

SUBJECT NO.34Rc.No.3206/93/A2

Sub:- Estt., U.D.A., Vsp. - Sri K. Venkateswara Rao -  
 Driver - Absconded from duty - Disciplinary  
 Proceedings initiated - Awarded punishment  
 of removal from service - Appeal - Reg.

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In this office proceedings Rc.No.3206/93/A2/dt.22-7-93, Sri K. Venkateswara Rao, Driver of this Office was placed under suspension pending enquiry with effect from 4-7-93 i.e., the date of absconding from duty for the irregularities committed by him and for his indiscipline and gross negligence in discharging his official duties. Sri K.B.Arunachalam, Chief Planning Officer was appointed as Enquiry Officer to conduct an enquiry in to the matter and to give a report for taking necessary further action.

The Enquiry Officer has issued a Charge Memo Rc.No.3206/93/A2/dt.25-4-94 to the delinquent framing the following charges for the irregularities committed by him.

CHARGE No.1:

Sri K. Venkateswara Rao, Driver was deputed to Executive Engineer-I along with Jeep AP-31-E-2961 allotted to the Divisional Forest Officer to attend to the work in connection with the programme of laying of foundation stone by the Hon'ble Minister for Municipal Administration and Urban Development from 3-7-93 to 5-7-93. As the vehicle is under the control of Executive Engineer-I, the Driver was directed on 1-7-93 to start the Vehicle to Executive Engineer-I residence to go to Anakapalli on Official duty. At that time, he was in an intoxicating stage and started the vehicle and drove with a high speed and stopped near M.R.O's Office and started quarrel with an unknown person in intoxication stage and he has not brought the Jeep till they started to Anakapalli in the Jeep of Executive Engineer-I. This shows the individuals carelessness and negligence towards his official duties and causing

AGENDA ITEMS AND RESOLUTIONS ON THE BOARD SUBJECTS OF  
VISAKHAPATNAM URBAN DEVELOPMENT AUTHORITY.

I N D E X

| Sl. Subject |     | Subject  | Resoluition  |
|-------------|-----|--|--|
| No.         | No. |  |  |
| 1.          | 2.  | 3.   | 4.   |
| 1.          | 34  | Sri K.Venkateswara Rao, Driver - Absconded from duty - Disciplinary proceedings initiated - Awarded punishment of removal from service - Appeal - Reg. | There is no need for interfering with the orders of the Vice-Chairman, dismissing the employee from the service in view of what has been stated in paras 1 to 4 in pages 7 and 8. Appeal dismissed.  |
| 2.          | 35  | Approval of EWS Layout in S.No.222/13,14,15 & 16 of Kothavanipalem, H/o.Bharanikam Village Parawada Mandal - Reg.                                      | Resolved to approve the EWS Layout in S.No.222/13,14,15,16 of Kottavanipalem, H/o.Bharanikam (V), Parawada Mandalam measuring an extent of Ac.0.97 submitted by R.D.O., Visakhapatnam.   |
| 3.          | 36  | Approval of EWS Layout in S.No.288 part of @ Narava Village, Pendurthi Mandal -Reg.  | Resolved to approve the EWS Layout in S.No.288 of Narava (V), Pendurthi Mandal for an extent of Ac.1.91 cents forward by RDO, Visakhapatnam.   |
| 4.          | 37  | Regularisation of unauthorised layout of Rajeev Nagar in S.No.87/2A pt of Marripalem and S.No.19/8, 9,10 of Madhavadhara                               | Resolved to regularise the unauthorised layout of Rajeev Nagar in S.No.87/2A/P of Marripalem & S.No.19/8,9,10 of Madhavadhara for an extent of Ac.6.71 subject to the following conditions. <ol style="list-style-type: none"> <li>1. The Visakhapatnam Municipal Corporation shall collect betterment charges from the plot holders.</li> <li>2. The Visakhapatnam Municipal Corporation shall collect the market value of 10% of the open space charges from all the plot holders of the layout.</li> <li>3. The Visakhapatnam Municipal Corporation shall collect development charges for approval of layout payable to VUDA.</li> <li>4. The applicants shall pay other legitimate charges for approval of layout to VUDA.</li> <li>5. The Visakhapatnam Municipal Corporation should implement the road widening and new linkages while according permission to the individual plot holders/building owners.</li> <li>6. The L.A.Cost if any needed shall be born by the Visakhapatnam Municipal Corporation from out of the betterment charges collected from the</li> </ol> |

duty.

