

To,

The Chairman,  
National Commission for Scheduled Tribe,  
'B' WING, 6 FLOOR, LOK NAYAK BHAWAN,  
**NEW DELHI-110003**

etc

Subject: **Act of atrocity committed against me for removing corruption  
and bringing transparency in official functioning of ESIC  
Hospital Basaidarapur.**

Sir,

I was posted in ESIC Hospital Basaidarapur, New Delhi 110015 and joined on 24<sup>th</sup> September, 2022.

2. During my stay in Hospital I found that the Administration was dominated by autocratic officers who were in fact acting as goons in Hospital. In order to mismanage the things posting of staff and work allocation was given in such a way that no one could interfere with the corrupt system of ESIC Hospital Basaidarapur.
3. The internal transfer posting of Group C staff which was traditionally a subject of Establishment Branch - II which was allocated as additional work to officer of Establishment Branch 1A who is Aggrieved Woman in this case of false complaint against me under the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

Recd

RECEIVED  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार / Govt. of India  
छठी मंजिल, लोक नयक भवन  
6th Floor, Lok Nayak Bhawan  
खान मर्किट, नई दिल्ली-110003  
Khan Market, New Delhi-110003

4. The posting of Group C staff are made in such a way that those who are corrupt and have good relation with corrupt officers are given sensitive posting where there is possibility of collecting unlawful money from third party.

5. I was CPIO and one RTI Application was received on issue of corruption and reply to this was uploaded by (Aggrieved Woman) the DPIO on 30-11-2022 and Order in Appeal in same case was uploaded by (Aggrieved Woman) on behalf of FAA on 25-11-2022 in RTI portal of Govt. of India without knowledge of CPIO. This had made me feel that DPIO and FAA were involved in wrong things and are even ready to dodge ignorant officers. **Annexure - I**

6. Because of this kind of unethical behaviour of Officers, I started keeping distance from them since date 14-12-2022. Since, these acts were very unethical I submitted facts related to these events before the Medical Superintendent of Hospital vide my note dated 03-01-2023 in e-office file No. Z-21/419/2022-E-II.

**Annexure - I**

7. During this period, I also came to know that e-office Files pertaining to RTI matter were directly being forwarded to other branches at the level of DA and OS without file being routed through me. For these kind of mischief the then OS of Establishment – 2 was rewarded posting in Finance and Accounts as OS by the Aggrieved Woman. **Annexure - II**

8. When I was given the Charge of General Branch, I have received Non-Medical Store with depleted inventory. Since, there was shortage of cartages and because

of urgent requirement of same I sought approval of Medical Superintendent for purchasing same of requirement of refilling and refurbished printer Cartridge on contingency basis. The approval of Medical Superintendent was communicated to Assistant Director (Finance). **Annexure – III.**

9. The Assistant Director (Finance) (Aggrieved Woman) refused to honour the approval of Medical Superintendent and did not released funds on the pretext that various previous contingent advance received are pending for settlement and it is splitting of procurement. When the matter was investigated it was found that witness number 4 presented by Aggrieved Woman was himself responsible for not submitting settlement in 9 contingent advance withdrawal case. **Annexure – III.**

10. Since, the objection was made only to hamper the functioning of General Branch I tried to make understand AD (F) that this procurement is on contingency basis. I also informed AD (F) that in year 2022-23 the Cartridges were procured in five parts by splitting the Annual Requirement of financial year in violation of GFR Rule 149(vi).

