. If three officers jointly going on tour on the same direction then taxi is to be hired. The approval of hiring of taxi is required from the ADC, Faridabad being a chairman of SSA. Hence the expenditure is irregular and contrary to the financial rules.

It is further stated that in May, 2007, a complaint from Ch. Gajender Singh, District President, Haryana Rajkiya Adhyapak Sang-70, Faridabad had been received in this office in which Complainant alleged that Smt. Munesh Chaudhary, District Gender Coordinator who had been found guilty in the enquiry as stated above has been left without taking any disciplinary action against her. As per complaint, Smt. Munesh Chaudhary was granted advance amounting to Rs. 19,49,000/- and she has utilized the amount for her personal purposes and this amount was also not adjusted by DPC, SSA, Faridabad. Accordingly, Sh. Sanjay Joon, ADC cum Chairman, SSA, Faridabad was requested to investigate the matter and send the report along with specific comments for further order. ADC, Faridabad vide his reply dated 11.03.18 has stated that Complainant was requested to appear on 18.07.07 for investigation but he has submitted that he has not made any




104

complaint against DGC and some one used photocopy pad of union and signature on the complaint was fake. But to verify the charges Sh. Rajbeer Singh, Accounts Officer, Office of Distt. Rural Development Agency, Faridabad was deputed to check the whole records relating to complaint. As per enquiry report, following findings/remarks were given by Sh. Rajbir Singh tabulated as under:

Cheque no./Date of advance	Amount of Advance	Purpose/Activity	Allegation raised by complainant	Comments/Remarks given by Sh. Rajbir Singh
523652/11.01.05	4,25,000	Repair & Maintenance of class rooms(NPEGEL)	Amount for Repair and maintenance of class rooms of Model Cluster Schools(MCS) (Rs. 17,000/- for 25 MCS i.e total amount of Rs. 4,25,000/-) was issued to Smt. Munesh Chaudhary which is to be issued to concerned Village Education Committees (VEC). Most of Rooms even not constructed. Fake Bill/UCs produced by her against expenditure incurred.	Advance has been given to Smt. Muneesh Chaudhary, DGC for repair of MCS@ Rs. 17,000/-per school. For which quotation has been called for repair of class rooms and on the basis of quotation, work of repair has been allotted to M/s Dream Construction Co, Faridabad on the basis of lowest quotation. However the work should be carried out through VEC but it was done through Private Contractor after entire satisfaction of VEC and further amount was adjusted by the then DPC,SSA on 27.07.2006 as per instruction issued by SPD Office, Panchkula.
523653/11.01.05	1,00,000	Teacher Training(NPEGEL)	Expenditure incurred without following norms. No BRC/ ABRC/ Principal/ Centre coordinator involved in activity. Fake Invoice/ UCs produced by her. Taken illegal	Advance were issued for training to Teachers for Gender Sensitization and amount was further unutilized on teacher training and 20 teachers per Model Cluster Schools were imparted training.




103

advanced to self for easy embezzlement. No Hobby/Remedial classes were organised.

The teachers were given material, refreshment and lunch as per SSA Norms. Expenditure were incurred after obtaining three quotations for open market and further advance were adjusted by the then DPC, SSA Smt. Anjala Nehra.

539990/11.01.05	1,24,000	Girls Education/SC children
539991/11.01.2005	1,40,000	Innovative Activity/SC Children
535978/28.02.2005	1,40,000	Innovative Activity/Hobby Classes

Advance were issued for organising Talent Search Competition for SC Boys and Girls. The completion were organized at district and block level and books were awarded to winners. Books were purchased after obtaining three quotations from local market. Advance was further adjusted by the then DPC, SSA Smt. Anjala Nehra. Advances of Rs. 2,80,000/- were issued for remedial teaching. Special remedial classes were organised at School level for SC Girls of Primary and Upper Primary school and the amount was utilized for payment of honorarium to teachers for remedial classes in 50 primary and 50 upper primary schools. Honorarium was paid to teachers

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539992/11.01.20 05	1,40,000	Girls Education
535977/28.02.20 05	1,40,000	Remedial Coaching
233778/24.01.20 05	1,20,000	Hobby Classes
535979/28.02.20 05	1,20,000	Hobby Classes

106

for the month of 11/04 to 02/05 as per SSA norms. Actual Payee Receipts of the payment made to teachers were found in records. Advance was adjusted by Smt. Anjala Nehra the then DPC SSA on 06.03.06.

