

Shri Neeraj Sharma, MLA, Faridabad NIT

*14/15/78 Will the Chief Minister be pleased to state:

- a) whether it is a fact that a High Powered Committee on Corruption headed by the Chief Secretary, Haryana has been constituted after the scam of worth Rs. 200 Crore come into the light in Municipal Corporation Faridabad;
 - b) if so, the number of meetings held by the said High Powered Committee on Corruption after its formation; and
 - c) the total number of complaints received by the said Committee after its formation together with the details of the action taken in this regard along with the details thereof?
-

Shri Manohar Lal, Chief Minister, Haryana

A Statement is laid on the Table of the House.

Statement referred to in respect of Starred Question *14/15/78 asked by Shri Neeraj Sharma, MLA Faridabad NIT relating to constitution of a High Powered Committee on Corruption headed by the Chief Secretary to Government Haryana.

- a) No, Sir. The High Powered Committee against Corruption headed by the Chief Secretary was constituted vide Notification dated 31 March 2022 after a review by the Chief Minister.
- b) Three meetings of the High Powered Committee on Corruption have been held besides additional periodic reviews by the Chief Minister himself as a part of the efforts of the government to eradicate corruption.
- c) The Committee has been constituted to, inter alia, consider policy framework for reviewing and monitoring vigilance related issues, intensifying and strengthening vigilance apparatus, reviewing progress of complaints pending with Vigilance Department, review of internal vigilance, prosecution, conviction and removal of deadwood in Government at the age of 50 and 55 years. The High Powered Committee on Corruption does not receive and process individual complaints which are actually handed by Vigilance Department and Administrative Departments. Copies of the notification dated 31 March 2022 constituting the Committee and instructions dated 12 January 2022 relating to constitution of District and Sub-Divisional Vigilance Committees are enclosed as Annexures.



Haryana Government Gazette

EXTRAORDINARY

Published by Authority

Govt. of Haryana

No. 58-2022/Ext.] CHANDIGARH, THURSDAY, MARCH 31, 2022 (CHAITRA 10, 1944 SAKA)

HARYANA GOVERNMENT

VIGILANCE DEPARTMENT

Notification

The 31st March, 2022

No. 9/37/2019-1VII.— The Governor of Haryana is pleased to constitute a High Powered Committee against Corruption as under:-

i.	Chief Secretary	Chairman
ii.	ACS/FCR	Member
iii.	ACS Home & Administration of Justice	Member
iv.	PSCM	-do-
v.	Director General of Police	-do-
vi.	Director General State Vigilance Bureau	-do-
vii.	ADGP CID	-do-
viii.	Director Prosecution	-do-
ix.	Secretary Vigilance	Member Secretary

The mandate of the Committee shall be as under:-

1. Formulating the Policies to combat corruption.
2. To act as Apex body for finalizing tactics, frame policies and implementation of anti-corruption measures.
3. Periodic review of the enquiries pending with SVB.
4. Review the progress of applications pending with the competent authorities for sanction of Section 17A under the Prevention of Corruption Act, 1988.
5. Review the progress of applications pending with the competent authorities for sanction of prosecution under the Prevention of Corruption Act, 1988.
6. Review the progress of investigations conducted by the State Vigilance Bureau and Divisional Vigilance Bureaus into the offences alleged to have been committed under the Prevention of Corruption Act 1988 or offences with which a public servant may, under the Code of Criminal Procedure, 1973, be charged at the same trial.
7. Review of cases in which challan has been put in the court in time with reference to total number of FIRs registered under the Prevention of Corruption Act, 1988.

8. Review of stages of prosecution, rate of conviction and improvement of performance in court including improvement in quality of investigation.
9. Review of enquiries pending with CM Flying Squad and Monitoring thereof.
10. Review of enquiries pending with CVOs.
11. Review of enquiries pending with District Vigilance Committees.
12. Any other grievances of Employees in matters relating to Vigilance issue.

The meeting of the Committee shall be held on monthly basis.

SANJEEV KAUSHAL
Chief Secretary to Government Haryana

Chandigarh:
The 30th March, 2022.

