



MNV MNV <mnvkumar@gmail.com>

Request from MN Vijayakumar, IAS, Karnataka reg Hon'ble Supreme Court of India seeking response from the Centre and State governments in connection with petition filed by Sri TSR Subramaniam and 82 other former bureaucrats - Request to place some of

2 messages

MNV MNV <mnvkumar@gmail.com>

Mon, Mar 7, 2011 at 9:34 AM

To: secy_mop@nic.in, sarkardk@nic.in, jsv-dopt@nic.in

Cc: lok <kla-reg@nic.in>, lok <kla@kar.nic.in>, Karnataka State Human Rights Commission

<kshrc2007@gmail.com>, CVC <cvc@nic.in>, CVC <vigilance@nic.in>, 1_CS <cs@karnataka.gov.in>, CS

Karnataka Gmail <cskarnataka@gmail.com>, mnvg <mnvkumar@gmail.com>

Bcc: mnvy <mnvij@yahoo.com>, jnjayashree@gmail.com, jnjayashree62@yahoo.com

MN Vijayakumar,IAS

7/3/2011

1981 Batch, Karnataka Cadre

(relieved from the post of Chairman , KSMBL on 19/11/2010 without DPAR issuing any transfer order till today and not paid any salary since then)

To:

1. Mrs. Alka Sirohi, IAS , Secretary , DoP, North Block,New Delhi 110 011
2. Sri Syamal Kumar Sarkar,IAS Additional Secretary (S&V), DoP, North Block,New Delhi 110 011

Through:

Sri S.V.Ranganath, IAS , Chief Secretary, GOK, Vidhana Soudha, Bangalore

Dear Sir/Madam

Sub: Hon'ble Supreme Court of India seeking response from the Centre and State governments in connection with petition filed by Sri TSR Subramaniam and 82 other former bureaucrats - Request to place some of my letters before the Hon'ble supreme Court the plight of a serving senior IAS officer

It is widely reported that Sri TSR Subramaniam (former Cabinet Secretary) and 82 other retired bureaucrats have filed a petition before the Hon'ble Supreme Court mentioning the following:

“There is an urgent need to depoliticize management of transfers, postings, inquiries, the process of promotion, reward, punishment, and disciplinary matters relating to civil servants need”.

While I fully agree with the above, I also as a whistleblower have suffered more by corrupt senior IAS officers than by corrupt politicians. This is because corrupt politicians fear facing the public while corrupt officers who run a parallel government have no such fear. The situation in most of the states is extremely horrible. The present shameful situation I agree lies with pliable, selfish, corrupt officers appointed as Chief Secretaries for consideration other than merit that too by superseding many highly meritorious seniors. But what concerns me more is that when such Chief Secretaries are asked to give response to issues as important as the one mentioned above, I am sure that they will not present the true picture.

I, as a serving very senior IAS officer, who has suffered more at the hands of such corrupt and criminally minded senior IAS officers, would like my letters addressed to the Cabinet Secretary (routed through the Chief Secretary) to be placed before the Hon'ble supreme Court Bench which has admitted the highly important petition. If given an opportunity, I would like appear before the Hon'ble Supreme Court to give oral evidence. I would like to inform that I appeared on 14/2/2011 to give evidence before the Hon'ble Parliamentary Standing Committee which is examining the Whistleblowers' Bill. I am very sure that I am the only serving IAS officer in the country to have given oral evidence before the Committee (A former Chief Secretary of Andhra Pradesh contacted me on 13/2/2011 to know whether he can also appear before that Parliamentary Standing Committee and on 14/2/2011, the Parliamentary Secretariat when sought clarification informed me that list of witnesses had been finalized).

My evidence before the Hon'ble Supreme Court (both documentary and oral) becomes more important and relevant as unable to bear the harassment and humiliation by my Chief Secretaries since 2006, I have sent on 4/3/2011, my letter of resignation directly to H.E. the President of India. The reason I have given for leaving the Service i.e., to retain my sanity to enable me to continue to fight corruption even after leaving Service must convince anyone why I must given the opportunity to appear before the Hon'ble Supreme Court of India and give evidence. In this connection I am reproducing below the following from my letter dated 4/3/11 :

