

LEGAL_AWARENESS IN AUGUST 2023 ITEM 58 EMAIL DATED 09 02 2023 TO LOKAYUKTA ODISHA AS A COMPLIANCE OF ORISSA HIGH COURT ORDER DATED 24 01 2023 IN WPC NO 13004 OF 2022

To

**OFFICE OF THE LOKAYUKTA, ODISHA
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From

JAYANTI DAS

W/O- KUMUDABANDHU DAS

CHINTAMANI NIWAS

MOHAMADIA BAZAR

CHANDANI CHOWK,

CUTTAK- 753002

**SUBJECT- COMPLIANCE OF ORISSA HIGH COURT ORDER DATED 24 01 2023 IN WPC NO 13004 OF 2022
(ORDER ATTACHED)**

Respected Sir

With due respect I am filing this written submission as a compliance to the order of ORISSA HIGH COURT ORDER DATED 24 01 2023 IN WPC NO 13004 OF 2022.

The Hon'ble ORISSA HIGH COURT after perusing the grievances made in the Writ Petition along with the documents produced on affidavit has observed that it is related to irregularities in the manner of issuance of ration cards under National Food Security Act and the state schemes.

The Hon'ble ORISSA HIGH COURT mentioned that it is open for me to seek appropriate remedies before the Lokayukta and has granted me the liberty.

As a compliance to the above mentioned order I am citing the following grounds which needs the intervention of the Hon'le Lokayukta

Grounds

1. Financial irregularities in BPL schemes now converted into Ration Card scheme under NFSA and SFSS
2. Conflict of interest in Ration Card scheme under NFSA and SFSS in selection process of the families
3. Chance of quid pro quo under NFSA and SFSS in selection process of the families as identifier and receiver are interested party to avail the benefit financed by tax payer's money
4. Irregularities in the process of issue of income certificate by Tahsildar and other authorities as local representative in ULBs
5. Exclusion criteria are not properly classified and videography is not done to verify their eligibility
6. Non updation of website of targeted public distribution scheme where PDS dealers do not update and upload the list of ration card holders
7. BPL field survey in Odisha is not done as per RTI since 2002 whereas it is mandatory to do it every five years to verify income level and other codified parameters
8. Exclusion criteria is not specific regarding families living in rented house and having the benefits of NFSA and SFSS
9. There is no load verification by TPCODL for several years as revealed under RTI and there is an exclusion criteria for the ration card holders that the family should a LOAD UPTO TWO KILOWATTS and so there is clear apprehension of power theft and TPCODL is an instrument of allowing siphoning of tax payer's money by allowing undeserving families to loot the tax payer's money.
10. Apprehension of vote bank appeasement policy of the parent company of TPCODL who is a major donor to political parties by manipulating the load of electricity and allowing the families to enjoy the benefits of NFSA and SFSS and vote the parties to power.
11. TPCODL is willfully manipulating the domestic and commercial power consumption by allowing the ration card holders HAVING MULTI STORIED BUILDING to use a single meter and there is serious apprehension of bribery and the difference of domestic and commercial power tariff is shared by the ration card holder and TPCODL staff as revealed under RTI.
12. TPCODL is silent on the nature of tariff regarding domestic residential use and building rented out to tenants and it is mandatory that building used for revenue generation is coming under commercial tariff and it is done in holding tax of CMC and BMC and other local bodies.
13. TPCODL is silent on the issue raised by several emails, speed posts regarding the calculation of tariff when a ration card holder uses his frontage /part of his house for shops, grocery, pan shop, homeo clinic, welding shop, vehicle repair shops, second hand motorcycle sale and purchase etc
14. It is surprising that the Accountant General Odisha has not raised any objection in their audit report that how the tax payer's money has been bluntly blown in last twenty years by the Govt of Odisha WITHOUT MAKING ANY SURVEY by flouting all the rules to come to power by misappropriating tax payer's money as it is not financed by the party fund.

IT IS PERTINENT TO MENTION THAT AS PER THE INFORMATION SOUGHT UNDER RTI DATED 08 02 2023 "PROVIDE THE COPY OF AUDIT REPORT RELATED TO NON-SURVEY OF RATION CARD

IN BETWEEN 2001 TO 2022 IN ODISHA ADDRESSED TO CAG TRANSFERRED TO PRINCIPAL AG ODISHA”

IT IS REPLIED ON 03 03 2023 THAT THE BPL SURVEY WHICH FORMS THE BASIS FOR GETTING BENEFITS OF GOVT SCHEMES WAS LAST CARRIED OUT IN 1997-98 AND THEREAFTER NEITHER IDENTIFICATION NOR ANNUAL REVIEW OF RATION CARD HOLDERS WAS DONE.

THE SAME HAS BEEN POINTED OUT BY AUDIT REPORT 2013-14 REGARDING IRREGULARITIES IN CONNECTION TO DETECTION OF GHOST RATION CARDS ETC.

THE AUDIT REPORT IS SILENT FROM 1997-98 TO 2013

THE AG ODISHA HAD INTIMATED THE GOVT ABOUT THE IRREGULARITIES TILL 2017-18 AND AFTER THAT THEY ARE SILENT TILL 2022

- 15. The Accountant General Odisha is a necessary party to be investigated as they are the watchdogs of public fund and public interest.**
- 16. The role of Cuttack Municipal Corporation and CSO Cuttack along with Collectorate Cuttack needs to be investigated along with their BDOs and Tahsildars of Cuttack as they are sole agents of Govt of Odisha in identifying the ration card holders under NFSA and SFSS and many other profitable schemes like BSKY HEALTH CARD, AWAS YOJANA, PENSION SHEME, loans and grants, educational benefits etc which are directly linked with RATION CARD under NFSA and SFSS.**
- 17. The cause of action arises as ex AG who was investigating the Discretionary Quota land allotment scam in Odisha during 2010 to 2013 became a political spokesman and was given a Rajya Sabha ticket as quid pro quo and interestingly he is defending the political masters on several platforms and was also silent in his audit report in the irregularities of Ration Cards and allowed the Govt to misappropriate the state exchequer during his tenure as Govt has not done survey of BPL since 2002 as per RTI.**

Under the circumstances I request you to take up the matter in the interest of justice as a compliance to ORISSA HIGH COURT ORDER DATED 24 01 2023 IN WPC NO 13004 OF 2022.

With due respect I am informing your good office that the said PIL was filed based on all the RTI documents received from different offices and I will produce the relevant documents if I am instructed.

Regards

Yours faithfully

Jayanti Das

ATTACHMENT

- 1. ODISHA RATION CARD PIL WPC 13004 OF 2022 ORDER OF ORISSA HIGH COURT DATED 24 01 2023**