Advances of Rs. 2,80,000/- were issued for Girls Education/Remedial Coaching. Special remedial classes were organised at School level for SC Boys in 50 primary and 50 upper primary schools during 11/04 to 02/05. Honorarium were paid to teachers for the month of 11/04 to 02/05 as per SSA norms. Actual Payee Receipts of the payment made to teachers were found in records. Advance was adjusted by Smt. Anjala Nehra the then DPC SSA on 06.03.06.

Advances of Rs. 2,80,000/- were granted for hobby classes which were organized for SC Students in 25 girls and 50 boys during the month of 11/04 to 02/05.

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				Honorarium were paid to teachers for the month of 11/04 to 02/05 as per SSA norms. Actual Payee Receipts of the payment made to teachers were found in records. Advance was adjusted by Smt. Anjala Nehra the then DPC SSA on 06.03.06.
986181/31.03.2005	5,00,000	Research Evaluation	& Taken illegal advance. Amount of Rs. 5,00,000/- was return back in SSA bank Account after 3 months from Personal account.	Smt. Muneesh Chaudhary was granted an advance of Rs. 5,00,000/- as advance for research and evaluation work. The amount was drawn from bank on 21.04.05 and deposited back in SSA Bank Account on 03.06.05 by DGC.
TOTAL	19,49,000			

On the basis of enquiry report of Sh. Rajbeer Singh, the then ADC, Faridabad vide his letter dated 18.03.08 addressed to SPD Office had stated that as all advances granted to Smt. Muneesh Chaudhary have been adjusted by Smt. Anjala Nehra, the then DPC, SSA, Faridabad as per instruction issued by SPD Office and further confirmed by the then DPC, SSA, Faridabad Smt. Saroj Sharma that all advances were granted to DGC as per SSA Norms and also being adjusted as per guidelines issued by SPD Office, so compliant against Smt. Muneesh Chaudhary is not sustainable. On the basis of above report, case of complaint against Smt. Muneesh Chaudhary had been put up by Administration Branch, SSA Office to the then W/SPD, SSA vide which it was stated that on the basis of report submitted by Sh. Rajbeer Singh, AO and DPC, SSA, Faridabad compliant against Smt. Muneesh Chaudhary is not sustainable. Smt. Muneesh Chaudhary has been repatriated to her parent department and as charges against her have not been proved so no action is required to be taken further and the case is required to be closed with the order of W/SPD.

It is also stated that in order to enquire the above said matter, direction were also issued by this office to DPC, Samagra Shiksha, Faridabad to enquire the matter with outcomes of previous enquiry reports and submit the enquiry report with comments/findings against allegation as raised by complainant. But DPC Office, Faridabad vide their letter dated 20.06.19 has replied that at

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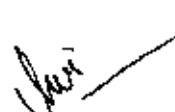

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present, no records/documents are available in their office pertains for the year 2005 & 2006 in which advance were released to Smt. Muneesh Chaudhary and adjustment were made by DPC, Office, Faridabad. Due to previous enquiries, documents were earlier submitted to HQ and ADC Office, Faridabad. AO, Faridabad has also stated that at present, Smt. Muneesh Chaudhary is working as BEEO Faridabad and as stated by her no documents/records against allegation raised by complainant is also not available with her.

