

LOKPAL OF INDIA
Plot No. 6, Institutional Area, Phase- II
Vasant Kunj
New Delhi - 110070

Diary No. : 2732024

Date : 22.11.2024

Coram : **Shri Justice A.M. Khanwilkar**
Chairperson

Shri Justice L. Narayana Swamy
Judicial Member

Shri Justice Sanjay Yadav
Judicial Member

Shri Sushil Chandra
Member

Shri Justice Ritu Raj Awasthi
Judicial Member

Shri Pankaj Kumar
Member

Shri Ajay Tirkey
Member

ORDER

1. The complaint is placed before the Full Bench for consideration of the Scrutiny Report and to pass appropriate order.



2. The complaint is against the Additional General Manager and Executive Director of Bharat Heavy Electricals Limited (BHEL) regarding alleged irregularities in procurement of an ABT metering system for ONGC Hazira. The complainant claims that after opening price bids, the Finance Team of BHEL modified the evaluation criteria to favour the second-lowest bidder, and then issued a second tender without closing the first. It further alleged that the Additional General Manager colluded with a bidder to award the contract at a higher price. The complainant further alleges that despite a corruption complaint filed with Vigilance Department of BHEL in 2021, no fair investigation was conducted, and that BHEL refused to disclose related tender documents under RTI, potentially to conceal the alleged misconduct.

3. The Registry of Lokpal has pointed out the following defects in its Scrutiny Report dated 13.11.2024:
 - (i) The complainant has not enclosed a notarized affidavit with the complaint; only a signed proforma of affidavit generated by the Lokpal Online portal has been uploaded.



- (ii) A signed statement of allegations has not been enclosed.
 - (iii) The complaint has been received through Lokpal Online portal, however, the physical copy of the same has not been received (Due date – 24.11.2024). Since the parts of the complaint form are generated by the Lokpal Online Portal, the same are unsigned.
4. The complainant is granted two weeks' time to cure the aforesaid defects.
 5. The complainant be informed, accordingly.
 6. In case the defects are not cured by the complainant within the time granted, in terms of this order, the Registry may treat this order as a conditional order, disposing of the complaint being defective without reference to the Bench.



7. If the defects are cured in time, the case be listed in the following week.

Sd/-
(Justice A.M. Khanwilkar)
Chairperson

Sd/-
(Justice L Narayana Swamy)
Judicial Member

Sd/-
(Justice Sanjay Yadav)
Judicial Member

Sd/-
(Sushil Chandra)
Member

Sd/-
(Justice Ritu Raj Awasthi)
Judicial Member

Sd/-
(Pankaj Kumar)
Member

Sd/-
(Ajay Tirkey)
Member


(Court Master)