ORDER

This is with reference to Chandigarh Administration (Vigilance Department) circular No.1115(GOI)-III(6)-9/13670 dated 20.07.1999 and No.504(GOI)-III(6)-2002/6349 dated 01.04.2002, as endorsed to all Police Officers/Units, vide this office Endst. No.23539-46/UT/E-1 dated 26.08.1999 and No.263/UT/E-6 dated 21.05.2002, respectively, conveying directions of the Central Vigilance Commission of India that under no circumstance should any investigation be commenced or action initiated on anonymous/pseudonymous complaints and the same should invariably be filed. It was further conveyed that any violation of these instructions will be viewed seriously by the Central Vigilance Commission of India (CVC).

2. Thereafter, Chandigarh Administration (Vigilance Department) vide No.1567(GOI)-III(6)-2002/26781 dated 08.11.2002 (endorsed to all Police Officers/Units, vide this office Endst. No.25143-50/UT/E-1 dated 20.11.2002) informed that the CVC has reviewed the instructions and has reiterated that no action is to be taken by the Departments/Organizations, as a general rule, on anonymous/pseudonymous complaints received by them. However, if any department/organization proposes to look into any verifiable facts alleged in such complaints, it may refer the matter to the Commission seeking its concurrence through the CVO, irrespective of the level of employees involved therein.

3. Now, Chandigarh Administration (Vigilance Department) vide No.56/Estt-III(6)-2014/23328 dated 15.12.2014 has intimated that the CVC has again reviewed the matter prescribing that no action should be taken on anonymous/pseudonymous complaints by the Departments/Organizations, in line with their earlier instructions dated 20.07.1999 and 01.04.2002, referred to in Para 1 above, and that such complaints should be filed. The Chandigarh Administration (Vigilance Department) has further withdrawn its earlier instructions dated 08.11.2002, as referred to in Para 2, above.
4. A copy of the fresh Central Vigilance Commission instructions issued on 25.11.2014 (Circular No.07/11/2014) as referred to in the Chandigarh Administration (Vigilance Department) letter No.56/Estt-III(6)-2014/23328 dated 15.12.2014 are, hereby, sent to all Police Officers/Units for strict compliance regarding taking no action on anonymous/pseudonymous complaints.

(Rajender P Upadhyay, IPS)
Inspector General of Police,
Union Territory, Chandigarh.

2680-2720
No. UT(E-1) dated Chandigarh, the 14-1-15
Copies to:
1. DIGP;
2. All SSPs;
3. All ASPs/DSPs;
4. All SHOs;
5. In-charges of all Units;
6. Duty Officer/PCR;
7. Incharge Computer Section: The above guidelines/instructions referred in the order may be uploaded on the Chandigarh Police website.
No.3 (v)/99/2
Central Vigilance Commission

Satarkta Bhawan, Block 'A',
GPO Complex, INA,
New Delhi- 110 023
Dated the 29th June 1999

Subject: Improving vigilance administration - no action to be taken on anonymous/pseudonymous petitions/complaints.

By virtue of the powers invested in the CVC under para 3(v) of the Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training Resolution No.371/20/99-AVD.III dated 4th April 1999, the CVC is empowered to exercise superintendence over the vigilance administration of the various Ministries of the Central Government or Corporations established under any Central Act, Government Companies, Societies and local authorities owned or controlled by that Government.

2. One of the facts of life in today's administration is the widespread use of anonymous and pseudonymous petitions by disgruntled elements to blackmail honest officials. Under the existing orders, issued by Department of Personnel & Training letter No.321/4/91-AVD.III dt.29.9.92, no action should be taken on anonymous and pseudonymous complaints and should be ignored and only filed. However, there is a provision available in this order that in case such complaints contain verifiable details, they may be enquired into in accordance with existing instructions. It is, however, seen that the exception provided in this order has become a convenient loophole for blackmailing. The public servants who receive the anonymous/pseudonymous complaints, generally, follow the path of least resistance and order inquiries on these complaints. A peculiar feature of these complaints is that these are resorted to especially when a public servant's promotion is due or when an executive is likely to be called by the Public Enterprises Selection Board for interview for a post of Director/CMD etc. If nothing else, the anonymous/pseudonymous petition achieves the objective of delaying the promotion if not denying the promotion. These complaints demoralise many honest public servants.
3. A person will resort to anonymous or pseudonymous complaints because of the following reasons:

i. He is an honest person who is a whistle blower but he is afraid to reveal his identity because of fear of consequences of the powerful elements in the organisation.

ii. He is a blackmailer who wants to psychologically pressurise the public servant complained against

