



ABSTRACT

Micro, Small and Medium Enterprises – Special Capital Subsidy – Part Payment of Rs.30,638/- Disbursed to M/s.Amudham Computing Technology, Chidambaram – Audit objection – Amount remitted by Thiru M.Selvarajan, Joint Director (Retd) – Refund of remitted amount – Orders - Issued.

MICRO, SMALL AND MEDIUM ENTERPRISES (D2) DEPARTMENT

G.O.(D).No. 99

Dated: 30.07.2010.

Read:

From Industries Commissioner and Director of Industries and Commerce,
Letter Rc.No. 47126/ LC4/2004, dated 09.11.2007.

ORDER:

The Industries Commissioner and Director of Industries and Commerce, in his letter read above, has stated that Thiru M.Selvarajan, Joint Director (E&E) (retired), while working as General Manager, District Industries Centre, Cuddalore, sanctioned a part payment of Rs.30,638/- (Rupees Thirty thousand six hundred and thirty eight only) towards special capital subsidy to M/s. Amudham Computing Technology, Chidambaram.

2. During the internal audit, objection was raised in respect of processing the subsidy application of the unit and the balance subsidy amount was not released to the unit. Further based on the audit objection, the then General Manager, District Industries Centre, Cuddalore had cancelled the subsidy sanctioned to the unit and issued recovery proceedings to the unit holder.

3. Aggrieved by the above, the unit filed a case against the recovery proceedings in W.P.No. 14019/2004. The Hon'ble High Court of Madras quashed the order passed by the General Manager, District Industries Centre and directed him to disburse the balance amount of capital subsidy to the unit. Against the above judgement, the Government filed an Appeal Petition W.A.No. 2898/2004 in the High Court.

4. In the meantime, based on the audit objection, Thiru M. Selvarajan, Joint Director (E&E) (on behalf of the unit) had remitted an amount of Rs.30,638/- (part payment of subsidy made to the unit), into the Government account on 25.06.2003 due to his superannuation / retirement on 30.06.2003.

5. Later, the Hon'ble High Court in its order in W.A.No. 2898/2004 on 05.04.2007 declined to set aside the order passed by Hon'ble High Court in W.P.No. 14019/2004, and dismissed the writ appeal. Subsequently, the Government in G.O.(Ms).No. 70, Small Industries (Dev-2) Department, dated 11.07.2007 sanctioned a sum of Rs.2,58,602/- towards the balance amount of capital subsidy to M/s. Amudham Computing Technology, Chidambaram.

6. The Industries Commissioner and Director of Industries and Commerce has requested the Government to issue necessary orders for refund of the amount of Rs.30,638/- to Thiru M.Selvarajan, Joint Director (E&E) (retired).

7. The Government, after careful examination, accept the proposal of the Industries Commissioner and Director of Industries and Commerce in para 6 above and sanction a sum of Rs.30,638/- (Rupees Thirty thousand six hundred and thirty eight only) towards refund of the amount remitted to the Government account by Thiru

M. Selvarajan, Joint Director (Retired) as per the internal audit objection raised by the audit party on the accounts of General Manager, District Industries Centre, Cuddalore.

8. The Industries Commissioner and Director of Industries and Commerce is authorized to draw and disburse the amount sanctioned in para 7 above to the individual by means of an account payee cheque drawn in favour of Thiru M.Selvarajan. He is also directed to ensure the correctness of the facts and the amount and meet the sanction from available budget provision for 2010-11.

9. The expenditure sanctioned in para 7 above shall be debited to the following head of account:-

“2851-00-Village and Small Industries-102- Small Scale Industries – Schemes in the Eleventh Five Year Plan – 11 State Plan – LZ Capital Subsidy to Micro, Small, Medium and Agro-based Industries – 11 subsidies – 01 Individual Based Subsidy”.

(DP Code 2851 00 102 LZ 1116)

10. The order issues with the concurrence of Finance department vide its U.O.No.26568/Ind/2010, dated 08.06.2010.

(BY ORDER OF THE GOVERNOR)

**P. SELVAM,
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT.**

To
The Industries Commissioner and
Director of Industries and Commerce, Chennai-5.
The Accountant General, Chennai-6/18 (By Name)
The Treasury Officer, Cuddalore.
The Pay and Accounts Officer (East), Chennai-5.

Copy to: -

Thiru M. Selvarajan,
Joint Director (E&E) (Retired),
10/293, 3-16th Street, Phase-I. TNHB,
Sathuvachari,
Vellore. (North Arcot District)
The Finance Department, Chennai-9.
The Micro, Small and Medium
Enterprises (OP) Department, Chennai-9.
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER

