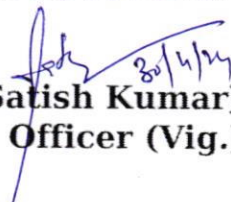


GOVERNMENT OF INDIA
NITI AAYOG
(Vigilance Section)

Subject: Submission of self-appraisal by Public Authorities on the CIC's portal for conducting transparency audit-reg.

This is with reference to the subject cited above. Information pertaining to Vigilance Section as on 31.03.2024 is as under:-

Sl.	Information sought by RTI Cell	Reply	
a.	Information regarding number of employee(s) of NITI AAYOG against which disciplinary action has been taken during the last five years	One	
b.	Information regarding number of employee(s) of NITI AAYOG against which disciplinary cases are pending during the last five years	Five	
c.	Information regarding number of employee(s) of NITI AAYOG who has been finalized/awarded Major/Minor Penalty during the last five years	Minor	Major
		NIL	Two
d.	Information pertaining to function of Vigilance Section	Copy enclosed.	


(Satish Kumar)
Section Officer (Vig.)

RTI Cell, NITI AAYOG

P.C. U.O. No. C-31011/01/2024-Vig., dated 30th April, 2024

320123/2022/O&M

Vigilance

1. The Section deals with vigilance cases such as cases of corruption, malpractices and lack of integrity in respect of Group 'A', 'B' and 'C' officers. The proceedings are conducted in accordance with procedure laid down in:
 - i. CCS (CCA) Rules, 1965
 - ii. CCS (Conduct) Rules, 1964
 - iii. Vigilance Manual and the instructions regarding consultation with the UPSC and Central Vigilance Commission; and
 - iv. Instructions issued by the Department of Personnel and Training and Central Vigilance Commission on the subject.
2. The Section issues vigilance clearance certificates in respect of Group 'A', 'B' and 'C' officers accordingly as and when Vigilance Clearances are sought from the concerned Divisions.
3. The Section deals with the complaints against officials/officers of NITI Aayog which were received in the Section as per provisions/instructions issued by CVC and DoPT.
4. The Section deals with the public grievance related to this Section.
5. The Section deals with the formation of setting up of Internal Complaints Committee to deal with the complaints of Sexual Harassment of Working Women at workplace in NITI Aayog/DMEO.
6. The section organizes Vigilance Awareness Week every year on the basis of instructions/guidelines issued by Central Vigilance Commission (CVC).
7. The section advises administrative sections on other disciplinary cases which are referred to Vigilance Section for its advice.
8. This Section deals with the RTI pertaining to Vigilance related matter.
9. This Section deals with the court cases pertaining to Vigilance related matter.
10. This section submits progress reports to Central Vigilance Commission on the progress of work done by way of prescribed quarterly progress reports.
11. This Section functions under the Chief Vigilance officer assisted by Under Secretary/Section Officer/Assistant Section Officer of the Vigilance Section.



No. 109/01/2019-AVD-I/D
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel & Training
North Block, New Delhi - 110001

Dated: the 11th August, 2021.

ORDER

WHEREAS, Shri Naresh Kumar Arora, Under Secretary (CSS cadre), (under suspension), NIFTI Aayog, was proceeded against under Rule 19 of the Central Civil Services (Classification, Control and Appeal) Rules, 1965, consequent to his conviction and so sentenced by the Court of Shri O.P. Saini, Add. Session Judge/Spl. Judge (CBI-04), Patiala House Court, New Delhi, vide Orders dated 27.09.2018 and 28.09.2018 in SC No. 06/2018, in the FIR No. 23/2006 dated 24.08.2006 of PS-Tilak Marg, under section 451, 323, 342, 506, 328, 511 and 34 of the Indian Penal Code (IPC), for the following charges, vide Memorandum No. 109/01/2019AVD-I/D dated 23.06.2020:-

“The FIR No. 322/2006 registered by Ms. Hitesh Arora, Advocate, Delhi High Court at Tilak Marg, Police Station mention that on 24.08.2006 at about 08:20 A.M., Naresh Arora, husband of her sister Smt. Poonam and Shri Rakesh Arora, his younger brother, forcibly entered her Chamber No. 208, Second Floor, Delhi High Court, and assaulted her physically. They asked her not to pursue the litigation on behalf of Ms. Poonam. On her refusal, both started beating her with legs and fists. They also hit her with the telephone instrument lying in the chamber and also attempted to strangulate her. Both of them tied her to the chair lying the chamber with her own chunni and kept beating her. Shri Rakesh Arora dissolved detergent and ink lying in the chamber in a glass and mixed it with water. Shri Naresh Arora caught hold of her and Shri Rakesh Arora tried to force the solution in her mouth. However, in the ensuing grappling the solution fell on her clothes. Both of them kept threatening her repeatedly saying that they would finish her. They kept beating her for 10-15 minutes and during this time continued to threaten her to not to pursue the litigation on behalf of her sister failing which she would be killed. Thereafter, they left threating her with consequences. She was untied by her colleagues Shri Dharmender with the help of others and rushed to RML Hospital”.

