

From:-

Dated : 12th May, 2023.

Heera Singh,
Deputy Director (General)
Employees' State Insurance Corporation Model Hospital,
Basaidarapur,
Delhi - 110015

To,

The Chief Vigilance Officer,
Employees' State Insurance Corporation,
CIG Road,
Panchdeep Bhawan,
New Delhi – 110002.

Subject: Large scale irregularities in issues of House Keeping related activities in ESIC Hospital Basaidarapur, Delhi.

Sir,

With due regard, I would like to submit that I am Deputy Director (STS) presently posted in ESI Hospital, Basaidarapur, Delhi.

Since 24-09-2023 my date of joining in ESI Hospital Basaidarapur I was initially posted in E I A Branch. But due to unknown reason I was removed from E IA Branch and shifted to E-II. Later, I came to know about corruption in E IA w.r.t. subject of transfer posting of Group C staff.

When my predecessor was relieved from the Hospital, I was posted to General Branch without Non-medical Store, Care Taker Cell, PMD Branch and Estate Office. Later on Non-medical store was assigned to me. Currently, I am looking after the work of only GeM procurement Non-medical procurement.

While going through Non-medical Store inventory and stock register and documents related to House Keeping related files, I have found some facts which were indicative of gross irregularities in functioning of ESIC. It was found that the onus of making compliance of Bio-Medical Waste (management and handling rules of India, 1998 was with the House-keeping agency. It seems that during period from 01-06-2020 to 31-10-2022 the work assigned to M/s S.N. Enterprises and their deficient supply of Bio-Medical Waste bags by the agency. As a result Nodal Officer for Bio-Medical Waste was made to demand Bio-medical waste bags from General Branch. Even though the General Branch and Finance Branch knew the facts but in collusion they procured Bio Medical Waste Bags worth of Rs. 15,61,450=00. As a result a huge pile of BMW bag is lying in Non-Medical Store.

With this not only loss of Rs. 15,61,450=00 was caused to ESIC but the Third Party House Keeping vendor was allowed to give deficient services during period from 01-06-2020 to 31-10-2022 by compromising the services to the tune of approximately Rs. 1,50,94,017=00.

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Detail facts and documentary evidences are attached as follows:

Facts from File No. DM(H) A-13/14/21/H.K./2018/Genl

1. In year 2011-12 to 2014-15 it is revealed by the then Mr. Vikas Kundal, the then Deputy Director General that from wrongly paid amount to House Keeping Agency the last recovery out of total amount of recovery (Rs. 3.69 crore) was made on 08.04.2015 for which nearly half a dozen officers/officials were charge sheeted. In view of such blemish history of Basaidarapur Hospital facts of Hospital were deeply examined.
2. In December, 2019 A Committee was constituted for finalization of Housekeeping Tender of which Shri S.P. Pandey my predecessor was also one of the member. The Committee vide their report dated **14-12-2019** had recommended that Bio Medical Bags and Sharp Containers may also be included in the list of consumables based on monthly consumption. (**PAGE NO. 2 & 4**).
3. The same was submitted in File No. DM(H) A-13/14/21/H.K./2018/Genl by DDG, Shri S.P. Pandey on **17-12-2019**. (**PAGE NO. 4**)
4. As per the Bid Document No. GEM/2020/B/467012 dated 17-12-2019 para 9 at page No. 10 of scope of work attached to bid document it is clearly mentioned that "All collection, storage, transportation and disposal of hospital waste shall be in accordance with Bio-Medical Waste (management and handling rules of India, 1998 and any amendments or other regulations, in this regard". (**PAGE NO. 23 & 30**).
5. As per the fresh Bid Document No. **GEM/2020/B/561549** dated 27-05-2020 para 9 at page No. 10 of scope of work attached to bid document it is clearly mentioned that "All collection, storage, transportation and disposal of hospital waste shall be in accordance with Bio-Medical Waste (management and handling rules of India, 1998 and any amendments or other regulations, in this regard". (**PAGE NO. 23 & 30**).
6. The bidder M/s S.N. Enterprises was awarded the work contractor for work of Housekeeping with consumables vide Bid Contract No. **GEMC-511687738921021** dated 27th May, 2020 showed Garbage Bag 20" x 24" and Garbage Bag 32" x 42" as included in the consumables. (**PAGE NO. 36 at Sr. No. 26 & 27**).
7. Hence, the Vendor M/s S.N. Enterprises was expected to provide Bio Medical waste bags as per requirement of Bio-Medical Waste (management and handling rules of India, 1998).
8. A Committee of Dr. Sanjay Mishra, AMS(H), Dr. Sunita Chopra, HIS, Shri S.P. Pandey, DDG, Saraswati Rawat, AD (F) and Sister Santosh, DNS finalized the draft tender document of Housekeeping Services on **24-05-2022**. (**PAGE NO. 68**) for year 2022.

