



GOVT. OF ASSAM
OFFICE OF THE DEPUTY COMMISSIONER :::::::::: NAGAON
(FOOD, CIVIL SUPPLIES & CONSUMER AFFAIRS BRANCH)
Phone : 03672-233185 (O)/ 233202 (R) - 233222 / 233193(F)
Email : dc-nagaon @ nic. In
(An ISO 9001:2008 Certified Organisation)

O R D E R

Dated: 09/01/2013

No. NSG 5/2013/6 = Perused the report dtd. 05/01/2013 submitted by the Inspector, FCS & CA, Nagaon regarding anomalies in distribution of PDS items by the Secretary, M/S Sahari Mouza GPSS. Also perused the enclosed seizure list, zimmanama and statement of the Secretary, M/S Sahari Mouza GPSS. It appears that the Secretary of the GPSS committed gross irregularities in distribution of PDS commodities to the agents under the GPSS and misappropriated PDS Sugar. The Secretary of the Sahari Mouza GPSS apparently violated the provisions at clause 11, 14 of the APDA Order'1982 and also terms and condition 8 (1) of the licence issued to him under the said order.

Therefore in contemplation of drawl of cancellation proceeding and in exercise of the provisions under clause 15 (1) of the APDA Order'1982, the sub-wholesale licence of M/S Sahari Mouza GPSS is hereby suspended until further order.

The FP Shop agent under Sahari Mouza GPSS are tagged to nearby M/S Jagial GPSS for lifting of allotted PDS commodities and to distribute the PDS consumers of the respective areas of the agents.


This has the approval of the Deputy Commissioner, Nagaon.

self-
Deputy Director i/c,
Food, Civil Supplies & Consumer Affairs,
Nagaon.

Memo No. NSG 5/2013/6 (A)
Copy to:-

Dated: 09/01/2013

1. Area Inspector, FCS & CA, Nagaon (Sahari Area) for information and necessary action. He is directed to submit detail report at an early date for taking further necessary action.
- ✓ 2. DIO, NIC, Nagaon for information and necessary action.
3. Secy. M/S Jagial GPSS, for information and necessary action.
4. Dealing Asstt. M/S Sahari SS Ltd. for information.
5. S.K Oil Depot concerted for information and necessary action.
6. P.A to DC for kind appraisal of the Deputy Commissioner, Nagaon.


Deputy Director i/c,
Food, Civil Supplies & Consumer Affairs,
Nagaon.



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ORDER

Dated: 10/12/2012

No. NSG. (Case) 68/2012/20 = Perused the reply submitted by the Divisional Engineer, ASTC, proprietor M/S NRL Petrol Pump, ASTC campus, Nagaon against this office show cause notice issued vide No. NSG (Case) 68/2012/17 dtd. 14th November'2012. The reply submitted by him is not satisfactory. He issued 800 Litres of Motor Spirit to one unauthorized person vide their cash memo No. 120299 and 120300(400 Litres against each cash memo) dtd. 07/10/2012 violating the provisions at clause 3 (1) and 5 (1) of the "Petroleum Rules'2002".

It is observed that a person must obtain a licence to store or to possess Petroleum Class A under Section 8 (1) of the "Petroleum Act'1934". M/S NRL Petrol Pump, ASTC campus, Nagaon should not have issued such a huge quantity of petrol (Petroleum Class A) to some one without having a licence from the appropriate authority.

Further the Proprietor of M/S NRL Petrol Pump, ASTC campus, Nagaon has violated the terms and condition "10" of the licence issued under the "Assam Trade Articles (Licensing & Control) Order'1982" and thus violated clause 3 (1) and 10 of the said order.

Therefore, pending a detail enquiry in this regard the licence of M/S NRL Petrol Pump, ASTC campus, Nagaon under the "Assam Trade Articles (Licensing & Control) Order'1982" is hereby suspended with immediate effect.

Sd/-
Deputy Commissioner,
Nagaon.

