

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

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Complaint No. : 2126/2022

Date : 12.06.2024

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**

The Full Bench after perusing reports/status reports submitted by the Deputy Director of Income Tax (Inv.), DSIIDC and MCD that have been obtained based on the CBI Preliminary Inquiry Reports and letters written by them to the respective authorities, referred these reports vide



its Order dated 08.05.2024 to CBI to submit Final Preliminary Inquiry Report under Section 20(2) of the Lokpal and Lokayuktas Act, 2013 along with the comments of the Competent Authority on or before 05.06.2024.

2. Pursuant to the above Order, letter No.DP0992024/975/33/11/2022/Lokpal(9)/PD dated 04.06.2024 has been received from the Central Bureau of Investigation (CBI) enclosing therewith the Final Preliminary Inquiry (PI) report dated 04.06.2024 along with the documents mentioned on Page No.14 of the report and the comments of the Competent Authority furnished vide letter dated 31.05.2024 by the Director (Vigilance), MCD.

3. The CBI report states that the allegations of misappropriation of Municipal Fund by Sh xxxxxxx, the then Councillor were not substantiated during the CBI inquiry, as revealed in the earlier Inquiry Report dated 25.07.2022. However, in the further inquiry report dated 05.04.2023, two Self Contained Notes were sent to the DSIIDC and the Income Tax for taking action as per IT Act and the DSIIDC guidelines. The investigation by the IT Dept. revealed tax evasion and that necessary action as per Income Tax provisions have been initiated. Further, DSIIDC has initiated action for cancellation of the allotments of lease in respect of three properties at F-13 & F14 and E-79 Sector 02, Bawana under relevant provisions of Relocation scheme. Further, MCD had initiated demolition action in respect of two properties at F-13 & F-14, Sector 02, Bawana. In view of the above, the final inquiry report may be accepted by the Hon'ble Lokpal and directions may be issued to DSIIDC to expedite the action in respect of the three properties.

4. The Director (Vigilance), MCD vide reply letter dated 31.05.2024 has submitted that the Competent Authority has examined the Inquiry



Reports furnished by CBI, Status reports of Dy. Director (Inv.), IT Dept. and DSIIDC, and found all the reports to be consistent.

5. In view of the findings in the CBI report, with which we are in agreement and accept the same. In view thereof, we do not wish to proceed further in this case. With this observation, the complaint is disposed of. However, with regard to the other issues that are pending with the Income Tax Department, DSIIDC and MCD, the Bench is of the view that the concerned agencies may take further action to bring the matter to its logical conclusion and submit a compliance report to the Lokpal at the earliest.



Court Master  
Lokpal of India