- i) BID No. GEM/2022/B/2227549
- ii) BID No. GEM/2022/B/2307377
- ii) BID No. GEM/2022/B/2429763
- iv) BID No. GEM/2022/B/2994410
- v) BID No. GEM/2022/B/2994455

11. In the meantime, I processed Annual Procurement Plan for nearly 15 Items which were needed on urgency basis. In all these cases I felt that the Finance is not allowing Annual Procurement Plan in violation of terms of GFR, 2017 and is vehemently in favour of procurement in bits-and-pieces as per convenience of Corrupt Regime of Hospital so that small and known vendors could be engaged and payment may be made as per whims and fancies of Corrupt Regime.
12. Since, whole machinery involved in procurement of goods and services were deeply entrenched in Corrupt practices and only weapon available with them is keeping facts confidential and give wrong Information/Incomplete information under RTI Act and Public Grievance machinery of Government of India, I decided to keep all development uploaded in a website namely [www.basaiherapheri.com](http://www.basaiherapheri.com) so that world at large should know all related facts happening in Hospital.
13. During this process, the AD (F) halted all procurement proposal during my tenure to prove me as failing officer. In reply, I highlighted instances of various gross irregularities in procurement by previous Deputy Director (General) and AD (F) cooperating with these irregularities. I also submitted a complaint dated 12<sup>th</sup> May, 2023 to the Director General, ESIC and CVO, ESIC personally on subject "Large Scale irregularities in issues of House Keeping related activities in ESIC Hospital Basaidarapur, Delhi. **Annexure – IV**
14. Because of these revelations, a few enquiries were also set up by the Medical Superintendent. Because of fear of getting exposed in all irregularities which was

pin-pointed by the undersigned in file noting and also raised before the Director General, ESIC and CVO ESIC the AD (F) and in website, in retaliation (Aggrieved Woman) filed a false sexual harassment complaint dated 19-05-2023 before the Chairperson, Sexual Harassment Committee, ESIC Hospital Basaidarapur with subject "Harassment, humiliation and creating an intimidating / offensive / hostile environment by Shri Heera Singh Deputy Director (STS)".

15. The complaint was based on hearsay allegations.

16. The subject of complaint was regarding harassment, humiliation and creating intimidating / offensive / hostile environment whereas there was no mention of sexual attribute in subject.

17. From contents of complaint (Aggrieved Women) it was clearly evident that these were not only false, fabricated and unfounded allegations but it in no way comes within the definition of "Sexual Harassment" as per Section 2(n) of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013.

18. The content of complaint does not depict any conduct on my part which can be considered as act or behaviour (whether directly or by implication) namely:-

- (i) physical contact and advances; or
- (ii) a demand or request for sexual favours; or
- (iii) making sexually coloured remarks; or
- (iv) showing pornography; or

- (v) any other unwelcome physical, verbal or non-verbal conduct of sexual nature;

19. The Aggrieved Women named three witnesses in support of her allegations namely :

- I) Ms. Garima Mendiratta, PA,
- II) Mr. Vikas Sharma, Assistant, Accounts Branch
- III) Mr. Saka Doknrong Maring, Office Superintendent.

20. Though some of witnesses have given wrong statements but still, none of the witnesses confirmed any act of sexual harassment which could be attributed as misconduct on my part.

21. Since, the Aggrieved Women failed to establish her charges with her all three witnesses she introduced vide her letter dated 26-06-2023 one more manipulated witness Shri Rajesh Kumar, Assistant who was responsible for non-settlement of 9 case of withdrawal of contingent advance from Finance and Accounts and was issued one Memorandum for this reason by the undersigned (**Last page of Annexure-III**). Shri Rajesh Kumar who was also well entrenched in corruption with Basai Mafia working in Hospital was also involved in various gross irregularities for which he was issued one more Memorandum detail of which is in next para.

22. Sir, since the new witness was also guilty of various irregularities, he spoke various rubbish things before the Committee. Before 01-02-2023 I did not have any relation with Shri Rajesh Kumar as he was not working in my branch. Even

before having charge of General Branch, I came across with a GeM payment file in which the bill for procurement done in year 2019 were processed by him in 2023. Without knowing him personally, I had recommended this file to be referred to Vigilance on the basis of facts available in file. (**Annexure – V**). I got charge of Branch of Shri Rajesh Kumar which is General Branch on 01-02-2023.