**Government of Haryana
Vigilance Department**

No. 4/4/90-1Vig.II

From

The Chief Secretary to Government, Haryana.

To

1. All Divisional Commissioners in Haryana State.
2. All Heads of the Department in Haryana State.
3. The Registrar General, Punjab and Haryana High Court.
4. All Chief Administrators/Administrators/Managing Directors/ Executive Heads of PSUs-Boards/Corporations/Statutory Bodies/Autonomous Bodies/Societies in the Haryana State.
5. All Deputy Commissioners in Haryana State.
6. All Additional Deputy Commissioners in Haryana State.
7. All Sub Divisional Officers (C) in Haryana State.

Date Chandigarh the, 12th January, 2022

Subject:- CONSTITUTION OF DISTRICT AND SUB-DIVISIONAL VIGILANCE COMMITTEES, THEIR ASSIGNMENTS & MATTERS RELATING THERETO.

Sir/Madam,

I am directed to state that in supersession of previous Instructions issued by this Department bearing even No., dated 30.07.1990, 28.11.1991 and 21.09.2021 the Government has decided to review this issue comprehensively and accordingly a three-tier Vigilance Mechanism has been set up with the Constitution of Sub-Divisional Vigilance Committees, District Vigilance Committees and State Level Monitoring Committee with the objective and details thereof as following.

1. OBJECTIVE

The objective of the Prevention of Corruption Act is to eradicate the corruption in various government agencies and public sector businesses by combating against them. However, it is not only limited to taking measures to prevent corruption in government departments but also involves prosecuting and punishing the public servants involved in activities of corruption. For effective fight against corruption, the requisite administrative machinery should be made functional and responsible through detailed Standard Operating Procedure. Further, it is found, after analysis of various complaints received through different forums, that many of the complaints are embezzlement upto one crore. So, there is need for delegation of power under section 17A of Prevention of Corruption Act to the Deputy Commissioners with respect to group B, C and D employee of any department of State Government as well as Sarpanch, member of PRIs/ULBs in matter of corruption upto one crore enquired/inquired or investigated by state vigilance police. To give impetus to the drive against corruption and bring about efficiency and effectiveness in administration, District Vigilance Committee shall be constituted in every district along with Sub-Divisional

Vigilance Committees with a special focus on exercising preventive vigilance aimed at adopting measures to improve systems and procedures to reduce lapses and eliminate corruption. The idea is to make the administrative machinery more effective by inspecting/checking the various works/activities of the departments.

2. ORGANISATION STRUCTURE & CONSTITUTION

- a. A vigilance team called '*District Vigilance Committee*' shall be constituted in every District, comprising of the following officers:
 - i. Additional Deputy Commissioner as Chairperson
 - ii. Executive Engineer nominated by Deputy Commissioner but from department other than concerned department
 - iii. A DSP nominated by the DG Vigilance.
 - iv. Officer of the department concerned as Member
 - v. Account Officer nominated by Deputy Commissioner
- b. A sub-team shall be constituted at every Sub-Division called '*Sub-Divisional Vigilance Committee*' comprising of the following officers:
 - i. Sub-Divisional Officer (Civil) of the concerned Sub-Division as Chairperson
 - ii. Sub-Divisional Engineer nominated by Deputy Commissioner but from department other than concerned department
 - iii. Officer of the department concerned as Member
 - iv. Accountant nominated by Deputy Commissioner
- c. The District and Sub-Divisional Committee shall be officially constituted by the Districts within 10 days from the issuance of these instructions.

3. SCOPE OF OPERATION, JURISDICTION AND POWERS OF THE VIGILANCE COMMITTEES

- a. The *Vigilance Committees* shall have the authority to make surprise visits/checks on the work and conduct of any department/public office of the Government of Haryana. The authority shall also extend to any private entity discharging functions akin to government functions or as an extension or on behalf of the government. For example, transport department services being offered by private entities at dealer point, stall tests, etc.
- b. Major scope/areas of operation of such checks by the *Vigilance Committees* shall be as outlined below:
 - i. Checking acts and omissions of various officers and officials which may amount to misconduct/negligence of duties particularly in schools, PHCs and other health facilities, revenue department offices, urban local bodies, development & panchayats offices, transport department, police stations and other places of frequent public dealing.
 - ii. Checking civil works and execution of other works including works under any tender of the engineering departments, including engineering wing of ULBs. The *Vigilance Committees* shall have the discretion to associate any technical officer from any government department for the

purposes of inspection. The Committees shall also have the authority to collect samples for testing and the procedure laid down in Instructions No. 64/9/2001-2Vig-II dated 12.05.2015 (Annexure-A) shall be followed.

