

GOVERNMENT OF KARNATAKA RURAL DEVELOPMENT & PANCHAYAT RAJ DEPARTMENT

Mahatma Gandhi National Rural Employment Guarantee Scheme

Office of the Ombudsman

Zilla Panchayath Chitradurga



Information published as per Section 4(1) (b) and 5, 5(1), 5 (2) of the
Right to Information Act 2005

Section 4 (1) (b) (i)

THE PARTICULARS OF OMBUDSMAN, FUNCTIONS AND DUTIES;

The National Rural Employment Guarantee Act (hereinafter referred to as NREG Act) came to be enacted by Government of India in September 2005 following which the Government of Karnataka has been implementing the Scheme under the said Act in phases since 02-02-2006. The districts covered in the I Phase are Bidar, Gulbarga, Raichur, Davanagere and Chitradurga respectively while those covered under the II Phase with effect from 01/04/2007 are Bellary, Belgaum, Chikmagalur, Hassan, Shimoga and Kodagu. Implementation of the Scheme in Phase-I & Phase-II districts has already gathered momentum.

The main objective of the NREG Act is to enhance livelihood security in rural areas by providing 100 days of guaranteed wage employment in a financial year to every household whose adult members volunteer to do unskilled manual work. This work guarantee also serves other objectives such as generating productive assets, protecting the environment, empowering rural women, reducing rural-urban migration and fostering social equity among others etc.,. The NREG Act also envisages a collaborative partnership between the Central Government, the State Government, the Panchayat Raj Institutions (PRIs) and the local community.

Having regard to the importance of the Scheme, all those involved in its implementation have been properly trained/are being trained to grow up to the expected level. In all the 5 districts covered under Phase-I, the Social audit is carried out. Frequent inspection of officers at all levels are being undertaken to ensure effective implementation of the programme.

Having regard to the size of the Programme and the huge amount allocated for its implementation and the fact that such implementation has been made compulsory under the Act, it is felt necessary to have a delivery mechanism, which has to be both adequate and effective. Going by the experience, it is felt necessary to have a effective planning, monitoring, supervision and follow-up actions not only at the State level but also at District and Taluk levels. Gram Panchayats are the agencies to execute the projects with active assistance of respective line departments. In other words, considering the unique features of the Act and the key Processes involved in its implementation, there is a need to strengthen the delivery mechanism at different levels. 11. As per the guidelines of Government of India communicated in their letter No.28012/3/05-06 – NREGA dated 30th March 2007, the key functional areas for deployment of additional full time dedicated personnel for the National Rural Employment Guarantee Scheme at Panchayat Raj Institutions are as under:

In keeping with the principles of transparency and accountability, the State Government will establish the office of Ombudsman in all districts for expeditious redressal of grievances regarding implementation of MGNREG Scheme. Depending on requirement, the States may initially appoint one Ombudsman for two districts and watch the workload.

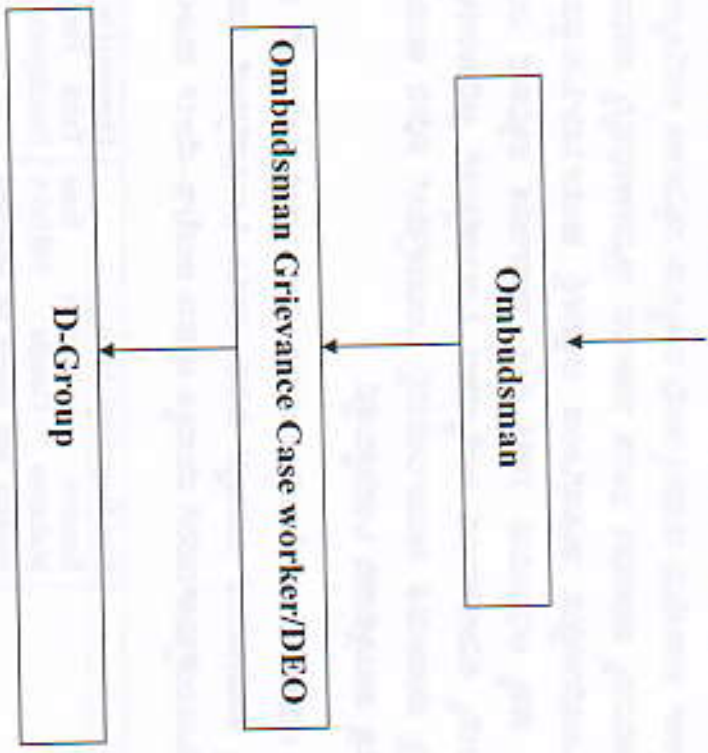
ಓಂಬುಡ್ಸ್‌ಮನ್ ಕಾರ್ಯಾಲಯ ಚಿತ್ರದುರ್ಗ ಇವರ ಕಾರ್ಯವಿಧಾನ ಹಾಗೂ ಕರ್ತವ್ಯಗಳ ವಿವರಗಳು