23. On 16-02-2023 just 15 days after receiving charge, I received file No. F.No. 112-DM(H)D-17/14/2018/GeM-07, wherein I found nearly one dozen serious irregularities committed by this planted witness number 4, OS and then DDG and financial caretaker AD(F) who were also responsible for these irregularities. On 24-02-2023, I issued one Memorandum to OS and DA i.e. Shri Rajesh Kumar for these irregularities. **Annexure – VI**

24. I have even issued one more Memorandum bearing F.No. GE-MISC/497/2023-Gen dated 03-05-2023 asking that this DA is not fit for giving assignment which involve financial attributes w.r.t. third parties. But since, he was one of the tools of Basai Mafia he was once again given sensitive posting in PMD Branch. **Annexure – VII**

25. This witness had made certain allegation with respect to Aggrieved Women, Shri S.P. Pandey and undersigned that we all were having lunch in Room of Shri S.P. Pandey, the then DD (G) and I used rubbish word for Aggrieved Women in their absence and in presence of this witness. Whereas, the Aggrieved Women had

clearly stated that the day I took charge of General Branch from that day she was facing problems which is self-contradictory.

26. This witness also stated that when all three were having lunch he came with his file during lunch which generally does not happen as decent DA do not disturb their senior during lunch.

27. He further stated that when Aggrieved Women and Shri S.P. Pandey went to wash their hands, I used rubbish word for aggrieved women in his presence. Here it is likely that if lunch is over then all will go for washing hands simultaneously. If lunch of individuals is over one by one then two of the three will not leave for washing their hands simultaneously leaving the third one behind.

28. Further to it the room of Shri S.P. Pandey, DD (G) had got attached common washroom which is usually used by individuals one by one only.

29. Because of this kind of absurd statement of fourth witness the Committee decided to call Shri S.P. Pandey, the then Deputy Director (General) for tendering evidence in the matter to put facts straight. Shri S.P. Pandey refused to attend hearing physically as well as online.

30. Further to all above, Shri S.P. Pandey, DD (G) vide his letter confirmed that he has not come across any such case during his tenure at ESIC Hospital Basaidarapur and he has nothing to submit in the case.

31. During proceeding the Aggrieved Women after going through the statement of Shri Rajesh Kumar, Assistant retracted from her earlier statement. Her earlier



statement was that the day respondent took charge of General Branch i.e. 01-02-2023 from that day Aggrieved Woman was facing problems. In subsequent hearing the Committee again enquired from Aggrieved Women about timeline of her complaint on this occasion she stated that the issues started in mid-November, 2022.

32. The committee called evidence of two independent witnesses i.e. Shri Rakesh Kumar, DA who worked with the respondent and Smt. Rajila, Office Superintendent of Establishment Branch - 2 being my subordinate and a lady officer. Both these witnesses also denied occurrence of this kind of behaviour on my part toward any female staff.

33. During proceedings the Aggrieved Woman not only planted fresh Witness but had written fresh similar hear-say complaint dated 05-06-2023, two complaints dated 31-07-2023 and one more complaint dated 02-08-2023.

34. Being annoyed of all following kind of conduct of Aggrieved Woman the Chairperson of Internal Complaint Committee wrote letter to the Medical Superintendent about facts that (**Annexure – VIII**)

- a) The Aggrieved Woman has sent repeated emails to the Chairperson and some of the members of ICC casting serious doubts on ICC which is tarnishing the image of the ICC.
- b) The Aggrieved Woman is dictating ICC to call only those witnesses who are named by her and none other.

c) The Aggrieved Woman is alleging that the ICC is trying to divert the case.

35. The ICC requested the Medical Superintendent to take appropriate action and issue instruction to the aggrieved woman not to send any personal Communication to Individuals of ICC members and influence the committee in any way in the proceeding of the ongoing case.

36. The Medical Superintendent in place of taking any action against the Aggrieved Woman preferred to direct the ICC to proceed with their Investigation and send the final report.