4. There could be a view that if the anonymous/pseudonymous complaints contain an element of truth and if no action is to be taken on them then an important source of information will be lost. To that extent, corrupt practices may get a boost. At the same time the Central Vigilance Commission has initiated a number of steps to provide a channel of communication against the corrupt public servants. These measures include the following:

i. Under CVC’s order No.8 (1)(h)(1) dated 18.11.98, even junior officers can complain to the CVC in cases of corruption against the seniors;

ii. The CVC has issued instructions that the name of the complainant will not be revealed when the complaint is sent to the appropriate authorities for getting their comments or launching inquiries;

iii. Under CVC Order No. 8(1)(g)/99(4) dated 12th March 1999, in every office there should be public notice displayed directing that no bribe should be paid. If any bribe is demanded, the complaint should be made to the appropriate authority like CVO, CVC etc.; and

iv. The CVC is now available on web - http://cvc.nic.in If anybody wants to complain they can easily lodge complaints on the website of CVC and also through e-mail - vigilance@hub.nic.in

5. In view of the above measures taken, there is very little possibility that genuine cases of corruption will not be brought to the notice of the appropriate authorities by those who were earlier resorting to anonymous/pseudonymous complaint route.
6. It is, therefore, ordered under powers vested in the CVC under para 3(v) of the DOPT Resolution No.371/20/99-AVD.III dated 4th April 1999 that with immediate effect no action should at all be taken on any anonymous or pseudonymous complaints. They must just be filed.

7. This order is also available on website of the CVC at http://cvc.nic.in

All CVOs must ensure that these instructions are strictly compiled with.

\[Signature\]

29.6.99

(N. VITTAL)

CENTRAL VIGILANCE COMMISSIONER

To

(i) The Secretaries of All Ministries/Departments of Government of India
(ii) The Chief Secretaries to All Union Territories
(iii) The Comptroller & Auditor General of India
(iv) The Chairman, Union Public Service Commission
(v) All Chief Vigilance Officers in the Ministries /Departments/PSEs /Public Sector Banks/Insurance Companies/Autonomous Organisations/Societies
(vi) President's Secretariat/ Vice-President's Secretariat/Lok Sabha Secretariat/ Rajya Sabha Secretariat/PMO
From
The Adviser to the Administrator-cum-Chief Vigilance Officer, Chandigarh Administration.

To
All the Administrative Secretaries/Heads of Departments/Boards/Corporations, Chandigarh Administration.

Dated, Chandigarh the 20/7/99

Subject:- Improving vigilance administration - no action to be taken on anonymous/pseudonymous petitions/complaints.

Sir/Madam,

I am directed to address you on the above subject and to invite your attention to this Administration letter No.41 IH(5)-77/7996, dated 6.5.77 vide which it was indicated that the anonymous or pseudonymous applications/complaints received should be disposed of summarily.

2.
A person will resort to anonymous or pseudonymous complaints because of the following reasons:

i) He is an honest person who is whistle blower but he is afraid to reveal his identity because of fear of consequences of the powerful elements in the organisation.

ii) He is a blackmailer who wants to psychologically pressurise the public servant complained against.

3.
There could be a view that if the anonymous/pseudonymous complaints contain an element of truth and if no action is to be taken on them then an important source of information will be lost. To that extent, corrupt practices may get a boost. At the same time the Central Vigilance Commission has initiated a number of steps to provide a channel of communication against the corrupt public servants. These measures include the following:

Under CVC's order No.4(1) (h)(1), dated 18.11.98, even junior officers can complain to the CVC in cases of corruption against the seniors. A copy of this order was circulated by this Administration Memo No.19.88/1491 IH(6)-98/1899, dated 2.2.99.

The CVC has issued instructions that the name of the complainant will not be revealed when the complaint is sent to the appropriate authorities for getting their comments or launching inquiries.

Under CVC Order No. 8(1)(g)/99(4), dated 12.3.99, in every office there should be public notice displaying directing that no bribe should be paid. If any bribe is paid, it must be reported to the CVC.

Contd......
is demanded, the complaint should be made to the appropriate authority like CVO, CVC etc. A copy of this order was circulated by this Administration vide Memo No. 600-H11 61-59/7/107, dated 16.4.99.

iv) The CVC is now available on web – http://cvc.nic.in. If anybody wants to complain they can easily lodge complaints on the website of CVC and also through e-mail-vigilance@hub.nic.in.

4. In view of the above measures taken, there is very little possibility that genuine cases of corruption will not be brought to the notice of the appropriate authorities by those who were earlier resorting to anonymous/pseudonymous complaint route. Therefore, no action should be taken on any anonymous or pseudonymous complaint and should be filed.

