

To
Secretary,
Ministry of Water Resources & Ganga Rejuvenation,
Govt. of India,
Shram Shakti Bhawan, Rafi Marg,
NEW DELHI.

Sub. :- Selection of Director(Engineering),in NATIONAL PROJECTS CONSTRUCTION CORPORATION(NPCC), keeping the norms/Rules at Bay

Respected Sir,

It is humbly submitted that Sh. Manohar Kumar is selected as Director(Engineering) in NATIONAL PROJECTS CONSTRUCTION CORPORATION ,A PSU,. His elevation as Director(Engineering) by keeping the rules regulation at bay. Immediate action urgently needed as he has tenure of 5-Years & has ALREADY enjoyed 1 year.

This is not the single instance. Earlier also he got promotion as Group General Manager from the post of Jt. General Manager. The hard facts are enumerated below,

AS DIRECTOR ENGINEERING

1. PESB advertised the post of Director(Engineering) vide circular dated 3.8.2015. Wherein eligibility criteria was that incumbent should have minimum 1 year experience in next below pay scale(43200-66000 in IDA). Sh. Manohar Kumar applied for the post of Director(Engineering) on 10.9.2015. In the application he gave wrong information and specifically mentioned his pay scale as 43200-66000. But in fact he was not getting that scale but he was getting the scale of the post 2 rank below that is 32900-58000. This has clearly mentioned in the forwarding letter sent by National Projects Construction Corporation along with his application .But PSEB ignored this fact and short listed him.
2. His APARs of last 5-years were also time barred. Moreover his APARs were never written by his reporting officer.

AS GROUP GENERAL MANAGER

1. National Projects Construction Corporation advertised for the different posts of that is Executive Director, Group General Manager, General Manager, Jt. General Manager, Sr. Manager, Manager. Sh. Manohar Kumar applied for the post of Executive Director & Group General Manager. He was not eligible for both the posts as the

eligibility criteria was that incumbent should have **minimum 1 year experience** in next below grade/scale. **But he was 3 rank below the post of Executive Director & 2 ranks below Group General Manager.** Even though he was selected.

2. As per recruitments rules 2012(8.18.4) selection committee should comprise of

1. CMD
2. **2 Directors**
3. 1 Outside expert
4. 1 SC/ST representative
5. 1 Miniority representative

But selection committee approved on 22.1.2013 was,

1. CMD
2. **1 Directors**
3. 1 Outside expert
4. 1 SC/ST representative
5. 1 Miniority representative

SNo	Advt	Eligibility Criteria	Manohar Kumar's Actual Credentials	What he projected	OTHER FACTS
A DIRECTOR ENGINEERING					
1	PESB Circular dated 3.8.2015	Pay Scale' 43200-66000	Was having pay scale of 32900-58000 NOT ELIGIBLE	43200-66000 SUBMITTED WRONG INFORMATION	He was promoted from Jt.GM TO GGM on 11.3.2013 but was not granted pay scale of GGM as the recruitments were under investigation by Central Vigilance Commission(This has also mentioned in the letter written by CMD to Director(PSU), Ministry of Water Resourses ,vide letter No MOWR/CSP/2013 dated 23.10.2013. But all of sudden pay fixation in higher grade was done by CMD Sh.Hundi Lal, on the date ofinterview(27.10.2013), without getting clearance of Central Vigilance Commission.
2	APAR's				
	2009-10	Sh. Arbind Kumar was CMD/reviewing Officer, but ACR Of Sh.Manohar Kumar in this period has been			

		reviewed by h. A.K. Sh.A.K.Jhamb & that too after expiry of scheduled time.
	2010-11	ACR of 2010-11 and 2011-12 of Sh. Manohar Kumar has been written by Sh. A.K. Jhamb after his retirement in the month April 2013.
	2011-12	
	2012-13	The ACR of 2012-13 was below bench mark, that is has been removed from record & same has not been submitted by NPCC.
	2013-14	ACR of 2013-14 has been written by Reporting Officer & Reviewing Officer in the month of Sept.2015, again after a lapse of more than 1year of prescribed time.