Memo No : NSG. (Case) 68/2012/20 - A

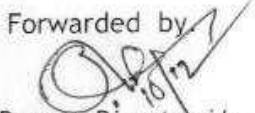
Dated : 10/12/2012

Copy to :

1. Circle Officer, Nagaon Sadar Rev. Circle, Nagaon for information and necessary action.
2. Chief Manager (HR), P.O.: Numaligarh Refinery Project, Dist.: Golaghat, Assam, India, PIN- 785699, Phone: +91-03776-265493, Fax: +91-3776-265800 for information.
3. Divisional Engineer, ASTC, proprietor M/S NRL Petrol Pump, ASTC campus, Nagaon for information.
4. Inquiry Officer, FCS & CA, Nagaon for information.
5. DIO, NIC, for information and necessary action.

Sd/-
Deputy Commissioner,
Nagaon.

Forwarded by


Deputy Director i/c,
FCS & CA, Nagaon.

20.12.12



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ORDER

Dated: Nagaon 13th December'2012

No NSG. (Case) 91/2012/11 :- Whereas, on 07/12/2012 a team of officials from the B.I (E.O) conducted an enquiry into the alleged irregularities committed by M/S Bechamari GPSS in dealing with PDS/TPDS commodities and detected that the GPSS is involved with malpractices of Rice under different categories and L/Sugar maintaining incorrect books of accounts.

Whereas, it was found by the B.I (E.O) officials an excess stock of 188.09 Qtls. of Rice and short stock of 110.15 Qtls. of L/Sugar and 215.00 Qtls of W/Atta on physical check.

Whereas, the team of B.I (E.O) officials seized 505.00 Qtls. of Grade - A Rice and 43.20 Qtls. of L/Sugar from the possession of Md. Nazrul Islam, Secretary, M/S Bechamari GPSS to secure compliance of the provisions under the "Assam Public Distribution of Articles Order'1982" and "Public Distribution System (Control) Order'2001" and handed over the seized commodities to the Secretary M/S Bechamari GPSS for safe custody executing Zimmanama.

Therefore, pending a detail report from the enquiry officer of B.I (E.O), the Sub-Wholesale licence of M/S Bechamari GPSS under the "Assam Public Distribution of Articles Order'1982" is hereby placed under suspension until further order.

The FP Shop retail agents under M/S Bechamari GPSS are hereby tagged to M/S Nagaon WCCS for lifting of allotted PDS/TPDS commodities and to distribute amongst the targetted beneficiaries of their respective areas.

The seized 505.00 Qtls. of Grade - A Rice and 43.20 Qtls. of L/Sugar is hereby order disposal through PDS amongst the targeted beneficiaries under M/S Bechamari GPSS at Govt fixed rate of price and to deposit the sale proceed into the treasury under proper head of accounts.

Sd/-
Deputy Commissioner,
Nagaon.
Date 13/12/2012


Memo No NSG (Case) 91/2012/11 -A

Copy to,

- (1) Superintendent of Police, B.I (E.O), Assam, Guwahati for favour of information and necessary action.
- (2) Sri Tapash Podder, Inspector, FCS & CA, Nagaon. he is directed to arrange disposal of the seized Rice and Sugar through the agents under M/S Bechamari GPSS amongst the targeted beneficiaries and to deposit the sale proceed into the treasury and report compliance. He will also furnished the No of FIC under the different category and population of the agents under M/S Bechamari GPSS immediately to this office for issuing necessary sub-allocation to the agents.
- (3) Inspector, FCS & CA attach to the B.I (E.O), I.O of the case for information.
- (4) Secretary, M/S Bechamari GPSS and Zimmadar of the Seized Rice and Sugar. He is directed to handover the seized Rice and Sugar to Inspector, FCS & CA, Nagaon and assist disposal accordingly.
- (5) M/S NWCCS, Nagaon for information.
- (6) DIO, NIC, Nagaon for information and necessary action.
- (7) Concerned Assistant, FCS & CA, Nagaon.
- (8) P.A to DC for kind appraisal of the Deputy Commissioner, Nagaon.

