

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District – Initiation of departmental Common enquiry u/r 20 of APCS (CC&A) Rules, 1991 read with Rule20(3) of A.P.C.S. (CC&A) Rules, 1991 - Articles of charge – Issued.

AGRICULTURE AND COOPERATION (VIG.I) DEPARTMENT

G.O.RT.No. 722

Dated: 12-10-2018

Read the following:-

- Ref : 1. Govt. Memo No.AGST-30021/5/2017, dated 7.1.2017.
2.From the Special Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.I(2)35/2017, dated 11.08.2017
3.Govt. Memo No.AGST-30021/5/2017, dated 25.9..2017.
4. From the Special Commissioner of Agriculture, A.P., Guntur, Lr.No.Vig.I(2)35/2017, dated:23.08.2018.

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ORDER :-

It is proposed to hold an enquiry against the said Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District in accordance with procedure laid down in Rule - 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Article of Charges (Annexure-I). Statement of imputation or misconduct of misbehaviour on which action is proposed to be taken against him as Annexure-II, a list of documents by which and a list of witnesses by whom the Article of Charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is directed to submit a written statement of defence within 15 days from date of the receipt of this G.O. and also to state whether he desires to be heard in person.

4. Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is further informed that an Inquiry will be held only in respect of those articles of charge as are not admitted. He should therefore, specifically admit or deny the article of charge.

5. Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is further informed that if he does not submit his written statement of defence on or before the date specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is aware of

P.T.O.

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such a representation and that it has been made at his instance and action will be taken against him for violation of rule -24 of the A. P. Civil Service (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)**

To

Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District (through the Special Commissioner of Agriculture,A.P, Guntur.)

Copy to:

The Special Commissioner of Agriculture .A.P, Guntur (with a request to serve the order on the charged officer and return the served copy with dated ack.,)

SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER

Contd.. Annexs-I,II,III,IV/-

Annexure- I

Statement of Article of charges framed against Sri K.Bhaskar, Project Director, Agriculture Technology Management Agency (ATMA), YSR Kadapa District.

Article of Charge:1

Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is operating a regular Bank Account in State Bank of India, Yerramukkapalli, YSR Kadapa District vide S.B. A/c.No.1042237842 which is main account of the Project Director, ATMA, YSR Kadapa District, besides that he has opened another account vide S.B.No.91065178561 in APGB Nagarajupet, YSR Kadapa District and credited the unspent balance received from the B.T.T. Convener/Assistant Director of Agriculture without permission of District Collector/Chairman, ATMA and he has also drawn self cheques without noting the recipient name in the cash in the cash book maintained of APGB Account to a tune of Rs.6,85,000/- towards settlement of pending dues for printing material. Thus he has violated the Rule 20(3) of APCS (CC&A) Rules, 1991.

Article of Charge:2

Sri K.Bhaskar, Project Director, ATMA YSR Kadapa District funds drawing ceiling limit is upto Rs.25,000/-. Over and above Rs.25000/- cheques has to be submitted to the District Collector/Chairman, ATMA, YSR Kadapa District for joint signature. But the Project Director, ATMA, YSR Kadapa District has intentionally opened separate account for drawal of over and above the ceiling limit of Rs.25,000/- prescribed in S.B.A/c.No.1042237842 which is the main account of Project Director, ATMA, YSR Kadapa District. Thus he has violated the Rule 20(3) of APCS (CC&A) Rules, 1991.

Article of Charge-3:

Sri K. Bhaskar, Project, ATMA, YSR Kadapa District has released an amount of Rs.11,57,972/- to GVK Society for Rural Development YSR Kadapa District with the permission of the District Collector, YSR Kadapa District and an amount of Rs.4,99,472/- and Rs.1,62,000/- directly to the NGO as per its request, without obtaining permission from the District Collector, YSR Kadapa District, under PMKSY Scheme for its implementation. The vouchers submitted by the NGO, list of participants and photographs of the entire components are not appended and entire components documents are not appended and he has not properly monitored the PMSKY programme scrupulously at ground level. Thus he has violated the Rule 20(3) of APCS (CC&A) Rules, 1991.

Article of charge - 4 :

That, Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District has got prepared – (1) 192 Nos. of 3x4 size Display Boards, Matter + Transport Charges from M/s.Ajantha Arts and Digitals, YSR Kadapa District to a tune of Rs.3,98,400/- and (2) got printed 3,650 Nos. of 1/8"size of Organic Farming Booklets and 1,54,000 nos. of Pamphlets on ATMA activities from M/s.Sri Surabhi Multi Offset printers, YSR Kadapa District to a tune of Rs.1,48,970/-. In both cases he didn't obtained permission from the District Collector, YSR Kadapa District and released different cheques to the supplier with lower denomination of below Rs.25,000/- and the materials were not entered in the relevant registers and the details to whom the materials distributed were not appended.

