

THE STATE TRADING CORPORATION OF INDIA LTD. : NEW DELHI

VIGILANCE DIVISION

No. STC/CO/VIG/01022/2017

23.05.2017

Circular No.08/2017

Sub: Investigation by Central Bureau of Investigation – Reporting of case to CBI

Central Vigilance Commission vide OM No.007/POL/029-219129 dated 10/07/2013 advised for handing over the cases to CBI if there is a fraud played on STC by any Corporate.

2. Vigilance Manual (Vol.-I) provides that 'Unless there are any special reasons to the contrary, cases which are to be investigated by the Central Bureau of Investigation should be handed over to them at the earliest stage.'
3. As a general rule investigations of the types given below should be entrusted to the Central Bureau of Investigation or the anti-corruption branch in the Union Territories.
 - (i) Allegations involving offences punishable under law which the Delhi Special Police Establishment are authorized to investigate, such as offences involving bribery, corruption, forgery, cheating, criminal breach of trust, falsification of records, etc.;
 - (ii) Possession of assets disproportionate to known sources of income;
 - (iii) Cases in which the allegations are such that their truth cannot be ascertained without making inquiries from non-officials persons or those involving examination of non-Government records, books of accounts etc.; and
 - (iv) Other cases of a complicated nature requiring expert police investigation.

4. It is observed that there is lack of clarity regarding the responsibility to report the case(s) to CBI for registration of FIR in cases. In this connection, following clarification is issued to avoid any delay in the matter:

- a) Cases in which preliminary investigation is done by the Vigilance in any transaction, where any loss has been caused or fraud has been committed against the Corporation and while examining the role of STC employees, it is noticed that role of Associate/private party is also required to be looked into to ascertain the truth in the case, such cases will be reported by Vigilance Division to the CBI for registration of FIR.
- b) Cases in which during internal inquiry by the concerned Division/Branch, in any transaction with the Associate/Supplier, it is revealed that Associate/Supplier has committed any fraud, cheating etc. against the Corporation, such cases/matters shall be reported to the CBI for registration of FIR against the associates by the concerned Division/Branch with the approval of CMD.

However, in case it is revealed that role of employees of the Corporation is required to be looked into, the case may be referred to Vigilance Division along with all relevant documents clearly mentioning the misconduct/lapses noticed on the part of employees, duly approved by the CMD, STC.


(Arvind Kumar Kadyan)
Chief Vigilance Officer

To:

- CMD
- All Directors
- All Divisional Heads
- All Branch Managers
- All Vigilance Officers