

AAR Executive Summary - Status as of 31 March 2022

Updates of AAR 2010-2015 as of September 2022

Sl. No.	AIN	AAR	Agency Category	Agency	Observation No. as per Audit Report	Observation No. as per AAR	Observation Title	Amount (Nu. in M)	Status as on 31 March 2022	Category of Observation
1	8816	AAR 2010	Dzongkhag	Samtse Dzongkhag	2.5	1.1.	Outstanding Advances - Nu. 0.105 million	0.105	<i>Observation not settled. As per the decision of Public Accounts Committee consultative meeting held at Samtse from 30/09/19 – 2/10/19, it was decided to adjust from his (Mr. Dago Tshering, Ex-LRO of Samtse Dzongkhag) unclaimed NPPF contribution as he was compulsorily retired from service without benefits. It was further reported the Dzongkhag Administration had discussed the matter with Dago Tshering, Ex-LRO and did not agree for the refund. The issue remained unresolved as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies
2	8510	AAR 2010	Ministry	Min. of Foreign Affairs	1	1.1	Misuse of cash by Royal Bhutanese Embassy, Bangkok – Nu.2.391 million	2.391	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that the case against Yeshey Dorji was forwarded to Ministry of Finance for taking necessary administrative action. Further, legal opinions was sought from OAG pertaining to filing of recovery suit against Yeshey Dorji (deceased). It was also stated that recovering of the amount from the family of the deceased was impossible. Further, it was reported that OAG communicated the judgement passed on Chenda Tobgay's case on 15 July 2021 and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating him from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. However, the case remained unresolved as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement

3	9122	AAR 2011	Dzongkhag	Gasa Dzongkhag	2.1	1.1	Outstanding advances	0.039	<i>Observation not settled. While all the principal amounts were deposited, the Dzongkhag is yet to recover 24% penalty from Leki Tenzin (EID.9801091). This issue was deliberated during the PAC consultative meeting held on 12 Aug. 2021 in the DYT hall of Punakha Dzongkhag where the Dzongkhag Adm. Gasa stated that there was an understanding that the matter was supposed to be followed up by the concerned official. The RAA reported that 24% penalty still remained unsettled which cannot be waived off as it is a lapse from his part. The PAC directed the Dzongkhag to follow up for recovery, exhaust the ways and means to recover the amount and furnish all the documentary evidences justifying the legitimate utilization of the advance taken for the official purpose and submitted report to RAA by 31 Aug. 2021 for review and decision by the Follow up Committee. However, the issue remained unresolved as of 31 March 2022. The concerned official assured to deposit the amount as soon as he is comfortable with his financial position.</i>	Shortfalls, Lapses and Deficiencies
4	9758	AAR 2011	Gewog	Phuentsholing Gewog, Chukha	1	1.1	Irregular Advance Payment and Incomplete ORC construction	-	<i>Observation not settled. As per the Court verdict Thrimsha/Ang/13-377 dated 31/12/2013, the contractor was directed to deposit Nu.10,000 per month to Gewog Administration until the full recovery of Nu. 400,000/- but unfortunately the amount could not be recovered as the contractor had expired. The recent Public Accounts Committee consultative meeting held at Samtse from 30/09/19 – 2/10/19 decided that the Gewog Administration should approach the Court to seek further advice on demise of the contractor and enforcement of the verdict. Further, the administrative action against Yonten Norbu, Site Engineer was yet to be taken as recommended. RAA reported that Gewog Administration had paid advances to the contractor in the construction of 20 seating capacity Out Reach Clinic at Panbari, which was irregular. This issue was redeliberated in PAC consultative meeting held virtually on 7 Oct. 2021 where the Gup reported that due to COVID situation the Gewog Administration couldn't approach the court as directed by PAC but will soon comply with the same and approach the court in resolving this issue. The PAC directed the Gewog Administration to submit a report to RAA pertaining to the recovery of the amount from the contractor in accordance with the judgement passed by the Court on 31 December 2013 and approach Court for the enforcement of the judgement by 31<sup>st</sup> October 2021. However, no response was received from the Gewog Adm. so the issue remained unresolved as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies

5	9764	AAR 2011	Ministry	Min. Foreign Affairs	of 1.1	1.1	Non reconciliation of USD Special Account/shortages – Nu.5.288 million	5.288	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobay from NPPF as authorised by him.</i>	Fraud, Corruption and Embezzlement
6	9764	AAR 2011	Ministry	Min. Foreign Affairs	of 2	1.2	Discrepancies in maintenance of Books of Accounts on USD account and cash shortage – Nu.0.150 million	0.150	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that the case against Yeshey Dorji was forwarded to Ministry of Finance for taking necessary administrative action. Further, legal opinions was sought from OAG pertaining to filing of recovery suit against Yeshey Dorji (deceased). It was also stated that recovering of the amount from the family of the deceased was impossible. Further, it was reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobay from NPPF as authorised by him.</i>	Fraud, Corruption and Embezzlement