ಗ್ರಾಮೀಣಾಭಿವೃದ್ಧಿ ಮತ್ತು ಪಂಚಾಯತ್ ರಾಜ್ ಇಲಾಖೆಯ ಮಹಾತ್ಮಗಾಂಧಿ ರಾಷ್ಟ್ರೀಯ ಗ್ರಾಮೀಣಾ ಉದ್ಯೋಗ ಖಾತರಿ ಯೋಜನೆ ಅಧಿನಿಯಮ-2005 ರ ಪ್ರಕರಣ ಸಂಖ್ಯೆ 27 ರ ಪ್ರದತ್ತ ಅಧಿಕಾರವನ್ನು ಚಲಾಯಿಸಿ ಭಾರತ ಸರ್ಕಾರದ ಗ್ರಾಮೀಣಾಭಿವೃದ್ಧಿ ಸಚಿವಾಲಯವು ಹೊರಡಿಸಿರುವ ಮಹಾತ್ಮಗಾಂಧಿ ನರೇಗಾ ಯೋಜನೆ ಓಂಬುಡ್ಸ್‌ಮನ್ ಸೂಚನೆಗಳನ್ವಯ ಸ್ಥಾಪಿಸಲಾದ ಜಿಲ್ಲೆಗಳಲ್ಲಿ ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿರುವ ಮಹಾತ್ಮಗಾಂಧಿ ನರೇಗಾ ಯೋಜನೆ ಓಂಬುಡ್ಸ್‌ಮನ್ ಕಛೇರಿಯನ್ನು ಮಾಹಿತಿ ಹಕ್ಕು ಅಧಿನಿಯಮ 2005 ರೀತ್ಯ ಸಾರ್ವಜನಿಕ ಪ್ರಾಧಿಕಾರ ಎಂದು ಪರಿಗಣಿಸಲಾಗಿದೆ ಈ ಕಛೇರಿಯಲ್ಲಿ ಸರ್ಕಾರದಿಂದ ಅಂದರೆ ರಾಜ್ಯಪಟ್ಟದ ಆಯ್ಕೆ ಕಮಿಷಿಯಿಂದ ಆಯ್ಕೆಯಾದ ಓಂಬುಡ್ಸ್‌ಮನ್ ಅಧಿಕಾರಿಗಳು ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಾರೆ. ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆಯಲ್ಲಿ ಜಿಲ್ಲಾ ಕೇಂದ್ರ ಸ್ಥಾನದಲ್ಲಿ ಜಿಲ್ಲಾ ಪಂಚಾಯತಿ ಕಾರ್ಯಾಲಯದಲ್ಲಿ ಓಂಬುಡ್ಸ್‌ಮನ್ ಕಛೇರಿ ಕಾರ್ಯನಿರ್ವಹಿಸುತ್ತಿದೆ. ಓಂಬುಡ್ಸ್‌ಮನ್ ರವರ ಕಾರ್ಯವ್ಯಾಪ್ತಿಯ ಚಿತ್ರದುರ್ಗ ಜಿಲ್ಲೆಯ ಎಲ್ಲಾ ತಾಲ್ಲೂಕುಗಳು ಒಳಪಟ್ಟಿರುತ್ತವೆ.