Yours faithfully,

[Signature]

Joint Secretary Home,
for Adviser to the Administrator-cum-
CVO, Chandigarh Administration.

Police Dept
CHANDIGARH ADMIN

[Handwritten text]

[Handwritten text]
To

All Chief Vigilance Officers

Subject: Improving vigilance administration – no action to be taken on anonymous/pseudonymous petitions/complaints.

The Commission had reviewed the instructions regarding action to be taken on anonymous/pseudonymous complaints and observed that the enabling provision in the DOPF’s orders No.321/4/91-AVD.III dated 29.09.1992 had become a convenient loophole for blackmailing and detrimentally affecting the career of public servants whose promotions/career benefits were denied owing to consequent investigation. Considering all aspects, the Commission by virtue of powers invested under para 3(v) of the Ministry of Personnel, Public Grievances & Pensions, Department of Personnel & Training Resolution No.371/20/99-AVD.III dated 4th April 1999, had instructed all Govt. Deptts./Orgns., PSEs and Banks not to take action on anonymous/pseudonymous complaints. All such complaints are to be filed vide CVC’s instruction No.3(v)/99/2 dated 29th June 1999.

2. However, it has come to the notice of the Commission that some Govt. Deptts./Orgns. and, in particular, banks are not complying with the CVC’s instructions and have been taking cognizance/action on anonymous/pseudonymous complaints. Very often, the content of the complaint, described as verifiable, is used as a justification for such action. The instruction of the Commission does not permit this line of action.

3. It is hereby reiterated that, under no circumstance, should any investigation be commenced or action initiated on anonymous/pseudonymous complaints; these should invariably be filed. Any violation of this instruction will be viewed seriously by the Commission.

4. This issues with the approval of the Commission.

Yours faithfully,

Sd/-
(C.J. Mathew)
Deputy Secretary
From

The Home Secretary-cum-
Chief Vigilance Officer,
Chandigarh Administration.

To

All the Administrative Secretaries/
Heads of Departments/Boards/Corporations,
Chandigarh Administration.

Dated, Chandigarh the 1-1-2002

Subject: Improving vigilance administration - no action to be taken on anonymous/pseudonymous petitions/complaints.

Sir/Madam,

I am directed to refer to this Department letter No. 1115(GOI)-III(6)-99/13760, dated 20.7.99, vide which it was informed that no action should be taken on any anonymous or pseudonymous complaint and should be filed.

2. It has again been reiterated by the Central Vigilance Commission that, under no circumstance, should any investigation be commenced or action initiated on anonymous/pseudonymous complaints and the same should invariably be filed. Any violation of this instruction will be viewed seriously by the Commission.

Joint Secretary(Vigilance),
for Home Secretary-cum-CVO,
Chandigarh Administration.

Chandigarh Administration
Police Department

No. 263/UT/86 dated Chandigarh, the: 2.11.02

A copy is forwarded to the following for information and necessary action:

1. SP/Sec & Traffic, SP/City & Hqrs.
2. All SDPOs, DSP/Operation, DSP/Crime, DSP/NC & CSU & EDW.
3. DDA, O.S.

for Inspector General of Police,
U.T. Chandigarh.
No.98/DSP/9
Government of India
Central Vigilance Commission

Stand Withdrawn
by the Central Vigilance Commission
(CVC) vide no. 98/DSP/9 dated 25.11.2014

Satarkta Bhawan, Block ‘A’,
GPO Complex, INA,
New Delhi- 110 023
Dated the 11th October 2002

To

All Chief Vigilance Officers

Subject:- Improving vigilance administration - Action on anonymous/
pseudonymous complaints.

Sir/Madam,

The undersigned has been directed to refer to the Commission's communication No. 3(v)/99/2 dated 29.06.1999 and the letter of even number dated 31.01.2002, on the above subject, and to say that the Commission has reviewed the instructions contained in the aforesaid communications and reiterates that no action is to be taken by the departments/organisations, as a general rule, on anonymous/pseudonymous complaints received by them. However, if any department/organisation proposes to look into any verifiable facts alleged in such complaints, it may refer the matter to the Commission seeking its concurrence through the CVO or the head of the organisation, irrespective of the level of employees involved therein.

Yours faithfully,

Sd/-
(K.L. Ahuja)
Officer on Special Duty
From

The Home Secretary-cum-
Chief Vigilance Officer,
Chandigarh Administration,

To

All the Administrative Secretaries/
Heads of Department's/Boards/Corporations,
Chandigarh Administration.

Dated, Chandigarh the 8.11.2002.

