

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

Complaint No. : 172/2023

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

This complaint was filed against senior public servants who were then holding the positions of Principal Commissioner, Central Goods and Service Tax and Central Excise and the Additional Commissioner, Central Goods and Service Tax and Central Excise alleging the corruption in Sabka Vishwas Legacy Dispute Resolution Scheme (SVLDRS).



2. Considering the allegations mentioned in the complaint, the Full Bench of the Lokpal directed CVC to conduct Preliminary Inquiry by CBI under Section 20 (1)(a) read with Section 20 (2) of the Lokpal and Lokayuktas Act, 2013 vide Order dated 27.09.2023.

3. After seeking extension of time the CBI submitted the Preliminary Inquiry Report dated 15.02.2024 through CVC on 28.02.2024. After considering the facts and various circulars, notifications of the Department and taking into consideration the comments of the Respondent Public Servants (RPSs), the CBI concluded that allegations against all the RPSs are not substantiated. The Bench had directed the CBIC to send the comments of the Competent Authority as prescribed under Section 2(1)(c) of the Act. The CVC vide OM dated 17.05.2024 forwarded the comments of Competent Authority, who has also commented that allegations against RPSs are without any basis and not substantiated.

4. We have considered the Preliminary Inquiry Report as well as the comments of the Competent Authority. In view of the facts narrated and legal position explained, we are of the view that allegations against all RPSs are unsubstantiated and, therefore, do not come within the purview of Prevention



of Corruption Act, 1988. Accordingly, we order closure of proceedings and dispose of the complaint.



(Court Master)

(S K)