



తూర్పు గోదావరి జిల్లా రాజపత్రము

EAST GODAVARI DISTRICT GAZETTE

అసాధారణ అనుబంధము

EXTROARDINARY

అధికారము క్రింద ప్రచురణ

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KAKINADA

Dt.03.01.2017

Ref.No.A4/2/2016 Dt.03.01.2017 of Collector, E.G.Dist., Kakinada

O/o The Director of Treasuries and Accounts,
Andhra Pradesh, Vijayawada.

Procs.No.G3/K(I)3/18509/2010-3

Dated:28/09/2016.

Sub: PUBLIC SERVICES-Treasuries and Accounts Department- East Godavari District-Irregular draws of contingent expenditure by the Medical Officers of Public Health Centers at Sub Treasury, Addateegala, East Godavari District-Charges framed against treasury personnel, Sub Treasury, Addateegala, East Godavari District-Explanation received-Inquiry conducted-Inquiry Report communicated-Reg.

Read: 1.This Office Charge Memo No.K(I)3/18509/2010-3,Dt.08.04.2013.
2.Charge Memos No.K(I)3/18509/2010-3,dtd.08.04.2013, in respect of Sri N.Anil Aravind Kumar published in District Gazette, E.G.No.26/2014,dtd.21.04.2014.
3.This office Procs.No.G3/K(I)3/18509/2010,dtd.28.01.2014.
4.Lr.Rc.No.A1/6877/2010,dtd.23.12.2014 of DD,DT,East Godavari.
5.This office Procs.No.G3/K(I)3/18509/2010,dtd.28.01.2014.
6.Representation of Sri G.Shiva Kumar Reddy,Inquiry Officer & Joint Director,dtd.Nil.
7.This office Procs.No.G3/K(I)3/18509/2010,dtd.15.06.2015.
8.Representation of Sri A.Siva Prasad, Inquiry Officer & Joint Director,dtd.Nil.
9.This office Procs.No.G3/K(I)3/18509/2010,dtd.24.06.2015.
10. Representation of Sri V.Suryanarayana, DD,DT,Chittoor dtd.28.09.2015.
11.This office Procs.No.G3/K(I)3/18509/2010,dtd.21.11.2015.
12.Rc.No.A1/6877/2010,dtd.17.05.2016 of Sri P.V.Bhoga Rao,DD,DT,East Godavari.

ORDER:

Whereas, disciplinary proceedings have been initiated under Rule 20 of APCS(CC&A)Rules, 1991 against Sri N.Anil Aravind Kumar, formerly Senior Accountant(now absconding from duty), Sub Treasury, Addateegala, East Godavari District in connection with a case of irregularities noticed in drawal of contingent expenditure by the Medical Officers of Public Health Centers, under the jurisdiction of the SubTreasury, Addateegala, East Godavari District.

And whereas, Sri P.V.Bhoga Rao, DD,DT,East Godavari has been appointed as Inquiry Authority to inquire into the charges framed against the above said charged officer vide proceedings 11th read above and the Inquiry officer, in his report vide 12th read above, held that the charge leveled against the said charged officer have been proved.

And whereas, after careful examination of the report of the Inquiry Officer and the charge framed against the individual, the undersigned has agreed with the findings of the inquiry and considered to provide opportunity to the said charged officer to submit his representation on the findings of the inquiry.

Now, therefore a copy of the inquiry report is communicated herewith to the said Sri N.Anil Aravind Kumar, formerly Senior Accountant (now absconded from duty), SubTreasury, Addateegala, East Godavari District under Rule 21(2) of A.P.C.S.(CC&A) Rules,1991 to submit his representation if any within (15) days from the date of receipt of these orders. If no representation is received from him within stipulated time it will be construed that he has no explanation to offer and further action will be taken against him on the basis of the material available on records.

Sd/-K.Kanakavalli
Director of Treasuries and Accounts

To
Sri N.Anil Arvaid Kumar, formerly Senior Accountant(now absconded from duty), Sub Treasury, Addateegala, East Godavari District (through the Deputy Director, District Treasury, East Godavari).

Copy to the Deputy Director, District Treasury, East Godavari in duplicate with a request to serve the orders on the said individual and return the served copy duly with his dated signature.

//F.B.O//

Junior Accounts Officer

**SRI.N.ANIL ARAVINDA KUMAR, SENIOR ACCOUNTANT, SUB-TREASURY,
ADDATEEGALA PRESENTLY ABSCONDED FROM DUTY**

It is submitted that the following charge has been framed by the Director of Treasuries and Accounts, AP, Hyderabad vide Charge Memo.No.K(I)3/18509/2010-3.dt.8-4-2013

CHARGE I:- "that Sri.N.Anil Aravinda Kumar, Senior Accountant who worked as such, at the Sub Treasury , Addateegala has admitted and appended pass orders for approval for Sub Treasury Officer without undertaking the required treasury checks/ audit, the irregular claims towards Service Postage Charges, Electricity charges and Hire charges as listed-out in Statement I, II and III(b) enclosed to the statement of imputations in Annexure II which were preferred by the DDOs in contravention of procedures prescribed for drawl of such claims and thereby enabled the DDOs concerned to draw Govt. money in violation of the standard principles of financial propriety. Thereby he failed to discharge his functions as per the procedures prescribed in A.P.Treasury Code, A.P. Financial Code, A.P. T & A Functionary Manual and the prevailing Executive instruction in respect of those claims and exhibited mis-conduct in contravention of Rule 3 of APCS(Conduct) Rules, 1964".