Sd/-
Deputy Commissioner,
Nagaon.

Forwarded by,


Deputy Director i/c,
FCS & CA, Nagaon.



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ORDER

27/08/2012

No NSG (CASE) 19/2012/25 :- Whereas, report was received on 21/03/2012 from the area Sub-Inspector, FCS & CA, Nagaon (M/S Hatichung GPSS area) that 440 litres of PDS SK Oil was seized by him from the possession of one Sri Ridip Das a small grocery shop owner of village Kujidah, Kamarchuk under M/S Hatichung GPSS area which was allegedly sold by Sri Manash Sarma FP Shop agent under the M/S Hatichung GPSS.

Whereas, the local people of village Kujidah, Kamarchuk complained before the team of FCS & CA Officers headed by the Supdt. FCS & CA, Nagaon that the SK Oil in question was actually sold by Sri Manash Sarma, FP Shop agent to Sri Ridip Das grocery shop owner illegally in the black market while the villagers caught Sri Ridip Das red handed.

Whereas, on receipt of the report from the area SI, FCS & CA the licence of Sri Manash Sarma, FP Shop agent under M/S Hatichung GPSS was placed under suspension vide this office order No. NSG (CASE) 19/2012/6, dtd. 27/03/2012 and he was asked to show cause vide this office letter No. NSG (CASE) 19/2012/14, dtd. 01/06/2012 and he submitted his reply on 06/06/2012.

For ensuring principles of natural justice Sri Manash Sarma was personally heard by the undersigned on 20/07/2012.

The statement made by Sri Manash Sarma at the time of personal hearing found not satisfactory. He fails to convince his innocence on the diversion of SK Oil allotted to him. He stated that he loaded 220 litres of SK Oil in the SK Oil depot at Jajori in a thela (hand cart) and left for his home leaving the thelawala behind which proves his active involvement in the diversion of the PDS SK Oil.

Whereas, the statement of Sri Manash Sarma at the time of personal hearing could not explain convincingly that his role in the offence is not there the undersigned is satisfied that he was actually involved in the illegal disposal of PDS SK Oil and violated the provisions under clause 10, 19 of the "Assam Public Distribution of Articles Order'1982" and licence terms & condition 4, 5 and 8(1) of the licence issued to him under the said order.

Therefore, the retail licence of Sri Manash Sarma under the "Assam Public Distribution of Articles Order'1982" bearing No. NSG 349 (R)/2011 is hereby cancelled forthwith and the sale proceed of the seized 440 litres of SK Oil is also confiscated to the state. However the security deposit against his licence may be returned to him alongwith accrued interest thereon.

Inform all concerned accordingly.

Given under my hand and seal today on 27th day of August'2012.

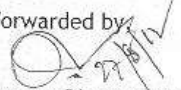
Sd/-
(Dr. P. Ashok Babu IAS),
Deputy Commissioner,
Nagaon.
Date: 27/08/2012

Memo No NSG (CASE) 19/2012/25 - A

Copy to,

- (1) Hon'ble MLA, Nagaon & Chairman, Constituency Level Vigilance & Monitoring Committee.
- (2) Director, Food, Civil Supplies & Consumer Affairs, Assam for kind information.
- (3) Supdt., FCS & CA, Nagaon.
- (4) Area Inspector, FCS & CA, Nagaon.
- (5) Secretary, M/S Hatichung GPSS Ltd.
- (6) DIO, NIC, Nagaon.
- (7) Sri Manash Sarma, FP Shop Agent, under M/S Hatichung GPSS Ltd.

Sd/-
(Dr. P. Ashok Babu IAS),
Deputy Commissioner,
Nagaon.

Forwarded by

Deputy Director i/c,
FCS & CA, Nagaon.