I am writing this letter under extreme mental stress due to unbearable ill-treatments being meted out to me since 2006 for not closing my eyes to the corrupt practices of senior IAS officers in Karnataka. It is pathetic that during this period, Karnataka has earned the dubious distinction of being the most corrupt State in the country. I am forced to take this decision of leaving the Service against my liking as my entire family is also under tremendous mental tension due to severe harassment for not stopping our fight against corruption. Initially, my wife, instead of fighting for justice after losing me decided to understand the corruption issues I had reported so that she could pursue them even if something were to happen to me. Her efforts have been internationally recognized as I survived three attempts on my life because of her bold initiative. She is determined not to allow our tormentors to go scot-free and has been giving important highly sensitive information as a witness. Since 2006, both of us have been paying a heavy price for our efforts. Unfortunately, things have reached such a state that my continuation in the Service in the hostile environment created by the Chief Secretary would make me a total mental wreck which I would like to avoid. I have already admitted many times in writing that I have suffered serious temporary mental breakdowns unable to bear the incessant ill-treatments meted out to me. I want to retain my sanity to fight corruption even after leaving the Service.

The Expert Committee headed by PC Hota submitted a report to GOI in July 2010. This Committee also understood the plight of honest officers. The Committee which **might** had before it the details of how I am being harassed since 2006 did not hesitate to make the following observations in the report given to the DoPT:

One of these is the tendency to browbeat members of the All India Services through motivated action, including frequent transfers, transfers to posts which do not normally warrant posting of an officer of his seniority, suspension and initiation of Disciplinary Inquiries without adequate basis. Through such steps, State Governments humiliate and harass several officers of these Services, in effect

warning others what can happen to them unless they, too, toe the line... there is need to do much more because the large proportion of the All-India Services Officers serving in connection with affairs of a state feel quite let down by the inability of the Central Government to protect their interests effectively.

Each and every observation made above by the Expert Committee is true in my case. What is unfortunate is that the Chief Secretaries are exploiting this helplessness of GOI to harass those who refuse to remain silent against brazen corruption.

I am also requesting the Chief Secretary of Karnataka to send a copy of each of my letter given to Chief secretaries since 2005 as part of his response to the Hon'ble Supreme Court. I am very sure that such an exhaustive documentation of harassment, humiliation, discrimination and obstruction would not have been made by any other serving IAS officer. I am making my own efforts to take up the issues up to the Hon'ble Supreme Court, if necessary. But as the opportunity has come which can speed up the process, I request all concerned who receive this letter to take my request seriously and act immediately in the larger public interest.

If for any reason, it is not possible to allow me to give direct evidence before the Hon'ble Supreme Court, then I request to at least place before the Hon'ble Supreme Court all letters given to the Cabinet Secretary and to officers of DOPT since 2008 .(I have sent many letters to Dr. Sri Syamal Kumar Sarkar, IAS Additional Secretary (S&V), DoP, North Block, New Delhi 110 011)

I am marking a copy of this letter to Sri Alok Kumar, joint Secretary, with a request to give a copy of my memorandum given to the Parliamentary Standing Committee which examined the Whistleblowers' Bill to the Hon'ble Supreme Court as part of evidence.

I am marking a copy of this letter to Hon'ble Justice Sri Santosh N Hegde, Lokayukta, Karnataka who after submitting resignation admitted in public that he also suffered mental breakdowns after obstructed from carrying out his duties. I request the hon'ble Lokayukta to send his suggestions to the DoPT as two officers(one an AIS officer) working under him have been publicly harassed.

I am also marking a copy of this letter to Hon'ble Justice Sri SR Nayak, Chairman, Karnataka State Human rights Commission who has many times publicly admitted about the deliberate hindrances created to prevent the Commission from properly functioning. I request the Hon'ble Chairman to send his suggestions to the DoPT

I have kept the CVC informed almost continuously since 2008 and hence I am marking a copy to the CVC also

In view of the urgency and abnormal situation I have been placed in, I have taken the liberty of sending a copy of this letter by email/RPAD to all concerned in advance.

Thanking you,

Yours Sincerely,

M N Vijayakumar

Copy to

1. Hon'ble Justice Sri Santosh Hegde, Lokayukta, Karnataka, MS Building, Bangalore 560 001 to take necessary action as requested in this letter
2. Hon'ble Justice Sri Justice Subray Rama Nayak, Chairman, Karnataka State Human Rights Commission, MS Building Dr Ambedkar Veedi, Bangalore 560 001 to take necessary action as requested in this letter
3. Dr Christy Fernandez, Secretary, President secretariat, Rashtrapati Bhavan, New Delhi 110 004 to take action on my letter dated 4/3/2011 addressed to him
4. The Chief Vigilance Commissioner, Central Vigilance Commission, Satarkta Bhavan, GPO complex, Block-A, INA, New Delhi 110023 for information
5. Sri Alok Kumar, IAS, Joint Secretary, DoPT, North Block, New Delhi 110 011 to take necessary action as requested in this letter

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