CHARGE No. II

Sri K. Venkateswara Rao, Driver has not turned up to duty upto 9.00 A.M. on 4-7-93 to transport the marble stone from Visakhapatnam to Anakapalli for laying the foundation stone by the Hon'ble Minister. In addition to this, he left the newly purchased vehicle worth of Rs.2.00 Lakhs, on the road without exhibiting any care for the protection of the vehicle. Being the Driver of the vehicle, he should have kept the vehicle in the shed of the vehicle if he does not want to attend the duty. All these acts clearly show his recklessness, dereliction of duties, irresponsible attitude towards Government property and mis-behaviour in his official duties.

CHARGE No. III

The Divisional Forest Officer has reported that the Jeep AP-31E-2961 of D.F.O's Wing has been sent to Executive Engineer-I on 3-7-93 with Driver Sri K. Venkateswara Rao and he was told that the Jeep was found on 4-7-93 abandoned near Eenadu Office and the same was taken to the VUDA Stores at Seethammadhara by the Vehicle Supervisor with the help of the N.M.R. and received back the vehicle with duplicate keys on 5-7-93 evening. The Divisional Forest Officer has further reported that on examination of the Jeep, it is found that the left rear side of the jeep is damaged, the disk of the stephenee tyre is damaged, the near door and rear left mudguard are exhibiting dents and bends. The Divisional Forest Officer has also reported that on 1-7-93, 20 liters of diesel was filled in and on 3-7-93, 25 liters of diesel was filled in the tank as per the coupon book and he received back the Jeep with reading of 13552 K.Ms. with a balance of one litre in tank. It is covered a distance of 356 K.Ms. Hence there is a shortage of more than 10 litres. The Driver of Vehicle who is responsible for the protection and safe guarding the vehicle and for its proper maintenance has involved in causing damages to the vehicle and misappro-

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| 5. | 38 | Regularisation of site in S.No.27/1 of Butchirajupalem of Sri R. Manikyam - Reg.   | <p>Resolved to regularise the site in S.No.27/1 of Butchirajupalem applied for by Sri R. Manikyam subject to the following conditions.</p> <ol style="list-style-type: none"> <li>1. The applicant shall pay conversion fees, betterment charges of Rs.75/- per sq.mt. 10% open space cost and VUDA Development Charges.</li> <li>2. The applicant shall pay vacant land tax upto date to Visakhapatnam Municipal Corporation.</li> <li>3. The applicant shall submit building application to Visakhapatnam Municipal Corporation for approval.</li> </ol> |
| 6. | 39 | Approval of plans for construction of building for location of Mushroom farm in S.No.139/P of Vemulevalasa(V) of A.S.R.Agro Ltd.- Reg.                         | <p>Resolved to approve the plans for construction of building for location of Mushroom farm in S.No.139/P of Vemulevalasa(V) applied by A.S. Raja Agro Limited pending the road widening issue subject to the condition that the party shall give an undertaking on Rs.50/- Non-judicial paper agreeing to pay the entire cost of land including formation of Village rasta road to maintain the width of 33'-0".</p> <p>Further resolved to take up the L.A. for formation of village rasta road to widen the road as per Master Plan proposals.</p>      |
| 7. | 40 | Approval of change of land use from Residential to Commercial for Plot No.193/B in S.No. 651/2 of Allipur ward of Sri K.Devallu and Sri L.Someswara Rao - reg. | <p>Approved and recommended for change of land use from Residential to Commercial subject to payment of development charges and subject to reserving of the entire ground floor for parking only.</p>  |
| 8. | 41 | Approval of change of land use from Residential to Commercial in Plot Nos.183,T.P.No.91/50 Dwarakanagar Division No.28 of Sri K. Viswanadh and Others-Reg.     | <p>Approved and recommended for change of land use from Residential to Commercial subject to payment of development charges and subject to reserving of the entire ground floor for parking only.</p>  |
| 9. | 42 | Approval of change of land use from Residential to Commercial in S.No.326/P of Allipur Ward of Sri B.Bhaktavachal - Reg.                                       | <p>Approved and recommended for change of land use from Residential to Commercial subject to payment of development charges and subject to reserving of the entire ground floor for parking only.</p>  |

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vehicle. All these activities show the individuals mis-behaviour, misuse of Government properties and funds in discharging his official duties.