- iii. Checking and preventing acts of hoarding and black-marketing of essential commodities.
 - iv. Conducting inspection and physical verification of food grain mandis during crop procurement seasons.
 - v. Checking acts violating food safety standards such as adulteration, substandard quality, etc. The Committee has to associate Food Safety Officer and CMO/SMO, may collect samples for testing and seize items which appear to be in contravention of food safety standards.
 - vi. Enquire into complaints of embezzlement of government funds in any department, bribery, and corruption among all classes of government employees. The Committee may conduct inspection; however in all such cases the prescribed procedure, as per law/rules shall be followed.
 - vii. Conducting local audit of any public office with the aid of auditors with a view to audit the initial accounts maintained in offices on the spot. The scope of the audit shall include checking whether the initial accounts are maintained in proper form, whether the financial rules are properly observed, verifying the accuracy and completeness of accounts, etc.
 - viii. Enquire into any other complaint or alleged irregularity which is causing or has the potential to cause damage to public health, public property, the environment, general public interest or loss to the public exchequer.
 - ix. The corruption cases upto Rs. One crore involving Group B, C & D employees shall be taken by the District Vigilance Committee and other cases shall be referred to the Chief Secretary (in Vigilance Department).
- c. The Vigilance Committees should place special focus on exercising preventive vigilance aimed at adopting measures to improve systems and procedures to reduce occurrence of lapses.
- d. The Jurisdiction of the Vigilance Committees shall be as follows:
- i. The District Committee shall have the authority in the whole of the District.
 - ii. The authority of Sub-Divisional Committee shall be co-terminus within the limits of the Sub-Division.
 - iii. The Deputy Commissioner may authorize Sub-Divisional Committee of one sub-division to carry out its operation in another sub-division. The Chairperson of Sub-Divisional Committee may also apply for such authorization.
- e. The Vigilance Committees shall have the following powers:
- i. The Chairperson of the Vigilance Committees may call for attendance of any person or production of any document/other things belonging to any department which is considered necessary for carrying out Committee's functions effectively. Such orders must be complied with

within seven days and any unreasonable delay shall be viewed as an act/omission amounting to misconduct.

- ii. The Deputy Commissioner may require any officer of any other department within the Committee's jurisdiction to accompany the Committee during its visits. It shall be obligatory for the officer so required to do so and denial by such officer shall be viewed as an act amounting to misconduct.

However, if the Sub-Divisional Committee needs the help of any officer posted outside the concerned sub-division then the Chairperson of the Sub-Divisional Committee shall forward a formal request to the Chairperson of the District Committee for approval.

4. CONDUCT OF CHECKS, INSPECTIONS AND OPERATIONS

- a. The District Committee shall conduct surprise checks at least once in a fortnight and Sub-Divisional Committee shall conduct surprise checks at least once a week.
- b. The Chairperson shall have the prerogative to keep the destination of the surprise visit a secret.
- c. Proper procedure and all the relevant laws, rules, regulations, instructions and directions of the Government must be followed in letter and spirit during the checks. The Chairperson shall also ensure that competent authority to take action under the law accompanies the team.
- d. The Committee, as provided above, may collect samples during inspection of civil works for quality testing. The Chairperson shall have discretion to choose the testing lab among the prescribed ones to which the sample shall be sent.