REPLY TO THE CHARGE MEMO

The Chagem Memo was published in the local Gazette No.26/2014, dt.21.04.2014 of the Collector, E.G.District, Kakinada, as the same was not received by the Charged Officer, which was sent through Registered Post. It is submitted that the Charged Officer has not given any reply to the charge memo and the same was admitted during the inquiry on 20.01.2016.

DEFENCE DURING THE INQUIRY:

During the course of inquiry on 20-01--2016, the Charged Officer has admitted that he has not received any charge memo. The Inquiry Officer has asked him to verify the charge memo as he has not directly received the charge memo. The charged officer has replied that he read over the charge memo and accepted that he passed one bill in service postage, one bill in Water & electricity, 9 bills in hiring of vehicles after verification of the vouchers supplied by the presenting officer. The charged officer accepted that he himself argue his case.

In respect of drawls under 130/131 SPT, how the payments were allowed in the name of M. Satyanarayana, Samalkot for Rs.25000/- vide Token.No.4961 dt.19-10-2010 according to para 12.11.4 under Chapter 12 of T & A Functionary Manual , the charged officer has replied that while passing the bills, the Demand Drafts were in the name of the Post Master only and it might be changed by the messenger at Bank while signing on the bills.

In reply to the question regarding, the voucher number was not mentioned in the bill, for which month it relates and to whom it was paid in the proceedings enclosed to the bill are not forth coming, he replied that the budget is received in lump sum and

expenditure also in a single paper with month wise statement duly signed by the DDO, hence he passed the bill

In reply to the question regarding how the bill with Token.No.4961 was passed without having sub voucher number and details of the claim and not appending required certificates and no dated signature of the DDO, the charged officer has replied that as per the instructions of the STO and due to pressure and threaten given by the department people, he passed the bill.

In respect of 130/133 bills, how the accountant has passed the bills to a tune of Rs.50,000/- vide Token.No.4956 in the name of M Satyanarayana instead of Electricity Department, he replied that while passing the bills, the Demand Draft in favor of the AAO, ERO, Jaggampeta only and accordingly, he passed the bill.

In reply to the question regarding non enclosing the original demand issued by the electricity department, non appending dated signatures on the bill, non initials by the accountant/STO in the specimen signatures verified and arithmetical accuracy certificate, no protective endorsement, non appending cello tape on the pass order, the charged officer has replied that all enclosures were in order at the time of passing of bill and also as per the instructions of the STO, he passed the bill.

In respect of 130/134 hiring of vehicle bills, the claims were allowed after obtaining the permission from the administrative department as per G.O.5 dt.4-1-94 only, but how the accountant processed 9 claims without prior sanction from the Government, he replied that at the time of passing , he verified the name of the owner, agreement and name of the demand draft and confirm the genuineness and passed the bills.

According to the G.O.Ms.No.5 dt.4-1-1994, an agreement has to be made between owner of the vehicle and the user of the vehicle and also amounts are being paid to the owner of the vehicle by means of Demand Draft/. Why the accountant has allowed the amounts other than the owner of the vehicle. He replied that at the time of passing of bills, he verified the name of the owner, agreement and name on the demand draft requisition, confirm the genuineness and passed the bills

According to Govt. instructions, every hired vehicle must be a taxi quota and having fitness certificate, insurance, pollution, driving license in force and copies must be enclosed to the bill. But the bills were admitted without observing these essentialities, how the bills were admitted. He replied that at the time of passing of bills, all the enclosures were in order and they might be changed at the bank. There is a variation in amounts between the receipt enclosed to the bills and on the bill in Sl.No.6,7,8, the charged officer has replied at the time of passing of bills, all were in order and accordingly, he passed the bills.

According to rules in force, the DDO has to append pass order and cancellation on the sub-voucher, stamped receipt, duly noting the sub-voucher number, but how these bills were passed without requirements. The charged officer has replied that he has not observed the same, while passing the bills.'

In reply to the question regarding non enclosing the sub-voucher, non appending dated signatures on the bill, non initials by the accountant/STO in the specimen signatures verified and arithmetical accuracy certificate, no protective endorsement, non appending cello tape on the pass order, the charged officer has replied that he has not observed the same and the STO has told him that all omissions will be rectified by him and accordingly he passed the bills and sent to the STO for approval.

