



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

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F.No. AIESIC.SC/ST.FED/2015/093 Dated: 19<sup>th</sup> July 2021

To,

The Director General,  
Headquarters Office,  
ESI Corporation,  
CIG Marg,  
New Delhi – 110002.

Subject : **Request for revising Order of punishment issued to Shri N.M. Ojha, Deputy Director In-charge of Regional Office Goa in all cases of departmental inquiries and preliminary investigation on various misconducts on your own motion or otherwise under Regulation 22 of the ESIC (Staff and Conditions of Service) Regulations, 1959 taking into consideration his track record which confirm his criminal and atrocious attitude toward his fellow officials and constitutional duties.**

2. **Complaint for harassing Shri P.C. Lodwal, Assistant Director (Finance) of RO Goa.**

Sir,

With due regard, I would like to invite your kind attention on above captioned subject and to forward enclosed complaint received from Shri P.C. Lodwal, Assistant Director (Finance) of RO, Goa.

The aggrieved officer had raised a red flag indicator in form of a complaint of act of atrocity and harassment meted out to him by Shri N.M. Ojha, Deputy Director In-charge of Regional Office Goa.

While going through complaint it is well established that the concerned controlling official is acting in violation of Article 15 of the Constitution of India which is punishable offence under Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

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Further to it, it is also a known fact that the offending official had involved himself in various act of misconducts causing loss to Corporation, some of which are enumerated as follows:

1. He had attended regular classed of LLB without permission of Office and without taking leave from office. By doing such abstention from official duty he had caused monetary loss to ESIC and undeserving gain of salary for absented period.
2. The department had taken a lenient view of this misconduct and just issued punishment of censure for this monetary loss to ESIC in form of no work full pay, as a result many more officers are encouraged to absent themselves from official duty for attending such studies. And the guilty officer has developed disrespect to decency and propriety to be maintained in Government Offices.
3. He had involved himself in given active/passive permission to CBI to file FIR against Shri P.C. Lodwal, Assistant Director (Finance) of RO Goa on false allegation of having dipropionate Assets and thus has failed in his official duty as Deputy Director In-charge and is liable to be punished under Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.
4. He is also reported to have been charge sheeted for indulging himself in gross irregularities and deviation from the normal procedure and instructions while according approval for withdrawal of 10 Court Cases filed by ESIC against employer. In this case penalty was imposed on him, however his appeal against Order of Punishment was reportedly admitted by Appellate Authority.
5. It is also reported that a complaint was also made by a Housekeeping Supervisor against the then AC & RD R.A.C Bhatt and this officer for her sexual harassment at work place. The complainant informed about the incident on the same day to Shri N. M. Ojha in presence of OS Admin, Smt Darshana Patil but neither any action was taken by him on the oral complaint nor she was assisted to give the complaint in writing. Instead she was threatened by him for not disclosing the issue to anyone. Later, a written complaint was submitted by the complainant. The guilt of Shri RAC Bhat, AC & RD and Shri N.M. Ojha was accepted by the Internal Complaint Committee and only Shri RAC Bhat, AC & RD was penalized for this, but no action was taken against Shri NM Ojha, Deputy Director in site of his being found to be guilty by ICC.

6. It is also reported, that, in another case Vigilance Investigation was also conducted against him in the matter of purchasing of Flat by him in Goa which seems to have been consigned to files without any action. He is also an elected office bearer of the housing society in Goa where he resides. Even after officiating the elected posted for many years, he has not given any intimation under CCS CONDUCT Rules to the department.
7. He has in violation of well-established norms committed the offence of extending existing rate finalized under tender process of five years back to M/s Vijay Facility Management in order to delay the process so that his known vendor M/s Raj Facility Management could become eligible by that date.
8. When his known vendor M/s Raj Facility Management became eligible to bid, he was provided internal details and as a result he bided a unrealistic low price which was not at all maintainable.
9. It is reported that in order to manage his affairs the private vendor started compromising with quality of services under the patronage of Shri N.M. Ojha, Deputy Director In-Charge. Further to it he also started non-compliance/wrong compliance of deducting and paying ESI and EPF contribution by not transferring full amount of employer share to ESI and EPF even in case of payment received from ESIC.
10. A complaint dated 21<sup>st</sup> February, 2020 was received by the Regional Office, Goa from M/s Amchem Goem Amcho Lok against this vendor and Shri N.M. Ojha, Deputy Director In-charge which was consigned to files without taking any action in the matter.
11. It is also reported that there are serious irregularities in seniority lists, promotions, allotment of TOR/camp accommodation, purchasing/tendering process and transfer posting decisions.

Sir, it is gauged from the fact that the Controlling Officer is of a tainted background and is holding the post of Deputy Director In-charge of Regional Office, Goa by wrong means. The controlling authorities at Headquarters Office are blind on his misconducts.

The conducts of Shri N.M. Ojha, Deputy Director In-charge RO, Goa are detrimental to smooth and lawful functioning of Regional Office, Goa. Hence, you are requested to kindly initiate following action in the matter:-

1. The delinquent Officer may immediately be relieved from In-charge ship of Regional Office, Goa.
2. All already decided departmental inquiry cases in the case of this delinquent officer may be revised by the Hon'ble Director General on his own motion or otherwise on the basis of this complaint under Regulation 22 of the ESIC (Staff and Conditions of Service) Regulations, 1959 as punishment awarded in his case do not commensurate with the gravity of misconduct committed by the guilty officer and also taking into consideration his track record which confirm his criminal and atrocious attitude toward his official and constitutional duties/ responsibilities.
3. The remaining matters under investigation or pending for being processed may be got investigated/processed/executed by concerned officials and the delinquent officer should be sensitized accordingly.
4. **The complaint of harassment of Shri P.C. Lodwal, Assistant Director (Finance) of RO Goa may also be investigated and delinquent officer may be suitably sensitized.**

Yours faithfully,



( Heera Singh )  
Secretary General

**Enclosed : As above.**