

## आदेश फलक

आदेश की क्र० सं०  
तारीख

आदेश और पदाधिकारी का हस्ताक्षर

आदेश पर की गई  
कार्रवाई के बारे में  
टिप्पणी तारीख सहित

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### **COURT OF THE DISTRICT COLLECTOR** **WEST CHAMPARAN**

**RM-34/10-11**

**Rita Devi**

**Vs**

**State of Bihar and others**

### **ORDER**

28.4.12

1 This petition has been filed based on the order of Hon'ble High Court Patna passed on 14.5.2010 in CWJC No. 151 of 2010. The Hon'ble High Court directed the District Magistrate West Champaran to issue a show cause to the petitioner, issue notices to CDPO Mainatand and any person if selected to the post of Sewika at Centre No 95 of Mainatand, hear all concerned and pass a reasoned order.

2. Rita devi filed a petition with a copy of the above stated order. Notices were issued to all concerned. It was found that the post of Sewika has been lying vacant. All documents on record and those submitted by the petitioner and CDPO, Mainatnad were studied.

3. The CDPO, Mainatand submitted a report to DPO vide letter No. 228 dated 7.10.09 based on which the DPO obtained an order of the then District Magistrate and terminated Rita devi. However, no show cause was issued to Rita devi.

4. Various allegations were leveled by Rita Devi against CDPO, Mainatand. The allegations were enquired into by the SDO, Narkatiyaganj and reported vide 100/ c dated 1.4.2010 who found that the charges of illegal collection against CDPO were baseless.

5. The petitioner was directed to file an affidavit in support of her claim of innocence. CDPO, Mainatand was also heard. Senior officer in charge, ICDS was directed to study all the documents and submit a report which was submitted vide 266/icds dated 17.4.12.

*Rita Devi*

6. On studying all the available facts the following issues are clear-

- a. The charges of illegal collection made against CDPO, Mainatand were disproved during the enquiry conducted by SDO, Narkatiyaganj.
- b. The CDPO submits that verification of purchase register of the centre has not been done since June 2008 and that Rita devi refuses to receive any notices issued by Project office.
- c. The enquiry report of SDO, Narkatiyaganj points out that the action against Sevika was initiated as she did not comply with the directions of the officials concerned.
- d. Rita devi, along with her showcause, has submitted records of THR distribution of February 2009, March 2009, April 2009, May 2009, June 2009 and September 2009. She submits that she has not received funds for THR for the months of July 09 and August 2009. However, vouchers for the entire period are unadjusted.
- e. Rita devi has also failed to submit any evidence that she has submitted all the records for timely verification and adjustment.
- f. The complaint of the petitioner that CDPO is demanding illegal gratification was enquired into by the SDO Narkatiyaganj. The sevikas who were said to have signed the petition against the CDPO, Mainatand stated on affidavit during the enquiry by SDO that they signed on a blank sheet which was intended for the purpose of election of Rita devi as Adhyaksh. These signatures were used by Rita devi to make allegation against CDPO, Mainatand.

7. From the above facts it is clear that Rita devi has failed to submit records of purchase and distribution of THR for a period of atleast six months which is clear violation of the provisions of the ICDS program. Further, she has also tried to manipulate a complaint against the CDPO, Mainatand.

I am of the considered opinion the Rita devi has clearly violated the directives of ICDS program. Her actions are irresponsible and display a clear lack of discipline. Therefore, Rita devi w/o Jitendra Prasad is terminated from post of Sevika of Centre No 95 of Mainatand with immediate effect.

Since a large amount of THR fund is unadjusted with regards to Centre no 95, I direct CDPO, Mainatand to issue a notice to Rita devi to deposit all records in the

Project office within a period of 15 days failing which she shall be liable for suitable criminal action. All THR related records submitted during this hearing shall be transferred to the CDPO, Mainatand by the Officer in charge legal section and proper receipts of the same shall be maintained.

Send a copy of this order to CDPO, Mainatand for compliceance.

*B. S. S.*  
28/1/12

District Collector  
West champaran