5. REPORTING AND ACTION

- a. Inspection Report:
 - i. Chairperson of the District Committee shall formulate the format of the inspection report which shall be used by the District and Sub-Divisional Committees to report their findings and recommend action.
 - ii. The Committee shall record its findings and recommendations in the prescribed format on the same day:
 - District Committee shall send a copy of the inspection report to the Deputy Commissioner.
 - Sub-Divisional Committee shall also send a copy of the inspection report to the Deputy Commissioner.

b. Action on the reported findings:

- i. On Site Action: Where action needs to be taken during the visit, such as seizure of any article, then the competent authority to take action under the law accompanying the team shall take immediate action.
- ii. Departmental Action:
 - Once report is submitted by District Vigilance Committee or Sub-Divisional Vigilance Committee to Deputy Commissioner and if Deputy Commissioner thinks that only department action is required than the report may be sent to the competent authority to take necessary action regarding disciplinary proceedings within one month. Any unreasonable delay in submitting Action Taken Report shall be viewed as neglect of duty amounting to misconduct.
 - In cases where the competent authority of the Department does not agree with the findings and recommendations of the Vigilance Committees, the concerned shall state reasons in writing.
- iii. Criminal Proceedings: Where criminal proceedings are necessary, the Deputy Commissioner will give permission under section 17A of Prevention of Corruption Act, 1988 as per DoPT, Government of India-Instructions dated 03.09.2021 and State Government Instructions issued from time to time (Annexure-B) with respect to group-B, C and D employee of any department of State Government as well as Sarpanch, member of PRIs/ULBs in matter of corruption upto one crore and send permission to the Deputy Superintendent of Police who will register FIR under the relevant law. In case of group-B, C and D employee of Board/Corporation etc in matter of corruption upto Rs. one crore, the Deputy commissioner will take permission from appointment authority of employee and send it to Deputy Superintendent of Police who will register FIR under the relevant law. In other matters, the Deputy Commissioner will send the recommendation to Chief Secretary (Vigilance Department).
- iv. The Prosecution Sanction in respect of Group-C and D officials, where amount involved is less than Rupees one crore, shall be granted by the Deputy Commissioner.

6. REVIEW AND REPORTING BY DEPUTY COMMISSIONERS

- a. Deputy Commissioners shall send a monthly report in prescribed Performa (Annexure C) of the activities carried out by the Distt. Vigilance Committees and Sub-Divisional Vigilance Committees to the Vigilance Department by 7th of every month.
- b. The Deputy Commissioners shall also conduct a monthly review meeting to review the activities of the District Vigilance Committee and Sub-Divisional

Vigilance Committees and progress of action taken on inspection reports. Minutes of the meeting shall also be sent to the Vigilance Department.

7. State Level Monitoring Committee.

The State Level Monitoring Committee shall consist of Chief Secretary to Govt. Haryana as its Chairperson and Director General State Vigilance Bureau as member to review and examine the monthly reports sent by the DCs concerned. This Committee shall meet once in a quarter and comprehensively review and monitor the reports as such and shall give suitable recommendations/report to the Government for taking requisite action especially in view of Section 17 A of the Prevention of Corruption Act, 1988.

It is, therefore, impressed upon that these Instructions may be brought to the notice of all concerned and strict and meticulous compliance therewith may be ensured as any laxity in this respect shall be viewed very seriously.

Yours faithfully,

Sd-
Deputy Secretary, Vigilance,
for the Chief Secretary to Govt. Haryana.

No. 4/4/90-1Vig.II

Dated Chandigarh, the 12.01.2022

A copy is forwarded for information and necessary action to all of the Administrative Secretaries to Govt. Haryana.

Sd-
Deputy Secretary, Vigilance,
for the Chief Secretary to Govt. Haryana.

श्री नीरज शर्मा, विधायक, फरीदाबाद एनआईटी

*14/15/78 क्या मुख्यमंत्री यह बताने की कृपा करेंगे कि:

- (क) क्या यह सच है कि नगर निगम फरीदाबाद में 200 करोड रुपये का घोटाला प्रकाश में आने के बाद हरियाणा के मुख्य सचिव की अध्यक्षता में भ्रष्टाचार पर एक उच्चाधिकार प्राप्त समिति का गठन किया गया है।
- ख) यदि हां, तो भ्रष्टाचार पर उक्त उच्चाधिकार प्राप्त समिति के गठन के बाद उसकी कितनी बैठकें हुई हैं। और
- ग) उक्त समिति के गठन के बाद कुल कितनी शिकायतें प्राप्त हुई हैं और इस संबंध में की गई कार्रवाई का ब्यौरा क्या है और तत्संबंधी ब्यौरा क्या है?

