

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 12.07.2018

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.Nos.17765 & 17766 of 2018

M.Gobi Shankar ... Petitioner in both Crl.OPs.
Vs.

1 The Chief Secretary/
Chief Vigilance Officer,
Chief Secretariat,
Goubert Avenue,
Puducherry - 605 001.

2 The Secretary (Education),
Government of Puducherry,
A Block, 1st Floor,
Perunthalaivar Kamarajar Centenary Education Complex,
100 feet Road, Anna Nagar,
Puducherry-5. Respondents in both Crl.OPs.

Prayer in both Crl.O.Ps.: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to give directions to the respondents to expedite enquiry upon the complaint dated 04.12.2017 given by the petitioner.

For Petitioner in both Crl.OPs. : Mr.R.Gururaj

For Respondent in both Crl.OPs. : Mr. D.Bharatha Chakravarthy
Public Prosecutor (Pondy)

ORDER

This Criminal Original Petition has been filed seeking to direct the respondents to expedite enquiry upon his complaint dated 04.12.2017 given to the respondents.

2 Reading of the complaint dated 04.12.2017 indicates that the petitioner has some grievance against the Principal of Women's Government Polytechnic College, Lawspet, Puducherry regarding his discretion to purchase software products worth Rs.3,17,754/- from the Central Government grants.

3 The typed set of papers indicates that the entire purchase transaction has completed as early as 12.03.2015, the day on which the software products were invoiced by the

supplier. After lapse of three and half years, this petitioner has given a complaint to CBI, wherein the Joint Director of CBI informed him that the alleged fraud to the tune of Rs.3,17,754/- is very trivial for CBI to take up the investigation and therefore, he has forwarded the matter to the Central Vigilance Officer, Puducherry for appropriate action.

4 This Court is unable to find out from the learned counsel why such a complaint against the Principal three and half years after completion of the transaction has been emanated. The learned counsel for the petitioner is also not able to point out how there is a violation of tender process and by such violation, how the Principal or any person involved in the said purchase had obtained any pecuniary advantage.

5 The learned counsel appearing for the respondents submits that the matter is under consideration of the Chief Vigilance Officer and he will take up appropriate decision on the complaint as early as possible.

6 Recording the above submission, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

rpl

To

- 1 The Chief Secretary/
Chief Vigilance Officer,
Chief Secretariat,
Goubert Avenue,
Puducherry - 605 001.

- 2 The Secretary (Education),
Government of Puducherry,
A Block, 1st Floor,
Perunthalaivar Kamarajar Centenary Education Complex,
100 feet Road, Anna Nagar, Puducherry-5.

3 The Public Prosecutor(Puducherry),
High Court, Madras.

+1cc to Mr.R.Gururaj, advocate sr.no.45659

+1cc to The Public Prosecutor(Pondicherry), sr.no.45809

Cr1.O.P.No.17765 & 17766 of 2018

gjii(co)
nr 31/07/2018



WEB COPY