

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

Complaint No. : 119/2024(arising out of Dy.No.1092024)

Date : 24.05.2024

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

Shri Justice L. Narayana Swamy
Judicial Member

Shri Sushil Chandra
Member

Shri Pankaj Kumar
Member

Shri Ajay Tirkey
Member

ORDER

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

2. Perused the Scrutiny Report.



3. The complaint dated 01.05.2024 has been received by post. The Scrutiny Report has pointed out deficiency in Part-A and Part-C of the form of complaint.

4. We deem it appropriate to condone the remarks made in the Scrutiny Report.

5. The complaint is against the Public Servant (referred as RPS) posted as District Magistrate in Uttar Pradesh.

6. The allegations, which relate to the period from 30.6.2023 to 20.11.2023 are that, though a public servant/government servant, the RPS alongwith his wife wholly owns Sant Atulanand Residential Academy (SARA) which is a residential School affiliated with the Central Board of Secondary Education .

7. It is alleged that the RPS alongwith his wife has indulged in purchasing lands worth crores as a Trustee of Swami Atulanand Seva Nyas, a Trust constituted by the RPS's father.

8. The allegations are also that, the RPS in connivance with land Mafias in Bhadohi, Varanasi, Mirzapur and Jaunpur is acquiring land, which are handed over to the land Mafias for plotting and residential building.



9. It is also borne out from the complaint that the complainant is also aggrieved of alleged encroachment of his (complainant's) land by the RPS, against which a case is filed in Civil Court Gyanpur.

10. On these allegations and contentions, complainant seeks action against RPS.

11. We gave our thoughtful consideration to the allegations and also perused the complaint and the documents annexed therewith.

12. It is revealed therefrom that the RPS initially was an officer of Provincial Civil Service (PCS), Uttar Pradesh and later was promoted as IAS (though the date of initial appointment to PCS, nor the date on which he was awarded the IAS is disclosed).

13. Be that as it may, the details as to RPS's appointment as given in the complaint reveals that except in the years 2006 and 2016 when the RPS was posted as Senior Consultant, Ministry of Information and Technology, Government of India and Project Director, Ministry of Information and Technology, Government of India, respectively, the RPS at the relevant period referred to in the complaint had been in the service of the State of Uttar Pradesh and not concerned with the affairs of the Union in any manner, as would bring him within the ambit of our jurisdiction under section 14 of the Lokpal and Lokayuktas Act, 2013.



14. In view whereof we are not inclined to cause any indulgence.
15. Needless to say the complainant is at liberty to seek redressal before appropriate forum as per law.
16. The complaint is disposed of finally in above terms.


(Court Master)