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ORDER

Dated at Nagaon, 27th August'2012

No NSG 79/2001/143 :- Whereas, the Sub-Divisional Officer (Sadar) and Sub-Divisional Magistrate, Nagaon inspected M/S J.V. Enterprise SK Oil Depot, Khutikatia, Nagaon on 21/03/2012 and found that there is no overground or underground storage tank in the SK Oil depot. The SK Oil depot was found storing SK Oil in barrels of 220 Litres capacity in each barrel. The depot was found violating the provisions at clause 6 of the Petroleum Rules'2002. Further the SK Oil depot is found not abiding the conditions of the licence issued to them by the Deputy Chief Controller of Explosives Guwahati Sub-Circle Office, Guwahati. The SK Oil depot also found not abiding the resolution 4 of the minutes of monthly review meeting dtd. 08/02/2008 violating the order of the Deputy Commissioner and licencing authority under APDA Order'1982.

Whereas, the SK Oil depot was found issuing SK Oil to the retailer FP Shop agents without obtaining signature in the cash memos violating terms and conditions of the licence issued to them under the provisions of the "Assam Public Distribution of Articles Order'1982".

Whereas, the proprietor of M/S J.V. Enterprise SK Oil depot, Khutikatia was asked to show cause for the above irregularities committed by him vide this office letter No. NSG 79/2001/138, dtd. 25/05/2012.

Whereas, M/S J.V. Enterprise SK Oil depot, Khutikatia in their reply to above show cause notice stated that they were not aware of the storage of SK Oil in storage tank only and assured to take necessary step to construct either overhead or underground storage tank in the depot. The said reply of JV Enterprise who obtained licence under specific condition from Deputy Chief Controller of Explosives, Guwahati for "(b) 1 number (S) underground gas tight tank (S) capacity of 29 KL of each/respectively for Petroleum Class B/C connected with 2 number (S) electrically operated dispensing pump (S)" vide licence No. P/EC /AS/14/9 (P28916) is a clear violation and is in clear violation of licencing condition No. 4 issued under APDA Order'1982.

Whereas, the SK Oil depot stated that they obtain signature of the retail agents in the sale register of the depot and have requested to exonerate them from the charges of violation of the provisions of above orders.

Therefore, M/S J.V. Enterprise SK Oil depot is hereby warned and let off with the following condition.

- (i) M/S J.V. Enterprise SK Oil depot will make necessary arrangement for storage of SK Oil strictly complying conditions of licence received from Deputy Chief Controller of Explosives before the next consignment of allocation to be made to the SK Oil depot and submit report to the District Authority. Failing which their allocation of SK Oil may be held up and licence under the APDA Order'1982 may be suspended for violation of the provisions of APDA Order'1982.
- (ii) The SK Oil depot will henceforth obtain proper signature in the cash memos as well as in the sale register from the allottees. Henceforth they will not issue SK Oil to any unauthorized person.

Issued under my hand and seal today on 27th August'2012.

Sd/-
Deputy Commissioner,
Nagaon.

Dated: 27/08/2012

Memo No. NSG 79/2001/143 - A

Copy to,

- (1) Deputy Chief Controller of Explosives Guwahati Sub-Circle Office, Guwahati for favour of information and urgent necessary action.
- (2) Sales Officer (IOC), Nagaon for information.
- (3) Area Inspector, FCS & CA, Nagaon. They are directed to inspect all the SK Oil depot/Sub-Depot of their respective areas and to report regarding violation of the licence condition of explosive act. in the format enclosed within a week for taking necessary action.
- (4) Sub-Divisional Officer (C), Hojai/Kaliabor. They are directed to arrange inspection of the SK Oil depot of their respective Sub-Division to check violation of licence condition under Explosive Substances Act and to initiate action against the depot as per provisions of law. Action taken may please be intimated within a week SK Oil depot wise.
- (5) All SK Oil Depot, Nagaon Sadar Sub-Division.
- (6) DIO, NIC, Nagaon for information and necessary action.
- (7) M/S J.V. Enterprise SK Oil Depot, Khutikatia, Nagaon for information and compliance accordingly.

Sd/-
Deputy Commissioner,
Nagaon.

Forwarded by

Deputy Director i/c,
FCS & CA, Nagaon.

27.8.12