श्री मनोहर लाल, मुख्यमंत्री, हरियाणा

ब्यान सदन के पटल पर रखा गया है।

मुख्य सचिव, हरियाणा सरकार की अध्यक्षता में भ्रष्टाचार पर एक उच्चाधिकार प्राप्त समिति के गठन के संबंध में श्री नीरज शर्मा, एमएलए फरीदाबाद एनआईटी द्वारा पूछे गए तारांकित प्रश्न *14/15/78 के संदर्भ में वक्तव्य।

- क) नहीं, महोदय। मुख्यमंत्री द्वारा समीक्षा के बाद 31 मार्च 2022 की अधिसूचना के तहत मुख्य सचिव की अध्यक्षता में भ्रष्टाचार के खिलाफ उच्चाधिकार प्राप्त समिति का गठन किया गया था।
- ख) भ्रष्टाचार उन्मूलन के लिए सरकार के प्रयासों के एक भाग के रूप में स्वयं मुख्यमंत्री द्वारा अतिरिक्त आवधिक समीक्षा के अलावा भ्रष्टाचार पर उच्चाधिकार प्राप्त समिति की तीन बैठकें आयोजित की गई हैं।
- ग) समिति का गठन, अन्य बातों के साथ-साथ, सतर्कता से संबंधित मुद्दों की समीक्षा और निगरानी के लिए नीतिगत ढांचे पर विचार करने, सतर्कता तंत्र को तेज करने और मजबूत करने, सतर्कता विभाग के पास लम्बित शिकायतों की प्रगति की समीक्षा करने, आंतरिक सतर्कता की समीक्षा करने, अभियोजन, दोषसिद्धि और 50 और 55 साल की उम्र में डेडवुड को हटाने के लिए किया गया है। भ्रष्टाचार पर उच्चाधिकार प्राप्त समिति व्यक्तिगत शिकायतों को प्राप्त नहीं करती है और उन पर कार्रवाई नहीं करती है जो वास्तव में सतर्कता विभाग और प्रशासनिक विभागों द्वारा सौंपी जाती हैं। समिति के गठन कर अधिसूचना दिनांक 31 मार्च, 2022 तथा हिदायतों दिनांक 12 जनवरी, 2022 जिनके द्वारा जिला एवं उपमंडल सतर्कता कमेंटियों का गठन किया गया था, कि प्रति अनुबंध के रूप में संलग्न है।



Haryana Government Gazette

EXTRAORDINARY

Published by Authority

Govt. of Haryana

No. 58-2022/Ext.] CHANDIGARH, THURSDAY, MARCH 31, 2022 (CHAITRA 10, 1944 SAKA)

HARYANA GOVERNMENT

VIGILANCE DEPARTMENT

Notification

The 31st March, 2022

No. 9/37/2019-1VII.— The Governor of Haryana is pleased to constitute a High Powered Committee against Corruption as under:-

i.	Chief Secretary	Chairman
ii.	ACS/FCR	Member
iii.	ACS Home & Administration of Justice	Member
iv.	PSCM	-do-
v.	Director General of Police	-do-
vi.	Director General State Vigilance Bureau	-do-
vii.	ADGP CID	-do-
viii.	Director Prosecution	-do-
ix.	Secretary Vigilance	Member Secretary

The mandate of the Committee shall be as under:-

1. Formulating the Policies to combat corruption.
2. To act as Apex body for finalizing tactics, frame policies and implementation of anti-corruption measures.
3. Periodic review of the enquiries pending with SVB.
4. Review the progress of applications pending with the competent authorities for sanction of Section 17A under the Prevention of Corruption Act, 1988.
5. Review the progress of applications pending with the competent authorities for sanction of prosecution under the Prevention of Corruption Act, 1988.
6. Review the progress of investigations conducted by the State Vigilance Bureau and Divisional Vigilance Bureaus into the offences alleged to have been committed under the Prevention of Corruption Act 1988 or offences with which a public servant may, under the Code of Criminal Procedure, 1973, be charged at the same trial.
7. Review of cases in which challan has been put in the court in time with reference to total number of FIRs registered under the Prevention of Corruption Act, 1988.

