



# ALL INDIA ESIC SC/ST OFFICERS' & EMPLOYEES' FEDERATION

PANCHDEEP BHAWAN, CIG ROAD, NEW DELHI – 110002.

EMAIL : heera@myesic.com & mahinder@myesic.com

www.myesic.com

"Affiliated with All India Confederation of SC/ST Organisations"

(Regd.No. S/27858 of 1995)

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**INTERNAL AUDITORS**  
KULDEEP KUMAR  
KAILASH CHAND

F.No. AIESIC.SC/ST.FED. 2015-35.

Dated 26 July, 2017

To,

The Director General,  
Employees' State Insurance Corporation,  
Panchdeep Bhawan,  
CIG Road, New Delhi – 110002.

Subject : **Act of Harassment and Atrocity committed at work place by Shri K.P. Pandey, Deputy Director (Admn.) of Indira Gandhi ESI Hospital, Jhilmil, Delhi 110095 to Smt. Pushpa T. Nagrare, Assistant Nursing Superintendent.**

**Immediate suspension of Shri K.P. Pandey, DD(Admn.) for being detained in police/judicial custody for more than 48 hours till he is under trail.**

Respected Sir,

With due regard, I would like to submit that I am in receipt of endorsement copy of representation of Smt. Pushpa T Nagrare, Assistant Nursing Superintendent of Indira Gandhi ESI Hospital, Jhilmil, Delhi 110095 regarding harassment and atrocity committed to her by Shri K.P. Pandey, Deputy Director (Admn.) of the same Hospital. (Copy enclosed as **Annexure – I**).

The offending officer had resorted to coerce the complainant to accompany him at odd hours in night at 10-30 PM on 28-06-2017 which was refused by the complainant as she was not in position to make alternative arrangement for looking after her family obligation as she had to look after her mentally retarded son.

On refusal the same officer resorted to bring coercion by issuing Memorandum No. 113/Z/11/15/62/16-P.S.-105 dated 30-06-2017 (Copy enclosed as **Annexure – II**) to harass her and to cause injury to her career and annoyance to her. By doing so he intentionally insulted the complainant and intimidated with intent to humiliate her and harm her career.



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In this regard, it is also submitted that it has also been reported that Shri K.P. Pandey, Deputy Director (Admn.) had at one instance with pre-meditated mind threatened complainant that he will not accept her LTC Bills, CCL Applications, GPF Applications and EL Applications. A copy of reply of complainant to Memorandum is enclosed as **Annexure – III**.

I would further like to submit that Shri K.P. Pandey, Deputy Director (Admn.) has got a vast record of harassing, misbehaving and using filthy language against Scheduled Caste staff/officers. Because of his committing such offences the Hon'ble Court, Judicial Magistrate Second, Dehradun had issued arrest warrant No. 28/14 under Section 506 of IPC read with Section 3 (1)(x) and 3(2)(vii) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 against him. (Copy enclosed as **Annexure – IV**)

As a result it was reported that the offending officer was kept in police custody on 23-03-2014 and since bail was refused on 24-03-2014 by Judicial Magistrate, Dehradun (copy enclosed as **Annexure - IV**), he was consigned to judicial custody on 24-03-2014 at 17-35 hours to District Jail. Subsequently the offending officer succeeded to get bail on 26-03-2014 and was relieved from District Jail at 19-05 hours. (copy enclosed as **Annexure – V**)

In this case the charged officer was detained in police/judicial custody for three days. Out of these three days he was in judicial custody for 49 hours and 30 minutes in District Jail, Dehradun and trail of the same case is still continuing.

It is very surprising that Shri N.K. Arora, the then SSMC, Dehradun had misused his official capacity by giving incomplete or incorrect information to protect offending officer by concealing the detail of police custody and simultaneously he arranged his influence over third party vendors for securing bail in the case.



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In view of above, you are requested to kindly issue following directions :

1. To immediately suspend Shri K.P. Pandey, Deputy Director (Admn.), Indira Gandhi ESI Hospital, Jhilmil, Delhi under Rule 10 (2) (a) of CCS (CCA) Rules, 1965 and Regulation 10(2)(a) of Employees' State Insurance Corporation (Staff and Condition of Service) Regulation, 1959 for being detained for more than 48 hours in police/judicial custody till under trail case is decided. A copy of letter of Superintendent of District Jail addressed to the then SSMC is enclosed as **Annexure - V**.
2. To fix responsibility of offending officer and Dr. N.K. Arora, the then SSMC for not bringing fact to the knowledge of appointing authority (i.e. the Director General, ESIC).
3. To conduct preliminary investigation in the matter of gross misconduct of Dr. N. K. Arora the then SSMC, Dehradun who had misreported the case to Headquarters for unlawfully evading suspension of Shri K.P. Pandey, Deputy Director (Admn.).
4. To conduct administrative action in the matter of instant complaint of Smt. Pushpa T. Nagrare, ANS of Indira Gandhi ESI Hospital, Jhilmil, Delhi and fix responsibility of guilty officer.

Yours faithfully,

( Heera Singh )  
Secretary General

**Enclosed : as above.**