GOVERNMENT OF KERALA

Abstract

IPS - ALL INDIA SERVICE (D&A) RULES, 1969 – DISCIPLINARY ACTION AGAINST
SHRI.K.B.BALACHANDRAN IPS (RTD.) - DROPPED - ORDERS ISSUED.

GENERAL ADMINISTRATION (SPECIAL C) DEPARTMENT

2. Letter No. T1 (VE 7/2012/SRT) 25513/2012 dated 14.10.2014 from the
   Director, Vigilance & Anti-Corruption Bureau.
   Vigilance(A) Department.

ORDER

As per directions of the Vigilance Department vide letter read as 1st paper
above, Vigilance & Anti-Corruption Bureau had conducted a Vigilance Enquiry on the
following allegations against Sri.K.B.Balachandran IPS (Rtd.), former Superintendent
of Police, Kollam Rural and submitted the report, read as 2nd paper above:

(i) While he was working as Superintendent of Police, CBCID, SIG-I, he had
    obtained pecuniary benefits from Auto Financing Companies operating from
    Chennai for executing warrants issued by Chennai courts and

(ii) He had purchased landed properties at various places within
     Thiruvananthapuram District without obtaining sanction from the Department
     and later it was sold at higher prices.

2. As per the letter read as 2nd above, the Director, Vigilance & Anti-Corruption
   Bureau has reported that the enquiry officer could not get any evidence regarding the
   first allegation i.e., acceptance of any pecuniary benefits of gifts for the execution of
   warrants in which finance companies figured as complainant. The Director, V&ACB
   has further stated that eventhough the CBCID has no jurisdiction to execute the
   warrants they were endorsed to the CBCID when Sri K.B.Balachandran was holding
   the post of the Superintendent of Police, CBCID, SIG-I. Hence it can be inferred that
   they were endorsed to the CBCID at the instance of Sri.K.B.Balachandran. The failure
   on the part of the officer in informing his superior officers regarding receipt of such
   warrants and his endorsing the same to his subordinate officers for execution clearly
   bring out his active role in the transaction. Regarding the 2nd allegation, the Director,
   V&ACB has reported that Sri K.B.Balachandran got into a large number of land
   transactions without informing the government and hence he is liable to Departmental
   action. Hence, Government in Vigilance Department had accepted the
   recommendation of the Director, Vigilance & Anti-Corruption Bureau and requested to
   take departmental action against Shri. K.B.Balachandran IPS (Rtd.), vide letter read as
   3rd paper above.
3. Government have examined the matter in detail. As Sri.K.B.Balachandran IPS retired from service on 31.12.2014 and the period of alleged irregularity was from 2003 to 2007, no further action is possible under Rule 3(b) of KSR Part III. The officer has quit the KPS on 30.12.2011 and hence Kerala Police Departmental Inquiries, Punishment & Appeal Rules are also not applicable to him. Moreover there is no scope for disciplinary action under Section 18(2) of the Central Civil Service (Conduct) Rules as the officer had retired from service on superannuation more than two years ago.

4. In view of the facts stated above, Government after having examined all the aspects in detail have decided to drop the disciplinary action initiated against Sri.K.B.Balachandran IPS (Rtd) and order accordingly.

(By Order of the Governor),

Nalini Netto
Chief Secretary to Government.

To

Shri. K.B.Balachandran IPS (Rtd.), Plankala Puthen Veedu, Athiyannor, Aralumoodu P.O., Neyyattinkara, Thiruvananthapuram.
The Principal Accountant General (Audit) Kerala, Thiruvananthapuram.
The Principal Accountant General (A&E), Kerala, Thiruvananthapuram.
The Secretary to Government of India, Ministry of Home Affairs, North Block, New Delhi-110 001.
The Director General of Police & State Police Chief, Kerala, Thiruvananthapuram.
The General Administration (SC) Department.
The P&ARD (vide U.O.(o) 107/A1/17/P&ARD dated 04.02.2017)
The Law Department (vide 4392/opinion E3/17/Law dated 14.03.2017).
The Vigilance (A) Department
The Home Department.
The Web & New Media Division of I&PRD.

Copy to:-
The Secretary to Chief Minister.
The Private Secretary to Chief Minister.
The Additional Secretary to Chief Secretary.
The PA to Additional Chief Secretary, Home & Vigilance Department.
The PA to Additional Secretary, General Administration (Special A&C) Department.
Stock File/Office Copy.

Forwarded/By Order

Section Officer