8. Review of stages of prosecution, rate of conviction and improvement of performance in court including improvement in quality of investigation.
9. Review of enquiries pending with CM Flying Squad and Monitoring thereof.
10. Review of enquiries pending with CVOs.
11. Review of enquiries pending with District Vigilance Committees.
12. Any other grievances of Employees in matters relating to Vigilance issue.

The meeting of the Committee shall be held on monthly basis.

SANJEEV KAUSHAL
Chief Secretary to Government Haryana

Chandigarh:
The 30th March, 2022.

**Government of Haryana
Vigilance Department**

No. 4/4/90-1Vig.II

From

The Chief Secretary to Government, Haryana.

To

1. All Divisional Commissioners in Haryana State.
2. All Heads of the Department in Haryana State.
3. The Registrar General, Punjab and Haryana High Court.
4. All Chief Administrators/Administrators/Managing Directors/ Executive Heads of PSUs-Boards/Corporations/Statutory Bodies/Autonomous Bodies/Societies in the Haryana State.
5. All Deputy Commissioners in Haryana State.
6. All Additional Deputy Commissioners in Haryana State.
7. All Sub Divisional Officers (C) in Haryana State.

Date Chandigarh the, 12th January, 2022

Subject:- CONSTITUTION OF DISTRICT AND SUB-DIVISIONAL VIGILANCE COMMITTEES, THEIR ASSIGNMENTS & MATTERS RELATING THERETO.

Sir/Madam,

I am directed to state that in supersession of previous Instructions issued by this Department bearing even No., dated 30.07.1990, 28.11.1991 and 21.09.2021 the Government has decided to review this issue comprehensively and accordingly a three-tier Vigilance Mechanism has been set up with the Constitution of Sub-Divisional Vigilance Committees, District Vigilance Committees and State Level Monitoring Committee with the objective and details thereof as following.

1. OBJECTIVE

The objective of the Prevention of Corruption Act is to eradicate the corruption in various government agencies and public sector businesses by combating against them. However, it is not only limited to taking measures to prevent corruption in government departments but also involves prosecuting and punishing the public servants involved in activities of corruption. For effective fight against corruption, the requisite administrative machinery should be made functional and responsible through detailed Standard Operating Procedure. Further, it is found, after analysis

of various complaints received through different forums, that many of the complaints are embezzlement upto one crore. So, there is need for delegation of power under section 17A of Prevention of Corruption Act to the Deputy Commissioners with respect to group B, C and D employee of any department of State Government as well as Sarpanch, member of PRIs/ULBs in matter of corruption upto one crore enquired/inquired or investigated by state vigilance police. To give impetus to the drive against corruption and bring about efficiency and effectiveness in administration, District Vigilance Committee shall be constituted in every district along with Sub-Divisional Vigilance Committees with a special focus on exercising preventive vigilance aimed at adopting measures to improve systems and procedures to reduce lapses and eliminate corruption. The idea is to make the administrative machinery more effective by inspecting/checking the various works/activities of the departments.

2. ORGANISATION STRUCTURE & CONSTITUTION

- a. A vigilance team called '*District Vigilance Committee*' shall be constituted in every District, comprising of the following officers:
 - i. Additional Deputy Commissioner as Chairperson
 - ii. Executive Engineer nominated by Deputy Commissioner but from department other than concerned department
 - iii. A DSP nominated by the DG Vigilance.
 - iv. Officer of the department concerned as Member
 - v. Account Officer nominated by Deputy Commissioner
- b. A sub-team shall be constituted at every Sub-Division called '*Sub-Divisional Vigilance Committee*' comprising of the following officers:
 - i. Sub-Divisional Officer (Civil) of the concerned Sub-Division as Chairperson
 - ii. Sub-Divisional Engineer nominated by Deputy Commissioner but from department other than concerned department
 - iii. Officer of the department concerned as Member
 - iv. Accountant nominated by Deputy Commissioner
- c. The District and Sub-Divisional Committee shall be officially constituted by the Districts within 10 days from the issuance of these instructions.

3. SCOPE OF OPERATION, JURISDICTION AND POWERS OF THE VIGILANCE COMMITTEES

- a. The *Vigilance Committees* shall have the authority to make surprise visits/checks on the work and conduct of any department/public office of the Government of Haryana. The authority shall also extend to any private entity discharging functions akin to government functions or as an extension or on behalf of the government. For

example, transport department services being offered by private entities at dealer point, stall tests, etc.

b. Major scope/areas of operation of such checks by the *Vigilance Committees* shall be as outlined below:

- i. Checking acts and omissions of various officers and officials which may amount to misconduct/negligence of duties particularly in schools, PHCs and other health facilities, revenue department offices, urban local bodies, development & panchayats offices, transport department, police stations and other places of frequent public dealing.
- ii. Checking civil works and execution of other works including works under any tender of the engineering departments, including engineering wing of ULBs. The *Vigilance Committees* shall have the discretion to associate any technical officer from any government department for the purposes of inspection. The Committees shall also have the authority to collect samples for testing and the procedure laid down in Instructions No. 64/9/2001-2Vig-II dated 12.05.2015 (Annexure-A) shall be followed.
- iii. Checking and preventing acts of hoarding and black-marketing of essential commodities.
- iv. Conducting inspection and physical verification of food grain mandis during crop procurement seasons.
- v. Checking acts violating food safety standards such as adulteration, substandard quality, etc. The Committee has to associate Food Safety Officer and CMO/SMO, may collect samples for testing and seize items which appear to be in contravention of food safety standards.
- vi. Enquire into complaints of embezzlement of government funds in any department, bribery, and corruption among all classes of government employees. The Committee may conduct inspection; however in all such cases the prescribed procedure, as per law/rules shall be followed.
- vii. Conducting local audit of any public office with the aid of auditors with a view to audit the initial accounts maintained in offices on the spot. The scope of the audit shall include checking whether the initial accounts are maintained in proper form, whether the financial rules are properly observed, verifying the accuracy and completeness of accounts, etc.
- viii. Enquire into any other complaint or alleged irregularity which is causing or has the potential to cause damage to public health, public p

- ix. property, the environment, general public interest or loss to the public exchequer.
 - x. The corruption cases upto Rs. One crore involving Group B, C & D employees shall be taken by the District Vigilance Committee and other cases shall be referred to the Chief Secretary (in Vigilance Department).
- c. The Vigilance Committees should place special focus on exercising preventive vigilance aimed at adopting measures to improve systems and procedures to reduce occurrence of lapses.
- d. The Jurisdiction of the Vigilance Committees shall be as follows:
- i. The District Committee shall have the authority in the whole of the District.
 - ii. The authority of Sub-Divisional Committee shall be co-terminus within the limits of the Sub-Division.
 - iii. The Deputy Commissioner may authorize Sub-Divisional Committee of one sub-division to carry out its operation in another sub-division. The Chairperson of Sub-Divisional Committee may also apply for such authorization.
- e. The Vigilance Committees shall have the following powers:
- i. The Chairperson of the Vigilance Committees may call for attendance of any person or production of any document/other things belonging to any department which is considered necessary for carrying out Committee's functions effectively. Such orders must be complied with within seven days and any unreasonable delay shall be viewed as an act/omission amounting to misconduct.
 - ii. The Deputy Commissioner may require any officer of any other department within the Committee's jurisdiction to accompany the Committee during its visits. It shall be obligatory for the officer so required to do so and denial by such officer shall be viewed as an act amounting to misconduct.

However, if the Sub-Divisional Committee needs the help of any officer posted outside the concerned sub-division then the Chairperson of the Sub-Divisional Committee shall forward a formal request to the Chairperson of the District Committee for approval.