SNo	Advt	Eligibility Criteria	Manohar Kumar's Actual Credentials	What he projected	OTHER FACTS
B GROUP GENERAL MANAGER					
1	NPCC C Advt. dated 19.1.2012 & 3.11.2012	eligibility criteria was that incumbent should have minimum 1 year experience in next below grade/scale	He was Jt.GM that is he was 3 rank below the post of Executive Director & 2 ranks below Group General Manager. Was having pay scale of 32900-58000	43200-66000 SUBMITTED WRONG INFORMATION	The recruitments were probed by Chief Vigilance Officer(CVO) of NPCC & HAS CLEARLY MENTIONED IN HER REPORT THAT Recruitments as GGM "TANTAMOUNTS TO MATCH FIXING". The report was submitted by her to CMD on 9.10.2013. CMD(Sh.Pradeep Kumar) had written letter to Director(PSU), Ministry of Water Resources, vide letter No. MOWR/CSP/2013 dated 23.10.2013.

2	IRREGULARITIES	
		<p>As per recruitments rules 2012(8.18.4) selection committee should comprise of</p> <ul style="list-style-type: none"> 6. CMD 7. 2 Directors 8. 1 Outside expert 9. 1 SC/ST representative 10. 1 Miniority representative <p>But selection committee approved on 22.1.2013 was, Constituted as</p> <ul style="list-style-type: none"> 1. CMD 2. 1 Directors ONLY 1 DIRECTOR INSTEAD OF 2 3. 1 Outside expert 4. 1 SC/ST representative 5. 1 Miniority representative

GROSS MISUSE OF POWER BY MANAGEMENT		
a	Sh. R.P.Singh	<p>He was selected as Jt.General Manager, but was not given appointment letter.</p> <p>He filed CWP No.18653 of 2013 in this Hon'ble Court which was disposed of on 26.08.2013 directing the Competent Authority to examine the matter and pass speaking order. Pursuance thereto the claim of aforesaid Sh.Rishi Pal Singh was rejected by CMD,</p> <p>Sh. H.L.Chaudhary, vide order 000601/RP Singh/13 dated 10.12.2013, on the ground that he did not have job experience for construction of projects abroad and that he had not worked for a minimum period of two years in next below pay scale. However, on the same grounds applications of others including the above referred Sh.Manohar Kumar was not rejected and who was actually selected and appointed.</p> <p>Here it is pertinent to mention that the CMD stated in para17, of the above</p>

		<p>said order, that the fact that HE WAS CENSURED IN 2 DISCIPLINARY CASES WAS NOT BROUGHT BEFORE SELECTION COMMITTEE.</p> <p>On the one hand he is saying this & on the other hand he exonerated all the 5 officers against whom inquiry was held and charges were proved.</p>
b	Manohar Kumar	<ol style="list-style-type: none"> 1. He was in various recruitment committees for selection of Sr. Manager(HR), Manager(HR), Manager(C), Manager(IT) and awarded same marks by all committee members to select pre decided candidates. 2. For more than last 20 years he is on sensitive posts at same place. 3. As per CBI report regarding LEH works M/s Patel Engineering Works was to be black listed. But Sh. Manohar Kumar awarded works more hundred of crores to the same agency. 4. Consultants are being appointed as per his recommendation without following guidelines. 5. Arbitral awards for the period 29.1.2004 to 31.12.2007, for construction of Konkan Railway Tunnel-T3 works, paid by him to agency worth 5.68 crores, bypassing Director (F) & without replying to the objections raised by Director (F).

Here it is pertinent to mention that recruitments of the year 2012-2013 are under investigations by Central Vigilance commission (BUT TILL DATE, for last 4 years, NO ACTION IS TAKEN). There after Sh. Manohar Kumar has been selected as DIRECTOR that too by giving wrong information.

Sir, it is requested that immediate action be taken at your end. It is requested that this case be handed over to third party for impartial inquiry so that culprits are punished.

Submitted for immediate action please.

Thanking you.

Yours Faithfully,

(Kuldip singh)

(deepk@msn.com)

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- 2 Honorable Minister, Sushree Uma Bharti, of Ministry of Water Resources & Ganga Rejunvation, Govt. of India, Shram Shakti Bhawan, Rafi Marg, NEW DELHI for information and necessary action please.