ಜಿಲ್ಲೆಯಲ್ಲಿನ ಯಾವುದೇ ಮಹಾತ್ಮಗಾಂಧಿ ನರೇಗಾ ಯೋಜನೆಯಲ್ಲಿ ಕಾಮಗಾರಿ ಕೆಲಸ ನಿರ್ವಹಿಸುವ ಕೂಲಿ ಕಾರ್ಮಿಕರು ಮತ್ತು ಇತರ ಸಾರ್ವಜನಿಕರು ಮಹಾತ್ಮಗಾಂಧಿ ನರೇಗಾ ಯೋಜನೆಯಲ್ಲಿ ಕಾಮಗಾರಿಗಳ ಅನುಷ್ಠಾನ ಕುರಿತು ಹಾಗೂ ಓಂಬುಡ್ಸ್‌ಮನ್ ಮಾರ್ಗಸೂಚಿ ಸೆಷನ್ 9 ರಲ್ಲಿ ವಿವರಿಸಿರುವ ವಿಷಯಗಳ ಕುರಿತು ದೂರು ಅರ್ಜಿಯಲ್ಲಿ ಓಂಬುಡ್ಸ್‌ಮನ್‌ರವರಿಗೆ ಮುದ್ದಾಂ ಅಥವಾ ಅಂಚೆ/ಇ-ಮೇಲ್ ಮೂಲಕ ಸಲ್ಲಿಸಬಹುದಾಗಿದೆ.

Level	Key Functional Areas	Personnel to be deployed
Zilla Panchayath	Receive complaints from Mahatma Gandhi NREGA workers and others on specified matters, consider such complaints and facilitate their disposal in accordance with law.	Taluk Panchayath and Grama

Ombudsman Office Administration pattern



Section 4 (1) (b) (ii)

THE POWERS AND DUTIES OF Ombudsman AND EMPLOYEES;

- i) Receive complaints from Mahatma Gandhi NREGA workers and others on specified matters, consider such complaints and facilitate their disposal in accordance with law.
- ii) Require the Mahatma Gandhi NREGA authority complained against to provide any information or furnish certified copies of any document relating to the complaint.
- iii) Issue direction for conducting spot investigation, lodge FIRs against the erring parties, initiate proceedings suo moto.
- iv) Engage experts for inquiring into the technical aspects relating to complaint.
- v) Direct redressal, disciplinary and punitive actions.
- vi) Report findings to the Chief Secretary of the State and the Secretary, of the Department dealing with Mahatma Gandhi NREGA for appropriate legal action against erring persons.

Duties

- i) Ombudsman will be responsible for the conduct of business in his office.
- ii) Ombudsman will be responsible to make all Mahatma Gandhi NREGA related documents public and ensure that they are easily accessible. The Ombudsman shall apply the norms relating to third parties as specified in the RTI Act 2005. Before placing the information in the public domain, the concerned party should be given an opportunity to be heard.
- iii) Ombudsman will send monthly and annual report and list of awards passed to Chief Secretary (CS) and Secretary in charge of Mahatma Gandhi NREGA. In the reports, Ombudsman will highlight action to be taken against erring Mahatma Gandhi NREGA functionaries
- iv) Summary report of cases disposed by Ombudsman will be reported to the State Employment Guarantee Council by the State Secretary dealing with Mahatma Gandhi NREGA in the meetings and will also form part of the Annual Report which will be placed in the Legislative Assembly. v) Ombudsman will compile a list of all orders passed in a financial year in respect of every MGNREGA Authority complained against and report it to the Chief Secretary of the State and the Secretary in charge of Mahatma Gandhi NREGA.

