

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

Complaint No. : 121/2024 (arising out of Dy.No.1112024)

Date : 24.05.2024

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

Shri L. Narayana Swamy
Judicial Member

Shri Sushil Chandra
Member

Shri Pankaj Kumar
Member

Shri Ajay Tirkey
Member

ORDER

The Registry has put up the complaint for the consideration of the Full Bench. Some deficiencies have been pointed out by the Scrutiny Branch, which are being condoned.

2. This complaint is against Gram Vikas Adhikari, Panchayati Raj Vibhag, Government of Uttar Pradesh. From the documents attached with the complaint, it is noticed that the concerned Respondent Public Servant has been selected in



the year 1993 in the Panchayati Raj Vibhag on the basis of fake caste certificate. Though the named Public Servant belongs to Scheduled Caste but he has been employed on the said post on the basis of fake Scheduled Tribe Certificate. The complainant has requested that proper action should be taken against such Public Servant.

3. We have considered the contents of the complaint. The allegation is regarding the employment of said Public Servant in the year 1993 on the basis of fake scheduled tribe caste certificate. As per Section 53 of the Lokpal and Lokayuktas Act, 2013, inquiry can not be conducted after the expiry of a period of seven years from the date of alleged offence.

4. It is also to be mentioned that the said Public Servant is the employee of Government of Uttar Pradesh and not connected with the affairs of the Union. Therefore, he does not come under the jurisdiction of Lokpal within the meaning of Section 14 of the Lokpal and Lokayuktas Act, 2013, and the cause of action is also beyond the time-limit prescribed under the Act. Therefore, no further action can be taken and the complaint is disposed of accordingly.



5. However, the complainant is at liberty to approach the appropriate forum for redressal of his grievance.


(Court Master)