CHARGE No.IV

Sri K. Venkateswara Rao, Driver, has not handed over the keys of the vehicle No.AP-31-E-2961 to the Office so far which shows his irresponsible behaviour and carelessness towards official duties.

CHARGE No.V

Sri K. Venkateswara Rao, Driver is not attending to duty from 4-7-93, which is against to the VUDA conduct Regulations, 1982.

CHARGE No.VI

He was in intoxication stage at that time which is also against to the above Regulations.

Since the whereabouts of the Delinquent are not known, the orders of Suspension and the Charge Memo issued by the Enquiry Officer were published in the A.P.Gazettee at Page No. 1311 to 1314, Part-II, dt.26-5-94 as required under rules.

The Enquiry Officer has submitted his report in this matter on 17-6-95. The Enquiry Officer concluded that it is evident that the delinquent is most irresponsible, negligent and careless in discharging his duties. The Enquiry Officer found that, the charges levelled against the delinquent are proved beyond doubt and he deserves severe punishment.

Therefore in this Office Rc.No.3206/93/A2/dt.1-7-95, a Show-cause Notice was issued to the Delinquent Calling upon to show cause, as to why he shall not removed from the service. A paper notification was also issued on 2-7-95 in Eenadu, In response to the above notice the Delinquent has submitted his written explanation on 17-7-95.

The explanation submitted by him is as follows:

1. CHARGE No.1 & 2 Explanations:

The charges are vague and ambiguous and that they are not clear. As per the Enquiry Officer's report, he did not turn up to duty upto 9.00 A.M. on 4-7-93. No where in the Enquiry Officer's report it was stated as to where the Jeep was abandoned at M.R.O's Office on 4-7-93. All the allegations levelled against him are not tenable and the same were developed and created to punish him severely. Therefore he is not responsible for any of the charges levelled against him.

CHARGE No.3 Explanation:

The Charge is also not proved since there is no evidence for the said charge. It is also vague and ambiguous and not clear. He denied the charge that the vehicle has been abandoned near Eenadu Office and the same was taken to VUDA Stores by the Vehicle Supervisor on 5-7-93 and that the Jeep was found damaged and also that there was shortage of diesel 10 litres. There is no proper dependable evidence to blame him and to find him guilty of charge.

CHARGE No.4 Explanation:

The charge is also vague and ambiguous. There is also no clarity in the charge. When there is no entrustment of keys and the same is not proved, the question of returning of keys does not arise. There is also no evidence on record to prove that the keys were handed over to him. He further stated that he has nothing to do with all the same and not responsible and the Enquiry Officer grossly erred in finding that the charge is proved against him.

CHARGE No.5 Explanation:

He submits that he did not attend to the duties due to mental illness and un sound mind existing in him.

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10. 43 Tenders - Acceptance of certain works - Ratification - Reg.

Ratified.

Have the competent authorities

concerned accorded admin sanction? If so pl. furnish details

11. 44 Administrative sanction accorded for certain works -Ratification - Reg.

Ratified.

*Praveen*  
 VICE CHAIRMAN,  
 URBAN DEVELOPMENT AUTHORITY,  
 VISAKHAPATNAM.

*WBL 29/12*  
 COLLECTOR & SPL.OFFICER,  
 URBAN DEVELOPMENT AUTHORITY,  
 VISAKHAPATNAM.

*Praveen*  
 4.3.96

CE is requested to put up details of admin. sanction reg. ~~also~~ subject No.43.

*Praveen*  
 4.3.96