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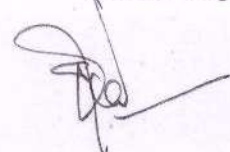
9. The Committee approved list of consumables as indicated by Dr. Sonia Khattar in his requisition also included in new tender document. **(PAGE NO. 80)**
10. As per the fresh draft tender documents para 9 (1) of scope of work attached to bid document it is clearly mentioned that "All collection, storage, transportation and disposal of hospital waste shall be in accordance with Bio-Medical Waste (management and handling rules of India, 1998 and any amendments or other regulations, in this regard". **(PAGE NO. 88)**
11. The fresh draft tender document was proposed for approval by Shri S.P. Pandey, DDG vide his note dated **16-06-2022** which was approved with certain changes by Dr. Deepika Govil, MS on same date. **(PAGE NO. 98)**
12. The same document was again vetted by Smt. Saraswati Rawat, AD (F) on date **12-07-2022**. **(PAGE NO. 99)**
13. The Copy of Agreement was processed by DD (G) on 03-11-2022 **(PAGE NO. 100)** which was approved by MS on same date and it was vetted by DD (F) on 18-11-2022 **(PAGE NO. 101)**.
14. The Agreement placed at **(PAGE NO. 110)** read with list of additional machinery and cleaning agent requirement on monthly basis **(PAGE NO. 122)** clearly show that onus to supply these items was with House Keeping Agency.

Facts from F.No. 112-DM(H) D-34/14/H.K.M/2018/NMS/Gen-29

15. It is evident that Dr. Sonia Khatter, Nodal Officer BMW raised a demand letter dated **11-05-2022** regarding acute shortage of waste segregation bags (yellow and red bags for infected as well as blue and green bags for general waste) for three months with quantities as follows **(PAGE NO. 39)** :

Sr. No.	Items	Monthly requirement	3 month demand.
1.	Yellow bag large Non chlorinated with biohazard symbol	300 kg	900 kg
2.	Yellow bag medium Non chlorinated with biohazard symbol	300 kg	900 kg
3.	Red bag large Non chlorinated with biohazard symbol	400 kg	1200 kg
4.	Red bag medium Non chlorinated with biohazard symbol	400 kg	1200 kg

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5.		Green bags large for compostable / wet waste	300 kg	900 kg
6.		Green bags Medium for compostable / wet waste	300 kg	900 kg
7.		Blue bags large for dry general waste	400 kg	1200 kg
8.		Blue bags medium for dry general waste	400 kg	1200 kg