4. CONDUCT OF CHECKS, INSPECTIONS AND OPERATIONS

- a. The District Committee shall conduct surprise checks at least once in a fortnight and Sub-Divisional Committee shall conduct surprise checks at least once a week.
- b. The Chairperson shall have the prerogative to keep the destination of the surprise visit a secret.
- c. Proper procedure and all the relevant laws, rules, regulations, instructions and directions of the Government must be followed in letter and spirit during the checks. The Chairperson shall also ensure that competent authority to take action under the law accompanies the team.
- d. The Committee, as provided above, may collect samples during inspection of civil works for quality testing. The Chairperson shall have discretion to choose the testing lab among the prescribed ones to which the sample shall be sent.

5. REPORTING AND ACTION

- a. Inspection Report:
 - i. Chairperson of the District Committee shall formulate the format of the inspection report which shall be used by the District and Sub-Divisional Committees to report their findings and recommend action.
 - ii. The Committee shall record its findings and recommendations in the prescribed format on the same day:
 - District Committee shall send a copy of the inspection report to the Deputy Commissioner.
 - Sub-Divisional Committee shall also send a copy of the inspection report to the Deputy Commissioner.
- b. Action on the reported findings:
 - i. On Site Action: Where action needs to be taken during the visit, such as seizure of any article, then the competent authority to

take action under the law accompanying the team shall take immediate action.

ii. Departmental Action:

- Once report is submitted by District Vigilance Committee or Sub-Divisional Vigilance Committee to Deputy Commissioner and if Deputy Commissioner thinks that only department action is required than the report may be sent to the competent authority to take necessary action regarding disciplinary proceedings within one month. Any unreasonable delay in submitting Action Taken Report shall be viewed as neglect of duty amounting to misconduct.
- In cases where the competent authority of the Department does not agree with the findings and recommendations of the Vigilance Committees, the concerned shall state reasons in writing.

iii. Criminal Proceedings: Where criminal proceedings are necessary, the Deputy Commissioner will give permission under section 17A of Prevention of Corruption Act, 1988 as per DoPT, Government of India-Instructions dated 03.09.2021 and State Government Instructions issued from time to time (Annexure-B) with respect to group-B, C and D employee of any department of State Government as well as Sarpanch, member of PRIs/ULBs in matter of corruption upto one crore and send permission to the Deputy Superintendent of Police who will register FIR under the relevant law. In case of group-B, C and D employee of Board/Corporation etc in matter of corruption upto Rs. one crore, the Deputy commissioner will take permission from appointment authority of employee and send it to Deputy Superintendent of Police who will register FIR under the relevant law. In other matters, the Deputy Commissioner will send the recommendation to Chief Secretary (Vigilance Department).

iv. The Prosecution Sanction in respect of Group-C and D officials, where amount involved is less than Rupees one crore, shall be granted by the Deputy Commissioner.

6. REVIEW AND REPORTING BY DEPUTY COMMISSIONERS

- a. Deputy Commissioners shall send a monthly report in prescribed Performa (Annexure C) of the activities carried out by the Distt.

Vigilance Committees and Sub-Divisional Vigilance Committees to the Vigilance Department by 7th of every month.

- b. The Deputy Commissioners shall also conduct a monthly review meeting to review the activities of the District Vigilance Committee and Sub-Divisional Vigilance Committees and progress of action taken on inspection reports. Minutes of the meeting shall also be sent to the Vigilance Department.

7. State Level Monitoring Committee.

The State Level Monitoring Committee shall consist of Chief Secretary to Govt. Haryana as its Chairperson and Director General State Vigilance Bureau as member to review and examine the monthly reports sent by the DCs concerned. This Committee shall meet once in a quarter and comprehensively review and monitor the reports as such and shall give suitable recommendations/report to the Government for taking requisite action especially in view of Section 17 A of the Prevention of Corruption Act, 1988.

It is, therefore, impressed upon that these Instructions may be brought to the notice of all concerned and strict and meticulous compliance therewith may be ensured as any laxity in this respect shall be viewed very seriously.

Yours faithfully,

Sd-
Deputy Secretary, Vigilance,
for the Chief Secretary to Govt. Haryana.

No. 4/4/90-1Vig.II

Dated Chandigarh, the 12.01.2022

A copy is forwarded for information and necessary action to all of the Administrative Secretaries to Govt. Haryana.

Sd-
Deputy Secretary, Vigilance,
for the Chief Secretary to Govt. Haryana.