

CHAPTER - VII

Status of Recovery by Surcharge Proceedings

7.1 Status of issue of Surcharge notices as on 31st March 2008

As per provisions contained in Sec 9 of Bihar and Orissa Local Fund Act, 1925, the Examiner of Local Accounts, Bihar is empowered to order recovery of any loss due to negligence and misconduct of employees and loss of stores through Surcharge from persons responsible. In seven PRIs, 45 cases of surcharge involving Rs. 182.45 lakh were proposed and notices were issued for recovery by the Examiner of Local Accounts, Bihar.

Table-28
Surcharge Notices issued during 2007-08

Sl. No.	Name of Z.P	Period	No. of Surcharge Notices	(Rs. in lakh)
				Amount
1	Nawada	2003-04 to 2004-05	11	30.55
2	Rohtas	2002-03 to 2005-06	2	0.50
3	Kaimur	1996-97 to 2005-06	2	1.27
4	East Champaran	2001-02 to 2003-04	2	6.12
5	Aurangabad	1994-95 to 2005-06	4	0.79
6	Muzaffarpur	2003-04	3	110.05
7	Muzaffarpur	2004-05	2	26.07
8	Vaishali	1994-95 to 2002-03	14	1.13
9	East Champaran	2004-05 to 2006-07	5	5.97
Total			45	182.45

Surcharge notices have been issued to the person(s) responsible for lapses through the District Magistrates (D.M.) but reports of serving the surcharge notices have been received only in a few cases.

7.2 Status of Surcharge Orders issued as on 31st March 2008

Two Surcharge orders were issued in one PRIs Zila Parishad, Kaimur amounting to Rs. 1.27 lakh during 2007-08 giving one month time for payment of aforesaid amount in the concerned accounts of PRIs. However, till the end of 31.03.2009, these orders have not been complied with by the individual concerned.

7.3 Status of Certificate Cases

Against two Surcharge orders issued in Z.P. Kaimur, the Examiner of Local Accounts, Bihar has sent two Certificate requisitions amounting to Rs. 1.27 lakh to District Certificate Officer, Kaimur for filing certificate cases during 2008-09 under Section 5 of Public Demand Recovery Act, 1914 as per provision. A certificate case, case no. 27 (AD)/2008-09 has been lodged against the Surchargee on 26.02.2009.