Regarding the variation of the signatures of the owners between RC book and receipts, he replied that he has not observed the variation while passing the bills.

In reply to the question regarding how the bank list was sent to the bank, the Charged Officer has replied, if the bills were less, the same were sent to the bank in a small box through department persons and if the bills were in huge, it was packed in a sealed paper and sent through the department people as the State Bank of India is at Yeleswaram which is far away from the Sub-Treasury, Addateegala.

The charged officer has submitted his representation that on promotion he was posted as Senior Accountant at Sub-Treasury, Addateegala and joined to duty as Senior Accountant on 24-09-2010. He submitted that on 18-10-2010, in the evening between 4.30 PM to 5 PM, the Medical Department people have brought some bills to the Treasury. The accountant who entrusted the work of medical bills was on leave and accordingly, the same work was entrusted to him. At that time, he has completed 25 days service as Senior Accountant in the Sub-Treasury, Addateegala. The STO asked him to pass the PHC bills. But he refused for passing the bills. The STO has warned him and a complaint has to be made to the Deputy Director against him for disobedience of his instructions. Accordingly he passed the bills of PHC, Gangavaram consisting of 1 (one) bill relates to 130/131, 1 (One) bill relates to 130/133 and 9 (nine) bills relates to 130/134. While passing the bills, he verified the budget through online, DDO proceedings, Demand Draft in favor of Post Master, Gangavaram, after that he appended the pass order. At the time of passing of, bill relating to Electricity bills and Hiring of vehicle bills, he observed the rules and regulations of the Govt. from time to time. If there are any omissions pointed out while conducting the audit, the STO told that you append a pass order and send it to his table. Accordingly, he processed the bills and send to the STOs table. He further submitted that he has not received the charge memo No.K(I)3/18509/2010-3.dt.08-04-2013 of the DTA,AP, Hyderabad in person, for which he has submitted his reply on 20-01-2016 during the inquiry. Finally he requested to drop further action.

RULE POSITION

- 1) G.O.Ms.No.5 F & P (FW.W & M I) Dept.dt.04-01-1994 - administrative sanction as well as finance concurrence is required for hiring of vehicles
- 2) xxvii of ChapterXII of A.P.T&A Functionary manual, all third party payments shall be made in the name of actual beneficiary by means of DD/BC only
- 3) Chapter 12.11 of A.P. T & A Functionary Manual – contingent bills

OBSERVATIONS OF THE PRESENTING OFFICER

It is submitted that on verification of the records, replies, examination during the inquiry, written statements, the following are the observations

- 1) The service postage bills to a tune of Rs.25000/- was allowed in the name of M.Satyanarayana, Samalkot instead of respective Post Master
- 2) The Electricity Charges to a tune of Rs.50000/- was allowed in the name of M.Satyanarayana, Samalkot instead of Electricity department
- 3) 9 claims were allowed under 130/134 hiring of vehicles in the name of M Satyanarayana instead of actual owner of the vehicle.
- 4) Allowed hiring of vehicle bills with auto rickshaw, own vehicle instead of taxi quota
- 5) While passing the hire charges vehicle, the accountant has not insisted for taxi quota, RC book, insurance police, pollution certificate and driving license
- 6) Not insisted the sub voucher number on the bill, period of claim, claim paid to whom, DDO pass order and cancellation certificate on the sub voucher, initial in the stamp of specimen signatures verified and arithmetical accuracy certificate, no protective endorsement and no cello tape appended on the pass order, but the bills were processed by the accountant without observing the above omissions.
- 7) Not insisted the required certificates in the place provided on the printed format

BRIEF OF PRESENTING OFFICER:

The Presenting Officer in his opinion has stated on verification of the connecting file, replies to the charge memo, defence during enquiry, that Sri N.Anil Aravind Kumar, Senior Accountant(absconding from duty), ST Addategala has processed irregular drawls under 130/131, 130/133 and 130/134, facilitated the DDO to draw the government money in violation of the standard principles of financial propriety, not observed the procedures laid down in Treasury Code, Financial Code, and he failed to discharge his duties being a case worker, thus he violated the Rule 3 of A.P.C.S(Conduct) Rules, 1964 and the charge leveled against him may be **PROVED**.

FINDINGS OF THE INQUIRY OFFICER:

On verification of the reply to the charge memo, defence during the inquiry, available documentary evidence, brief of the Presenting Officer, it is found that SriN.Anil Aravind Kumar, Senior Accountant, ST Addateegala (absconding from duty), has processed irregular drawls under 130/131, 130/133 and 130/134, facilitated the DDO to draw the Government money in violation of the standard principles of financial propriety, not observed the procedures laid down in Treasury Code, Financial Code, T&A Functionary manual, not followed the instructions issued by the Government/ DTA from time to time and he totally failed to discharge his duties being a case worker, thus he violated the Rule 3 of A.P.C.S.(Conduct)Rules, 1964. Hence the charge leveled against him is held **PROVED**