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Hence, it seems that, the Project Director, ATMA, YSR Kadapa District has intentionally issued cheques to the supplying firms with lower denominations of Rs.25,000/- instead of getting joint signature from the District Collector/Chairman, ATMA, YSR Kadapa District with due approval and thus, he has not followed the guidelines of ATMA scheme scrupulously. Thus he has violated the Rule 20(3) APCS (CC&A) Rules 1991.

Article of charge – 5 :

That, Sri K. Bhaskar, Project Director, ATMA, YSR Kadapa District has utilized an amount of Rs.1,51,628/- from OOE towards office building repairs and replacement and got printed pamphlets to a tune of Rs.1,69,800/- from M/s.Vasavee Graphics, YSR Kadapa District respectively without obtaining permission/approval from the District Collector/Chairman, ATMA, YSR Kadapa District and released the funds by way of different cheques to the supplier with lower denomination of below Rs.25,000/- instead of getting joint signature from the District Collector/Chairman, ATMA YSR Kadapa District with due approval. Thus, Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District has not followed the guidelines of ATMA scheme scrupulously. Thus he has violated the Rule 20(3) APCS (CC&A) Rules 1991.

Article of charge – 6 :

That, Sri K. Bhaskar, Project Director, ATMA, YSR Kadapa District is being drawing TA Bills regularly without obtaining Tour Approvals from the District Collector/Chairman, ATMA, YSR Kadapa District. Further, the Deputy Project Director, O/o, Project Director, ATMA, YSR Kadapa District is also drawing TA Bills regularly without tour approvals of the Project Director, ATMA, YSR Kadapa District, Thus, Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District has not followed the guidelines scrupulously. Thus he has violated the Rule 20(3) APCS (CC&A) Rules 1991.

Annexure- II

Statement of imputations of misconduct or misbehaviour in support of the article of charge framed against Sri K.Bhaskar, Project Director, Agriculture Technology Management Agency (ATMA), YSR Kadapa District.

In respect of Charge – 1 & 2 :

The Joint Director of Agriculture, YSR Kadapa District and Enquiry Officer has conducted enquiry as per the orders of No.A1/424/2017, dated: 03.04.2017 of the District Collector, YSR Kadapa District and submitted his enquiry report vide Lr.No.A1/500/2017, dated 16.5.2017 has stated that the Project Director, ATMA, YSR Kadapa District is operating a regular Bank Account in State Bank of India, Yerrarnukkapalli, YSR Kadapa District vide S.B. A/c.No. 1042237842 which is main account of the Project Director, ATMA, YSR Kadapa District. Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District has opened another account vide S.B.No.91065178561 in APGB, Nagarajupet, YSR Kadapa District and credited the unspent balances received from the B.T.T.Conveners/Assistant Directors of Agriculture to a tune of Rs.20,02,116/- (Rs.14,33,530 scheme amount + Rs.5,68,587 Interest amount) which was previously released from State Bank of India, Yerramukkapalli, YSR Kadapa District, without prior permission/approval of the District Collector/Chairman, ATMA, YSR Kadapa District. After opening the separate Account, the Project Director, ATMA, YSR Kadapa District has drawn self cheques without noting the recipient name in the cash book maintained for APGB Account to a tune of Rs.6,85,000/- towards settlement

of pending dues for printing material, which is highly irregular. Thus, the Project Director, ATMA, YSR Kadapa District has drawn to a tune of Rs.5,85,000/- by way of self cheques and the purpose, sanction proceedings and vouchers are not shown to the Enquiry Officer at the time of conducting of enquiry. Afterwards, an amount of Rs.1,00,000/- was remitted in the shape of cash to S.B.No.91065178561 in APGB, Nagarajupet, YSR Kadapa District. The Project Director, ATMA, YSR Kadapa District has also remitted an amount of Rs.14,33,530/- being the scheme amount to S.B.A/c.No.1042237842 which is the main account of the Project Director, ATMA, YSR Kadapa District, without any prior permission/approval from the District Collector, YSR Kadapa District. The Project Director, ATMA, YSR Kadapa District is having ceiling limit of drawal of funds is upto Rs.25,000/- and over and above drawal of Rs.25,000/- the cheque has to be submitted to the District Collector/Chairman, ATMA, YSR Kadapa District for joint signature. Sri.K.Bhaskar, Project Director, ATMA, Kadapa has opened separate account intentionally in APGB, Nagarajupet, YSR Kadapa District for drawal of over and above ceiling limit of Rs.25,000/- prescribed in S.B.A/c.No.1042237842 which is main account of the Project Director, ATMA, YSR Kadapa District.

