



MIZORAM LOKAYUKTA

(Constituted under the Mizoram Lokayukta Act, 2014)

ORDER

Case No. MLC- 20/2020

In the matter of:

Prodip Kumar Chakma,

President, Village Council/Court,
CADC, Lawngtlai District

:

Petitioner/Complainant

Versus

Doya Ranjan Chakma & Ors.,

Chotapansury, Lawngtlai District

:

Respondent/OP

Date: 19.8.2021

The Mizoram Lokayukta received a written complaint from Shri Prodip Kumar Chakma, residence of Chotapansury, CADC, Lawngtlai District, Mizoram on 16.7.2020 to the effect that Shri Doya Ranjan Chakma s/o Maya Dhan Chama, former Village Council Administrator, Shri Kina Moni Chakma s/o Punya Rattan Chakma, former VC Secretary and Shri Loki Ram Chakma S/o Jalanta Kumar Chakma, former Village Crier misused Rs 1,63,000/- meant for construction of masonry footsteps which was released in two installments from the Local Administration Department (LAD). The complainant alleged that instead of construction of the masonry footsteps they repaired only 20 footsteps. **MLC Case No.-20/2020** was registered and the Mizoram Lokayukta ordered Preliminary Enquiry vide No.C.13017/20/2020-ML dt. 22.07.2020. The SP, ACB then requested permission of Vigilance Department to conduct preliminary enquiry vide NO ACB/CON-22/2020/105 dt 5.8.2020 which was granted. A preliminary enquiry (LOK) No 6/2020 dt 5.8.2020 was registered and the case was endorsed to SI Lalnunmawia. The Preliminary Enquiry Report was submitted to the Mizoram Lokayukta on 4.6.2021.

The Enquiry Officer visited the place of occurrence at Chotapansury, and he examined the complainant and the accused persons. Their statements were recorded. Statement of the Engineer-in-Charge was also recorded. The enquiry revealed that the

allotted amount for construction of masonry footsteps was Rs 1,16,000/-. The first expenditure sanction order was accorded by the Executive Committee, CADC to Village Councils by Notification issued vide Memo No. A.28010/27/2019-20/CADC(LAD)/VC/477 dt. K/Nagar 4.7.2019 in which Rs 58,000/- was allotted for construction of Masonry footsteps at Chhotapansury. The second expenditure sanction was accorded vide Notification Memo No. A.28010/27/2019-20/CADC (LAD)/VC/55 dated K/Nagar on 14.11.2019 in which Rs 58,000/- was allotted for construction of masonry Footsteps. Detailed Estimate for the Construction of masonry footsteps was also prepared. i.e. (i) Earth work in excavation over area (exceeding 30cm in depth, 1.5 m in width as well as 10 m² on estimate) including disposal of excavated earth. (ii) 87 number of steps (iii) 15 mm cement plaster (iv) 35 m length of steps. The Enquiry Officer states that the constructed cement works over the masonry was 25.4 cm to 27.94 cm deep, and 0.98 m to 1.2 m wide and of the constructed steps was about 37.8 m long which was longer than the estimated length by about 2.8 m. The total number of footsteps was also 62 steps.

The work commenced on 3.09.2020 but due to Covid-19 pandemic, the border gate of Bangladesh was closed by BSF and Bangladesh Police, and the implementing agency could not collect raw materials like sand and stone chips from Theka which is the only place for importing sand and stone chips in Chhotapansury. Therefore, the construction work was put on halt. However, after a hard effort of getting raw material from Theka at night time, they continued the construction work and completed the masonry footstep construction on 25.9.2020. Verification and measurement was done by an Asst. Engineer, LAD, CADC at the spot and completion Certificate was issued accordingly. The statement of the complainant during PE revealed that the allocated amount of Rs 1,63,000/- from LADC Dept, CADC written in the FIR was a mistake, and he later found that the actual amount was Rs 1,16,000/-. He further stated that he is appreciative of the construction of masonry footsteps by the implementing agency. Moreover the complainant wishes to withdraw the FIR as the construction of masonry footstep was utilized by the public of Chhotapansury in its true sense. The Enquiry Report could not establish misappropriation of fund. I go by the findings of the Enquiry.

Hence, the case is hereby closed.



(C. LALSAWTA)
Chairperson
Mizoram Lokayukta