2. **AND WHEREAS**, in the above mentioned case, the Hon'ble Additional Sessions Judge/Spl. Judge (CBI-04), Patiala House Court, vide Judgment dated 27.09.2018 and 28.09.2018, convicted and sentenced Shri Naresh Kumar Arora along with his brother Shri Rakesh Kumar Arora, under sections 451/323/342/506/34 of IPC, as follows:-

“....Accordingly, taking a lenient view, Naresh Kumar Arora and Rakesh Kumar Arora are sentenced to imprisonment already undergone by them during investigation viz. 27 days along with a fine of Rs. 50,000/- each under section 541 IPC, in default of which they shall undergo simple imprisonment for three months each.

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Similarly, Naresh Kumar Arora and Rakesh Kumar Arora are sentenced to imprisonment already undergone by them during investigation along with a fine of Rs. 1000/- each under Section 342 IPC, in default of which they shall undergo simple imprisonment for one month each.

Similarly, Naresh Kumar Arora and Rakesh Kumar Arora are sentenced to imprisonment already undergone by them during investigation along with a fine of Rs. 3000/- each under Section 506 IPC, in default of which they shall undergo simple imprisonment for one month each”.

3. **AND WHEREAS**, the aforementioned Orders of the aforementioned Hon’ble Court were examined in accordance with relevant/extant rules, the ground of conduct which had led to his conviction on criminal charges and eventually it was considered that the penalty of ‘Compulsory Retirement’ may be imposed on the Charged Officer. Shri Naresh Kumar Arora.
4. **AND WHEREAS**, after taking the tentative approval of the Disciplinary Authority for imposing the penalty of ‘Compulsory Retirement’, an opportunity was given to the Charged Officer, Shri Naresh Kumar Arora, for making a representation against the proposed penalty of ‘Compulsory Retirement’, in terms of Rule 19 of CCS (CCA), Rules, 1965. vide Memorandum No. 109/01/2019AVD-I/D dated 23.06.2020.
5. **AND WHEREAS**, the Charged Officer, Shri Naresh Kumar Arora, submitted his reply, vide his representation dated 22.07.2020.
6. **AND WHEREAS**, the submissions of the Charged Officer, Shri Naresh Kumar Arora, vide his representation dated 22.07.2020, were examined in the light of the aforementioned Orders of the Hon’ble Court in accordance with relevant/extant rules, the conduct which had led to his conviction on criminal charges, the evidence on record, and it was found that the Charged Officer had not raised any valid point in his representation to rebut the evidence on the basis of which the tentative decision of imposing the penalty of ‘Compulsory Retirement’ was taken. Therefore, after taking the tentative approval of the Disciplinary Authority for imposing the penalty of ‘Compulsory Retirement’ and giving an opportunity to the Charged Officer, Shri Naresh Kumar Arora, the case records were referred to the Union Public Service Commission (UPSC) for its statutory advice.
7. **AND WHEREAS**, the UPSC, vide its letter No. F.3/408/2020-S.I dated 15th/16th June, 2021, tendered its advice in the matter after carefully examining the case records. After a thorough analysis of the evidence on record, the Commission concluded that the CO behaved in a manner which no government servant is expected to display. The Court while convicting him has concluded that criminal offences such as house trespass, causing simple injury and criminal intimidation are proved against him. The conduct of the CO in public has been below the dignity of a Government Servant of his stature and has, no doubt, maligned the reputation of a Government Office that he was holding.
8. **AND WHEREAS**, the Commission observed that as regards the Appeal admitted against the judgment of the CBI Court, it is a well settled principle that mere admission of the Appeal by a higher Court does not mean that the conviction has also been set aside. The CO has also submitted that this criminal case has no bearing on his official duties as it relates to matrimonial dispute and there is no corruption angle involved and that he has rendered an unblemished service to the Government. It is seen that the Court while convicting him also took a lenient view while awarding sentences. These submissions have been adequately considered by the DA and they are not worthy of diluting the fact that the CO has been convicted for criminal acts committed by him.

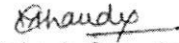
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289193/2021/Vigilance

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Copy to:-

1. ✓ The Chief Executive Officer [Shri Manoj Kumar Gangeya, Director & CVO], NITI Aayog, Sansad Marg, New Delhi-110001. The enclosed copy of the order, may please be delivered to Shri Naresh Kumar Arora, and his dated acknowledgement obtained and kept in record. *Immediate necessary action may please be taken to implement this order.*
2. The Secretary, Union Public Service Commission, Dholpur House, Shahjahan Road, New Delhi – 110 069 w.r.t. letter No. F.3/408/2020-S.I dated 15th/16th June, 2021.
3. Ms. Rajul Bhatt, Director (CS.I), Department of Personnel & Training, Lok Nayak Bhawan, New Delhi.
4. Guard File.



(Mahesh Chandra)

Under Secretary to the Government of India.

Tel: 2309 4508.