

No. 11020(18)/2/2011-SCD-III
Government of India
Ministry of Social Justice & Empowerment
(Department of social justice & Empowerment)

Shastri Bhawan, New Delhi,
8th November, 2017

ORDER

Whereas, the NGO namely Samaj Sewa Sansthan, Barabanki, Uttar Pradesh has been receiving financial assistance from time to time from this Ministry under the Scheme of Assistance to Voluntary Organizations working for Welfare of Scheduled Castes for running of Hostel for Scheduled Caste beneficiaries.

2. Whereas, the Scheme aims to enhance the reach of development interventions of the government and fill the gaps in the service deficient Schedule Caste dominant areas, in the sectors such as education, health, vocational training etc through the efforts of voluntary organizations and to provide an environment for socio economic upliftment and overall development of Scheduled Castes(SCs).

3. Whereas, the said NGO has executed bonds in favor of the President of India for the amount in the prescribed format bonding themselves jointly, severally to the terms and conditions in the event of the grantee failing to comply with the conditions committing breach of the conditions of the bond, the signatory to the bond shall be jointly and severally liable to re-fund President of India, the whole or a part amount of the grantee with interest at the rate of 10 percent per annum therein or the sum specified under the bond.

4. Whereas, the Grantee Organization was required to abide by the terms and conditions mentioned in the Sanction Order, provisions and guidelines of the Scheme of Grant-in-Aid to Voluntary Organizations working for Scheduled Castes, provisions of General Financial Rules, 2017, instructions issued by this Ministry and Department of Expenditure, Ministry of Finance from time to time and any subsequent revision/changes therein.



5. Whereas, the Government has found the progress of the project unsatisfactorily, considering that the guidelines of the Scheme, terms and conditions of the Sanction Orders issued by this Ministry from time to time, provisions of General Financial Rules 2017 etc, are violated. The motive of the NGO in establishing the Hostel and the way it is being run, leads to a lot of suspicions. The status of the Hostel on ground is not in commensurate with the grant-in-aid that has been received by the NGO.

6. Whereas, Government of India has conducted inspection of the Hostel run by Samaj Sewa Sansthan at Barabanki, Utter Pradesh on 24.07.2017, which is getting Grant-in-Aid from the Ministry of Social Justice and Empowerment and during the inspection it was observed that out of 50 students only 8 students were found present at the time of inspection. This was taken as a serious lapse on the part of the functioning of the NGO. The outcomes of the beneficiaries are of very poor standards. The project which is funded by Govt. of India is completely in violation of the Scheme guidelines.

7. Whereas, during the course of inspection the chief functionary informed that they are not charging any fees from the students while one resident of the hostel said that his father paid some money. This appears that there is a malafide intention on the part of the organization and a clear cut intention from the organization to suppress the information and to falsify the data provided to the Government of India.

8. Whereas, the team also saw the kitchen of the hostel but no food was being prepared at the time of the inspection. No staff was present to cook the food at that time. The outcome & output of the organization in this regard appears to be very poor. This is in violation of the basic principle of Natural justice since the beneficiaries are entitled for proper food and other amenities for which the Govt. of India is giving GIA to the organization.

9. Whereas, most of the hostel staff members were not present at the hostel at the time of the inspection. The functioning of the organization in this regard appears to be very poor. This is in violation of the Scheme guidelines and the basic principle of Natural justice since the beneficiaries are entitled to get proper education and guidance for which the Government of India has been giving GIA to the organization. It was also observed during the inspection that the number of toilets is less as compared to the number of residents who have to use them. The kitchen was not at all well managed and lacked hygiene. The beneficiaries are entitled to clean & clear environment for which the Government of India has been giving GIA to the organization.



10. Whereas, a Show Cause Notice dated 20.09.2017 was served on the organization for seeking explanation for the shortcomings as observed during the inspection and as mentioned in preceding paras.

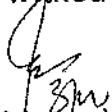
11. Whereas the Organization has submitted its reply dated 07.10.2017 and denied all the shortcomings pointed out by the Inspection team. In the reply, the Organization has inter-alia stated that for last several years, the annual progress report and inspection report with recommendation by State Govt are submitted to the Central Government. The Organization has also submitted that the infrastructure provided in the hostel is commensurate to the strength of the students. As regards absences of students, the Organization has stated that all the inspection team has visited the Hostel at about 12:30 Noon. It is routine that residential students after taking their meals at 7:30 AM (in the morning), leave the Hostel for their different school/colleges and they return to the Hostel after 3:00 PM onward. Hence the presence of all the students in Hostel at college time is not expected. The presumption cannot be made otherwise. In fact, there are 50 students of different classes and colleges are residing in the Hostel. It can be seen before and after college time that is (7:30 AM to 3:30 PM), all students are present in the Hostel.

12. Whereas, Ministry having considered the shortcomings in the inspection 24.07.2017 and overall infrastructure and basic amenities being provided in the project to the beneficiaries and the reply submitted by the Organization, is not satisfied with the reply given by the organization. It is observed that there is a clear violation of the basic principle of Natural justice and the provisions of the Scheme especially the breach of trust for which the Organization has been getting GIA.

13. Now, Keeping in view of all the above mentioned facts especially with regard to poor infrastructure and absence of the students, it has been decided, after following principle of Natural Justice & giving opportunity to the NGO, by the competent authority in public interest to blacklist the Organization namely Samaj Sewa Sansthan, Barabanki, UP for receiving further financial assistance in any form whatsoever under various Schemes of this Ministry.

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14. This order is issued without prejudice to any other action that may be initiated against the NGO for their action of omission and commission, without any further reference in the matter.


(B.L Meena)

Joint Secretary to the Government of India
Tel No. 011-23384284

To

The President,
Samaj Sewa Sansthan,
Shanti Kunj Mohalla Mewatiyan
Trabganj Road District, Barabanki
Uttar Pradesh – 271001

Copy to:-

1. The Principal Secretary, Department of Social Welfare, Government of Uttar Pradesh-226001 with the request to take necessary action to possession of the items for which non-recurring GIA was released to the NGO.
2. The DDG, ✓NIC, Ministry of Social Justice and Empowerment, Shastri Bhawan, New Delhi with request to include the NGO in the list of Blacklisted NGOs maintained on the website of the Ministry.
3. Joint Secretary, Department of Empowerment of Persons with Disabilities, CGO Complex, Lodhi Road, New Delhi
4. Chief Vigilance Officer, Department of Social Justice and Empowerment, Shastri Bhawan, New Delhi
5. CEO, NITI Aayog with request to update the same on DARPAN portal.
6. JS (SD)/JS (SCD-B)
7. Ministries/Departments as per standard list
8. Order folder