In respect of Charge – 3 :

The Joint Director of Agriculture, YSR Kadapa District and Enquiry Officer has conducted enquiry as per the orders of No.A1/424/2017, dated 3.4.2017 of the District Collector, YSR Kadapa District and submitted his enquiry report vide Lr.No.A1/500/2017, dated 16.5.2017 has stated that, the Project Director, ATMA, YSR Kadapa District an amount of Rs.4,96,500/- has been released to GVK Society for Rural Development, YSR Kadapa District with the permission of the District Collector, YSR Kadapa District. Further, as per the request made by the GVK Society for Rural Development, YSR Kadapa District, the Project Director, ATMA, YSR Kadapa District has released an amount of Rs.4,99,472/- and Rs.1,62,000/- directly to the NGO without obtaining permission for release of subsequent funds from the District Collector, YSR Kadapa District without taking up field level inspection of implementation of PMSKY scheme at ground level totaling to Rs.11,57,972/-. Further, M/s.GVK Society for Rural Development, YSR Kadapa District has submitted vouchers (recipient of the amounts are the persons related to the NGO) and statements to a tune of Rs.8,03,789/- leaving behind a balance of Rs.3,54,189/- which were not scrutinized by the Project Director, ATMA, YSR Kadapa District in the ground level as to the genuinity of the implementation of the programme with reference to beneficiaries and vouchers. As seen from the vouchers submitted by the NGO, list of participants and photographs of the entire components are not appended and some photographs (Xerox copies) containing some press clippings are only appended and entire components documentation are not appended. As seen from the vouchers, more number of banners and pamphlets were got printed and huge funds are being incurred on these items only and the details as to where they were distributed at ground level are not appended to the vouchers and not followed the guidelines scrupulously. Regarding implementation of the PMSKY scheme as per the guidelines, the same has to be assessed at ground level with reference to the guidelines of PMSKY scheme.

In respect of Charge – 4 :

The Joint Director of Agriculture, YSR Kadapa District and Enquiry Officer has conducted enquiry as per the orders of No.A1/424/2017, dated 3.4.2017 of the District Collector, YSR Kadapa District and submitted his enquiry report vide Lr.No.A1/500/2017, dated 16.5.2017 has stated that, Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District has got prepared 192 Nos. of 3x4 size Display Boards, Matter + Transport Charges from M/s.Ajantha Arts and Digital, YSR Kadapa District to a tune of Rs.3,98,400/- and 3,650 Nos. of 1/8"size of Organic Farming Booklets and

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1,54,000 nos. of Pamphlets on ATMA activities from M/s. Sri Surabhi Multi Offset printers, YSR Kadapa District to a tune of Rs.1,48,970/- respectively without obtaining permission/approval from the District Collector/Chairman, ATMA, YSR Kadapa District and released the funds with different cheques to the suppliers with lower denominations of below Rs.25,000/- intentionally by avoiding joint signature from the District Collector/Chairman, ATMA, YSR Kadapa District. The materials were not entered in the relevant registers and the details to whom the materials distributed were not appended.

In respect of Charge –5 :

The Joint Director of Agriculture, YSR Kadapa District and Enquiry Officer has conducted enquiry as per the orders of No.A1/424/2017, dated 3.4.2017 of the District Collector, YSR Kadapa District and submitted his enquiry report vide Lr.No.A1/500/2017, dated 16.5.2017 has stated that, Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District has utilized an amount of Rs.1,51,628/- from OOE towards office building repairs and replacement and got printed pamphlets to a tune of Rs.1,69,800/- from M/s.Vasavee Graphics, YSR Kadapa District respectively without obtaining permission from the District Collector/Chairman, ATMA, YSR Kadapa District and released the funds by way of different cheques to the supplier with lower denomination of below Rs.25,000/- intentionally by avoiding joint signature from the District Collector/Chairman, ATMA, YSR Kadapa District. The printed materials were not entered in the relevant registers and the details to whom the materials distributed were not appended. The sanction proceedings and Bills are not shown to the enquiry.

In respect of Charge – 6 :

The Joint Director of Agriculture, YSR Kadapa District and Enquiry Officer has conducted enquiry as per the orders of No.A1/424/2017, dated 3.4.2017 of the District Collector, YSR Kadapa District and submitted his enquiry report vide Lr.No.A1/500/2017, dated 16.5.2017 has stated that, Sri K.Bhaskar, Project Director, ATMA, YSR Kadapa District is being drawing the TA bills regularly without obtaining tour approval from the District Collector/Chairman, ATMA, YSR Kadapa District and also drawing the TA Bills of the Deputy Project Directors, ATMA, O/o. Project Director, ATMA, YSR Kadapa District without tour approvals

ANNEXURE-III

List of documents by which the article of charge framed against Sri K.Bhaskar, Project Director, Agriculture Technology Management Agency (ATMA), YSR Kadapa District are proposed to be sustained.

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- 1.Xerox copy of Ref.No. A1/424/2017, Dated: 03.04.2017 of the District Collector, YSR Kadapa District.
2. Xerox copy of Enquiry report NO. A1/500/2017, Dated: 16.05.2017 of the Joint Director of Agriculture and Enquiry Officer YSR Kadapa District.

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ANNEXURE-IV

List of witnesses by whom the Articles of Charge framed against Sri K.Bhaskar, Project Director, Agriculture Technology Management Agency (ATMA), YSR Kadapa District are proposed to be sustained.

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**B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT(FAC)**

SECTION OFFICER