Subject: Improving vigilance administration - Action on anonymous/pseudonymous complaints.

Sir/Madam,

I am directed to refer to this Department letter No. 1115(GOI)-HIII(6)-99/13760, dated 20.7.99 and 504(GOI)-
HIII(6)-2002/6349, dated 1.4.2002 vide which it was informed that no action should be taken on any anonymous or
pseudonymous complaint and should be filed.

2. Now the Central Vigilance Commission have informed that the Commission has reviewed the instructions on the subject
and has reiterated that no action is to be taken by the departments/organisations as a general rule, on anonymous/
pseudonymous complaints received by them. However, if any department/organisation proposes to look into any verifiable
facts alleged in such complaints, it may refer the matter to the
Commission seeking its concurrence through the CVO, irrespective
of the level of employees involved therein. These guidelines
of the Commission may kindly be kept in view while processing
anonymous/pseudonymous complaints.

Yours faithfully,

Joint Secretary(Vigilance),
for Home Secretary-cum-CVO,
Chandigarh Administration.

Sd/-

[Signature]

Stand Withdrawn

By the Chandigarh Administration, Vigilance Department vide no. 56/Estt. - HIII(6)-2014/3328 dated 15.12.2014
OFFICE OF THE INSPECTOR GENERAL OF POLICE UT CHANDIGARH.

No. 254/35/UT/E-1 dated Chandigarh, the 28/11/08

A Copy is forwarded to the following for information and necessary action:

1. R/DIG/Chandigarh.
2. SSP/Chandigarh.
3. SP/Security & Traffic
4. SP/Opr.
5. SP/City
6. E-II, E-3, E-6


BSH

Stand Withdrawn
by the Chandigarh Administration, Vigilance Department vide no. 56/Estt. - HIII(6)-2014/23328 dated 15.12.2014
Circular No. 07/11/2014

Subject: Action on anonymous / pseudonymous complaints.

The Commission had vide its circular Nos. 3(v)/99/2 dated 29th June, 1999 and of even number dated 31st January, 2002 prescribed that no action should be taken on any anonymous or pseudonymous complaints. However, an enabling provision was made subsequently, vide circular of even number dated 11th October, 2002, that if any, verifiable facts contained in such complaints are proposed to be looked into, prior concurrence of the Commission is required to be taken by the departments / organizations.

2. The Commission has reviewed the matter and considering all aspects, would prescribe that no action should be taken on anonymous / pseudonymous complaints by Ministries / Departments / Organisations in line with its earlier instructions dated 29th June, 1999 and 31st January, 2002 and such complaints should be filed. Commission's circular of even number dated 11th October, 2002 stands withdrawn with immediate effect. Accordingly, Para 3.8.1 of Chapter -III of Vigilance Manual (Volume-I – Sixth Edition, 2004) would stand modified to that extent.

(J. Vinod Kumar)
Officer on Special Duty

To

1. All Secretaries in Ministries/Departments to the Government of India
2. All Chief Vigilance Officers in the Ministries / Departments / Public Sector Undertakings / Public Sector Banks / Insurance Companies / Societies and other Local Authorities.
Chandigarh Administration
Vigilance Department

Dated, Chandigarh the 15/12/2014

All the Administrative Secretaries/
Heads of Departments/Boards/Corporations,
Chandigarh Administration.


Sir/Madam,

I am directed to refer to this Department letters No.1115(GOI)-
HIII(6)-99/13760, dated 20.07.1999 and No.504(GOI)-HIII(6)-2002/6349,
dated 01.04.2002, vide which it was informed that no action should be taken
on any anonymous or pseudonymous complaint and should be filed.

2. Thereafter, vide this Department circular No.1567(GOI)-HIII(6)-
2002/26781, dated 08.11.2002, it was informed that no action is to be taken
by the Departments/organization, as a general rule, on anonymous /
pseudonymous complaints received by them. However, if any
department/organization proposes to look into any verifiable facts alleged in
such complaints, it may refer the matter to the Commission seeking its
concurrence through the CVO, irrespective of the level of employees
involved therein.

2. Now, the Central Vigilance Commission, New Delhi has reviewed the matter and prescribed that no action should be taken on
anonymous/pseudonymous complaints by the Departments/Organizations in
line with the earlier instructions circulated vide this Department Memo dated
20.07.1999 and 01.04.2002 and such complaints should be filed.

Accordingly, this department circular issued vide letter dated 08.11.2002
stands withdrawn with immediate effect.

Sgd

Special Secretary (Vigilance),
for Adviser to the Administrator-cum-CVO,
Chandigarh Administration.