37. Hence, three prime witnesses introduced by Aggrieved Women had denied allegation of Sexual Harassment, two independent witnesses also denied these allegations. Only one witness planted in midway by aggrieved women tried to establish concocted story which was self-contradictory and contradictory to statement of Shri S.P. Pandey, Ex-DD (G) and Aggrieved Women also. The concocted revelations as narrated by Witness Shri Rajesh Kumar, Assistant not only raises serious doubts on credibility of witness himself but also on all persons who he claims to have taken lunch with Aggrieved Woman.

38. And, last but not the least, the Aggrieved Woman in her last representation dated 02-08-2023 stated as follows (**Annexure – IX**):

"He has written "*It seems that the Basai Mafia with other corrupted element circulated it on social media with the intent to defame me. This Mafia also managed to levy one false sexual harassment complaint against me.*" In this

connection I wish to submit that he had directly targeted me on social website and has named me Basai Mafia because I have filed a complaint of Harassment Humiliation and creating an intimidating / offensive / hostile environment by Shri Heera Singh Deputy Director. He has also narrated the wrong facts on the website as it was the complaint of Harassment humiliation and creating an intimidating / offensive / hostile environment only."

This is in itself a clear admission on the part of Aggrieved Woman that there was no conduct on my part which can be attributed as Sexual Harassment as it was a complaint of Harassment humiliation and creating an intimidating / offensive / hostile environment only and which has also ultimately failed.

Since, there was no element as defined in Section 2(n) of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 the provisions of Section 3 of this Act are not attracted in present case. Harassment humiliation and creating an intimidating / offensive / hostile environment if any, is felt by the Aggrieved Woman it is not because of the respondent but her wrong doing in official dealing during my tenure and also during tenure of my predecessor were responsible for it. The ICC had also confirmed that there is no corroborative evidence related to Sexual Harassment. The ICC in place of recommending for taking action against the Aggrieved Woman under Section 14 of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 followed the dictate of Corrupt Basai Mafia by recommending

that respondent should be advised not to make personal accusations on anti-corruption public platform/website and respondent should be posted in different office.

Here it is also pertinent to mention that the undersigned has got an impeccable track record of service with various achievements, whereas the Aggrieved Woman is a habitual defaulter with a blotted service track record.

This false Sexual Harassment Complaint had caused harm to my reputation built over long period during which I have assisted hundreds of male and female officers and employees of ESIC in various kind of harassment meted out to them by the Management. Further to above, I am a single parent since over last 10 years and always avoided unnecessary interaction with any female.

Sir, In view of this false complaint and her similar act in past also, it is necessary that action against the Aggrieved Woman under Section 14 of the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 for raising false evidence and against fourth Witness of Complainant for giving false evidence in the matter.

The aggrieved woman is in habit of raising all kind of false frivolous allegations against seniors and Juniors who do not budge to her unreasonable, unlawful acts of corruption in office decisions. A copy of one such false complaint filed against a lowly paid employee is also enclosed. **Annexure - X**

Unfortunately, the purpose of this false and frivolous complaint is not to get or give justice to complainant but to prepare grounds for my transfer out of this Hospital.

In view of above, you are requested to kindly issue necessary direction to ESIC for taking disciplinary action against the Aggrieved Woman, Officiating Medical Superintendent and Shri Rajesh Kumar, Assistant under Section 14 the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013 for supporting and promoting false and frivolous complaints. *against me.*

Yours faithfully,



11/10/2023

( Heera Singh )

Deputy Director (Admn)  
ESIC Hospital and PGIMS  
Basaidarapur,  
New Delhi – 110015

**Enclosed : as above.**

Dated : 11-10-2023

Copy to :



1. The Director General, ESIC – For advance information and necessary action please.
2. The Insurance Commissioner (P & A), ESIC - For advance information and necessary action please.
3. The Central Vigilance Officer, ESIC - For advance information and necessary action please.

Received  
Sangay  
11/10/2023

Received  
Shree  
11/10/23