

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

Complaint No. : 172/2024
(arising out of Diary No.1702024)

Date : 26.07.2024

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. Perused the Scrutiny Report.



3. The complaint dated 20.07.2024 has been received through the Lokpal Online Portal and the physical copy of the complaint has been received in the Registry of the Lokpal of India. The Scrutiny Report has pointed out the following defects:
- (i) The complainant has not provided the summary of facts/allegations of corruption in S.No.10 of Part C.
 - (ii) The complainant has not provided the particulars/list of documents relied upon by the complainant.
 - (iii) Since the complainants have not given any particular list of documents in S.No.12 of Part C of the complaint form, it cannot be ascertained whether such documents have been enclosed in Column 14 of Part C.
4. We deem it appropriate to condone the remarks made by the Scrutiny Report and entertain this complaint.
5. The complaint is against a Collector and District Magistrate of a district in Bihar. The complainant has mentioned that he was in possession of some land for many years and it has come to him through hereditary. The complainant has mentioned that no one from his lineage has sold this land but someone in the village is trying to take possession of this land through an illegal sale deed by fraudulent means. The complainant has mentioned that a false police complaint was filed against him in 2021 owing to the land dispute and to pressurize him. The complainant has also mentioned the filing of an FIR by him alleging violation of human rights and action under the SC/ST Atrocities Act on 22.04.2022. The complainant has sought various reliefs including declaration of the said sale deed illegal.

6. The Full Bench having perused the complaint and the document attached with the complaint is of the view that the issues are related to the mutation of land records & proper investigation of FIR. That are dealt with by the State Government. The public servant against whom the complaint is made is serving in connection with the affairs of the State Government. As such the stated public servant is not amenable to the jurisdiction of the Lokpal as per Section 14 of the Lokpal and Lokayuktas Act, 2013.
7. Consequently, the complaint is finally disposed of.
8. The complainant will however be at liberty to approach appropriate authority for the redressal of his grievance.


Court Master