Remarks of the committee:

As described in Enquiry Report of Sh. B.L. Kapoor, Ex-CAO and Sh. Ombir Singh, Ex- SO, Karnal relating to embezzlement of SSA Funds by the then DPC, Faridabad Sh. R.C. Dahiya that huge advances had been issued to DGC by Sh. R.C. Dahiya violating financial rules/norms of Parishad. As contained in financial rules/norms of SSA "temporary advance can be allowed to officers of subordinate offices or units, who have not been allowed to draw funds by cheques, by the Head of Office in order to make emergent payments of all kinds. As soon as the advance is utilized, account thereof together with complete supporting vouchers, shall be submitted to the HOO for adjustment and replenishment where necessary. Second Advance shall not be allowed unless account of first advance has been submitted to HOO by concerned official". No Prior sanction/approval was taken from the ADC cum Chairman, SSA, Faridabad before issuing such advances. The same statement was also pointed out in report against Sh. R.C. Dahiya which was duly signed by Sh. R.S. Gujral, the then FC and Principal Secretary, Govt. of Haryana, Education Department that- "Huge advances were issued to DGC without any justification. Before issuing the next advance, it was required to be ensured that the previous advances are cleared. For issue of such a huge amount of advances no sanction/approval was taken from ADC cum Chairman, Faridabad. Rs. 5,00,000/- were given to DGC on a simple demand. It shows that funds were misutilized with the convenience/consent of the District Project Coordinator. Such Heavy advances could not be granted by the DPC as per prescribed delegation of power". Besides, as per Enquiry Report of the then ADC cum Chairman, SSA, Faridabad which were conducted as per direction given by SPD office through Sh. Rajbeer Singh, AO, DRDA in 2007-08. It was also pointed out by Sh. Rajbeer Singh, AO, DRDA that-


1. Smt. Muneesh Chaudhary, DGC has received Advance of Rs. 4,25,000/- for repair of Model Cluster Schools (MCS) @ Rs. 17,000/- for 25 schools. For which work of repair of class rooms has been executed from Private Contractor through collection of quotation. However as per rules/instructions of SSA, the work should be carried out through Village Construction Committee. It was also reported by AG (Audit) team that during test check of 25 MCS, it was found out that most of the schools are still under construction. So the expenditure of Rs. 17000/- per school on repair of schools is unjustified. The work of repair which is to be carried out by Village Construction Committee (VCC) was carried out without sanction from the competent authority.
2. Smt. Muneesh Chaudhary was granted an advance of Rs. 5,00,000/- as advance for research and evaluation work. The amount was drawn from bank on 21.04.05 and deposited back in SSA Bank Account on 03.06.05 by DGC without execution of work. It was also pointed out in enquiry report of Sh. B.L. Kapoor that advance of Rs. 5,00,000/- was given to District Gender Coordinator by DPC on simple demand.

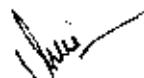
 

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However, as per outcomes of enquiry report of Sh. Rajbeer Singh, AO, DRDA under supervision of the then ADC, Faridabad against Smt. Muneesh Chaudhary it was stated that all advances granted to Smt. Muneesh Chaudhary for different activities have been adjusted by Smt. Anjala Nehra, the then DPC, SSA, Faridabad as per instruction issued by SPD Office on the basis of supporting documents submitted by Smt. Muneesh Chaudhary and it was also further confirmed by the then DPC, SSA, Faridabad Smt. Saroj Sharma that all advances were granted to DGC as per SSA Norms and also being adjusted as per guidelines issued by SPD Office.

In this regard it is stated that as per documents/records available in File of Smt. Muneesh Chaudhary provided by Administration Branch, SSA there were two enquiries (as detailed above) have been already done in previous years against Smt. Muneesh Chaudhary as against allegation raised by Complainants and at present no record pertains to the year 2005/2006 are available at DPC Office, Faridabad in support of evidence/proof of releases of advances to Smt. Muneesh Chaudhary and invoices/bills/quotations/UCs submitted by her against such advances. It is further added that Currently, Smt. Muneesh Chaudhary is working as BEEO, Faridabad and under control of Directorate of Secondary Education So it will be appropriate that Complaint of misutilization of funds by Smt. Muneesh Chaudhary may be sent to Directorate of Secondary Education, Haryana for taking necessary action against Smt. Muneesh Chaudhary at their own level on the basis of findings/comments as contained in previous enquiry reports.


(Sh. P.K. Sachdeva)
Controller(Finance & Accounts)
HSSPP, Panchkula


(Sh. Amit Sharma)
Accounts Officer
HSSPP, Panchkula