Complaint pertaining to any one or more of the following issues alleging irregularities in the implementation of the MGNREGA Scheme may be filed with the Ombudsman

- i) Gram sabha(procedural and substantive issues)
- ii) Registration of households and issue of job cards
- iii) Custody of job cards.
- iv) Demand for work
- v) Issue of dated acknowledgement receipt against submission of application for work.
- vi) Payment of wages.
- vii) Payment of unemployment allowance.
- viii) Discrimination on the basis of gender/caste/religion.
- ix) Worksite facilities.
- x) Measurement of work.
- xi) Quality of work
- xii) Use of labour displacing machines
- xiii) Engagement of contractors xiv. Operation of accounts in the bank or post offices
- xv) Registration and disposal of complaints.
- xvi) Verification of muster rolls
- xvii) Inspection of documents
- xviii) Use of funds
- xix) Release of funds
- xx) Social audit
- xxi) Maintenance of record
- xxii) State Department dealing with Mahatma Gandhi NREGA may include any other ground on which a complaint may be filed with the Ombudsman

Proceedings to be summary in nature

The Ombudsman shall not be bound by any legal rules of evidence and may follow such procedure that appears to him to be fair and proper. The proceedings before the Ombudsman shall be summary in nature.

Disposal of Complaints

On receipt of complaint, Ombudsman will issue notice to Mahatma Gandhi NREGA Authority for appearance and making submissions. Where facts are admitted, case will be disposed by passing appropriate direction and if not admitted, Ombudsman will pass an award. The 'award' passed shall be a speaking order consisting of the following components:

- i) Details of the parties of the case.
- ii) Brief facts of the case.
- iii) Issues for consideration.
- iv) Findings against issues along with reasons.
- v) Direction to the concerned MGNREGA Authority such as performance of its obligations
 - like expediting delayed matters, giving reasons for decisions and issuing apology to complainants, taking of disciplinary and punitive action against erring persons, etc.
 - except imposition of penalties under the MGNREG Act.
 - a) Costs, if any.
 - b) Costs may be imposed in case of false, malicious and vexatious complaints.
 - c) In cases of corruption, Ombudsman will forward the matter to competent authority to sanction criminal prosecution of the persons involved in the case.

Section 4 (1) (b) (iii)

(III) THE PROCEDURE FOLLOWED IN THE DECISION MAKING PROCESS, INCLUDING CHANNELS OF SUPERVISION AND ACCOUNTABILITY;

The decisions will be made by the Ombudsman with the provisions said in the Act & Rules of the scheme.

Section 4 (1) (b) (iv)

(IV) THE NORMS SET BY office of the Ombudsman FOR THE DISCHARGE OF ITS FUNCTIONS;

Office procedure, KCSRs and related rules being followed.

Section 4 (1) (b) (v)

(v) THE RULES, REGULATIONS, INSTRUCTIONS, MANUALS AND RECORDS, HELD BY IT OR UNDER ITS CONTROL, OR USED BY ITS EMPLOYEES FOR DISCHARGING ITS FUNCTIONS;

The following are used:

Instructions on Ombudsman issued by the ministry of Rural Development, Department of Rural Development MGNREGA Division

Section 4 (1) (b) (vi)

A STATEMENT OF THE CATEGORIES OF DOCUMENTS THAT ARE HELD BY IT OR UNDER ITS CONTROL;

- Complaints Files
- Ombudsman Files

Section 4 (1) (b) (vii)

THE PARTICULARS OF ANY ARRANGEMENT THAT EXISTS FOR CONSULTATION WITH, OR REPRESENTATION BY, THE MEMBERS OF THE PUBLIC IN RELATION TO THE FORMULATION OF ITS POLICY OR IMPLEMENTATION THEREOF;

Not Applicable

Section 4 (1) (b) (viii)

A STATEMENT OF THE BOARDS, COUNCILS, COMMITTEES AND OTHER BODIES CONSISTING OF TWO OR MORE PERSONS CONSTITUTED AS ITS PART OR FOR THE PURPOSE OF ITS ADVICE, AND AS TO WHETHER MEETINGS OF THOSE BOARDS, COUNCILS, COMMITTEES AND OTHER BODIES ARE OPEN TO THE PUBLIC, OR THE MINUTES OF SUCH MEETINGS ARE ACCESSIBLE FOR PUBLIC;

Not Applicable

Section 4 (1) (b) (ix)

A DIRECTORY OF ITS OFFICERS AND EMPLOYEES

Sl	Designation	Name
1	Ombudsman	Sri MB Shankarappa
2	Grievance case worker / DEO	Sri Madhusudhan CR
3	D-Group	Gowaranna

Section 4 (1) (b) (x)