16. It clearly depicts that the House Keeping Agency was not following the requirement of providing above bags in violation of requirement made in tender document and the then DDG was mute spectator. He even after the demand for BMW bags did not took up the matter with agency.
17. The requirement raised by Dr. Sonia Khatter, SAG was processed by the DA (Shri Rajesh Kumar, Assistant) in file No. 112-DM(H)D-34/14/H.K.M./2018/NMS/Gen-29 on page No. 180/N vide his Note dated **19-05-2022**. (**PAGE NO. 40**)
18. From note itself it is visible that the last time of procurement was made on date 28-02- 2020 well before the commencement of tender contract date i.e. 27-05-2020 well before award of contract to Housekeeping Agency. (**PAGE NO. 40**)
19. The DA had in his note clearly stated that "In the first instance, DA dealing with the seat of Housekeeping agency and care-taker cell may be advised to confirm whether the above said items is covered under the scope of Housekeeping agency or not" and the note was approved by DD (G) (Shri S.P. Pandey) on **21-05-2022**. (**PAGE NO. 40**)
20. The DA House Keeping vide his note on page No. 182/N dated **10-06-2022** made his note that Bid Contract No. **GEMC-511687738921021** dated 27th May, 2020 also showed Garbage Bag 20" x 24" and Garbage Bag 32" x 42" (Best Quality) as included in the consumables. (**PAGE NO. 42**)
21. The DA (Rajesh Kumar, Assistant) had vide his note dated **21-06-2022** had noted that "keeping in view the comments DA dealing with the seat of housekeeping staff it appear that BMW Garbage bag does not covered under the scope of housekeeping agency." (**PAGE NO. 43**)
22. The DD (G) (Shri S.P. Pandey) noted on page No. 184/N vide his note dated **27-06-2022** mentioned that "As per the list attached with agreement, housekeeping agency have to be provided Garbage bags of (2) two sizes, hence BMW bags, as proposed on pre-page may be procured." (**PAGE NO. 44**) read with page No. 23 & 30 .

23. The Medical Superintendent (Dr. Deepika Govil) vide her note dated **28-06-2022** had approved the proposal. (**PAGE NO. 44**)
24. The Committee consisting of Dr. Sonia Khattar, Shri S.P. Pandey and Smt. Saraswati Rawat AD(F) carted the item without going through the status of requirement with respect to scope of work of existing housekeeping agency vide GeM Bid No. GeM/2022/B/2467496 dated **30-08-2022**. (**PAGE NO. 50**)
25. The Committee constituted for opening of Financial bid gave Committee Report dated 29-09-2022 and considered M/s Swadeshi Global Kart with price offer of Rs. 15,61,450/- as L-1. The Committee Member were 1. Dr. Sanjay Mishra, AM(H), Shri S.P. Pandey, DD (G), Dr. Sonia Khattar, SAG and Smt. Saraswati Rawat, AD (F). (**PAGE NO. 55**).
26. After completion of finalization of L-1 the case was sent to Finance and Accounts for their concurrence and Finance and Accounts happily concurred the proposal on 07-10-2022 on page No. 196/N. (**PAGE NO. 56**)
27. Work order was placed in the matter on **10-10-2022**. (**PAGE NO. 57**)
28. Payment to above work order amounting to **Rs. 15,61,450=00** was approved on **09-12-2022**. (**PAGE NO. 63**)
29. Payment might have been released on any date after 09-12-2022 by Finance and Accounts.
30. It is clearly established that the AD (F) was also made member of Committee which had examined the tender document of House Keeping, hence, she should have objected to this proposal which was not rejected by her.

From analysis of above facts, following conclusions can be drawn:-

1. It is understood that both the files were concurrently moving and common participants are expected to be aware of facts that the liability of providing Bio-Medical Waste^{bag} was with House Keeping agency.
2. The procurement to the tune of Rs. 15,61.450=00 was unworthy procurement and a loss of Rs. 15,61.450=00 to exchequer of ESIC.
3. Further to above it also establishes that the services of previous housekeeping agency M/s S.N. Enterprises were compromised for contract period from 01-06-2020 to 31-10-2022 due to non-supply of Bio-medical Waste bags. This brings a content of suspicion that the House Keeping Vendor might have benefitted to the tune of Rs. 1,50,94,017=00 at the cost of ESIC during this period.

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Hence, a detailed investigation is required in the matter from Vigilance Angle.

Yours faithfully,



(Heera Singh)

Deputy Director (General)

Enclosed : Document consisting of 122 pages.