THE MONTHLY REMUNERATION RECEIVED BY EACH OF ITS OFFICERS AND EMPLOYEES, INCLUDING THE SYSTEM OF COMPENSATION AS PROVIDED IN ITS REGULATIONS;

Sl	Designation	Name	Salary
1	Ombudsman	Sri MB Shankarappa	RS.10000 per month Honorem and RS.1000 per Sitting with maximum of RS.20000 per month
2	Grievance case worker / DEO	Sri Madhusudhan CR	Rs.12000-20000 Consolidated
3	D-Group	Gowaranna	As per State Govt norms

Section 4 (1) (b) (xi)

THE BUDGET ALLOCATED TO EACH OF ITS AGENCY, INDICATING THE PARTICULARS OF ALL PLANS, PROPOSED EXPENDITURES AND REPORTS ON DISBURSEMENTS MADE;

The consolidated Budget being approved by the State Govt

Section 4 (1) (b) (xii)

THE MANNER OF EXECUTION OF SUBSIDY PROGRAMMES, INCLUDING THE AMOUNTS ALLOCATED AND THE DETAILS OF BENEFICIARIES OF SUCH PROGRAMMES;

Not applicable.

Section 4 (1) (b) (xiii)
PARTICULARS OF RECIPIENTS OF CONCESSIONS, PERMITS OR AUTHORISATIONS GRANTED BY IT;

Not applicable.

Section 4 (1) (b) (xiv)

DETAILS IN RESPECT OF THE INFORMATION, AVAILABLE TO OR HELD BY IT, REDUCED IN AN ELECTRONIC FORM;

Details available at District Website www.chitradurganice.in
& Central Govt Website www.nrega.nic.in

Section 4 (1) (b) (xv)

THE PARTICULARS OF FACILITIES AVAILABLE TO CITIZENS FOR OBTAINING INFORMATION, INCLUDING THE WORKING HOURS OF A LIBRARY OR READING ROOM, IF MAINTAINED FOR PUBLIC USE;

The information being published through notice board, writing on designated walls and Karnataka Vikasa monthly magazine of the Department.

Section 4 (1) (b) (xvi)

THE NAMES, DESIGNATIONS AND OTHER PARTICULARS OF THE PUBLIC INFORMATION OFFICERS;

ಕ್ರ.ಸಂ	ವಿಭಾಗದ ಹೆಸರು	ಸಾರ್ವಜನಿಕ ಮಾಹಿತಿ ಅಧಿಕಾರಿಯ ವಿವರ	ಮೇಲ್ವಿಳಿ ವಿಭಾಗದ ಹೆಸರು
1	ಓಂಬudsಮನ್ ಕಾರ್ಯಾಲಯ ಜಿಲ್ಲಾ ಪಂಚಾಯತಿ ಚಿತ್ರದುರ್ಗ	ಓಂಬುದ್ವಮನ್ ಮಹಾಶ್ವೇತಾ ಸರೋಜಾ ಯೋಜನೆ ಚಿತ್ರದುರ್ಗ	ಮುಖ್ಯ ಕಾರ್ಯನಿರ್ವಾಹಕ ಅಧಿಕಾರಿಯ ಜಿಲ್ಲಾ ಪಂಚಾಯತಿ ಚಿತ್ರದುರ್ಗ

Section 4 (1) (b) (xvii)

SUCH OTHER INFORMATION AS MAY BE PRESCRIBED; AND THEREAFTER UPDATE THESE PUBLICATIONS EVERY

YEAR;

Through Monthly, Quarterly and annual reports.

Information published as per Section 5, 5(1) and 5 (2) of the Right to Information Act 2005

Section 5

Designation of Public Information Officers.

Every public authority shall, within one hundred days of the enactment of this Act, designate as many officers as Central Public Information Officers or State Public Information Officers, as the case may be, in all administrative units or offices under it as may be necessary to provide information to persons requesting for the information under this Act.

Section 5 (1)

PIO and Multiple PIOs

In Chitradurga District only one PIO is appointed by the principal Secretary RD & PR Bangalore

Section 5 (2)

Assistant public information Officer

NIL

Sd/-
Ombudsman
Office of the Ombudsman
Zilla Panchayath Chitradurga