7	9764	AAR 2011	Ministry	Min. Foreign Affairs	of 3	1.3	Double payment of medical expenses	-	<i>Observation partially settled. While the amount was recovered and deposited into audit recoveries account, the administrative action as recommended against the accountable official was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that the case against Yeshey Dorji was forwarded to Ministry of Finance for taking necessary administrative action. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobay from NPPF as authorised by him.</i>	Fraud, Corruption and Embezzlement
8	9764	AAR 2011	Ministry	Min. Foreign Affairs	of 10	2.1(a)	Outstanding Advances – Nu. 3.849 million	3.849	<i>Observation not settled. The High Court had convicted Chenda Tobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobay from NPPF as authorised by him.</i>	Shortfalls, Lapses and Deficiencies

9	9764	AAR 2011	Ministry	Min. of Foreign Affairs	1.2	2.1(b)	Non production of supporting documents – Nu.180.091 million	180.091	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobay from NPPF as authorised by him.</i>	Shortfalls, Lapses and Deficiencies
10	10787	AAR 2012	Corporations	Penden Cement Authority Limited	1.1	1.1	Irregular purchase of land belonging to the spouse of a Board Director	-	<i>Observation not settled. The case was under review by the ACC. As per the 4<sup>th</sup> bilateral meeting the case was assigned for investigation team as on 08/06/2017 vide letter No.ACC/DoI-i/Case-08/2017/686. As per the telephonic update given by Internal Auditor of PCAL in Sept. 2021 the case has been resgister in Gelephu Dungkhag Court. However, no further developments were reported by the management and the case remained unresolved as of 31 March 2022.</i>	Mismanagement

11	10085	AAR 2012	Gewog	Chukha Loggchina Gewog	- 3	1.1	Inadmissible/excess payment to contractor- Nu. 0.122 million	0.122	<i>Observation not settled. As per the PAC consultative meeting held at Samtse from 30/09/19–02/10/19, the concerned site engineer was directed to visit Regional Office, RAA, Phuentsholing with additional documents for further review and verification within two weeks from the date of meeting. However, there was no response from Yonten Norbu despite several reminder made through call. This issue was redeliberated during the PAC consultative meeting virtually held on 7 Oct. 2021 where the Gup reported that Gewog Administration tried to follow up with the contractor but couldn't trace him. Gewog Administration then approached the court and with permission of the court a picture of the contractor was published in news channel (BBS). Further, the gewog administration contacted the Construction Development Board to check his work status and could get the contact number of the contractor but the contact number was inactive. After the COVID situation started, Gewog Administration couldn't follow up with CDB to check the work status of the contractor. The PAC directed the Gewog Administration to follow up with CDB by 31 October 2021 to check the work status of the contractor and recover the amount accordingly. However, the issue remained unresolved as of 31 March 2022 despite several reminder made through call to Yonten Norbu and also no response received from the Gewog Administration.</i>	Shortfalls, Lapses and Deficiencies
12	10331	AAR 2012	Gewog	Dagana Deorali Gewog,	- 1	1.1	Misuse of Revenue	-	<i>Observation not settled. While the recovery of Nu.0.063 million was made and deposited with the RAA the appropriate action against the responsible official(s) as recommended is awaited. (Note: Not deliberated during PAC meet held on 9 Aug. 2021 in PDC, RAA, Tsirang as the Gup was not present as he was under quarantine).</i>	Fraud, Corruption and Embezzleme

13	10664	AAR 2012	Ministry	Min. of Education	4	1.1	Outstanding advances – Nu. 10.618 million		<i>Observation not settled. The unsettled long overdue advance pertained to M/s. Druk Sherig Construction. The issue was prosecuted in Thimphu Dzongkhag Court by the Ministry of Education and finally the Dzongkhag Court had issued a verdict against the case vide Verdict No. Thimphu/2019-1768 dated 30/10/2019 wherein Pema Namgyal the son of the proprietor of the company has been ordered to pay the amount of Nu. 10,618,446.73 to the Ministry within six month from the date of the judgement i.e. 30 Oct. 2019. However, the amount had not been paid as on 31 Aug. 2021. The issue was deliberated during the PAC consultative meeting held on 31 Aug. 2021 in the NC conference hall at Thimphu where the Ministry of Education had reported that whereabouts of Pema Namgyal was not known so the verdict could not be enforced and the amount was still lying unrecovered. The PAC informed the house that unlike earlier judiciary system henceforth judgement enforcement appeal can be made even in absence of the defendant. Therefore, the Ministry was advised by the PAC to initiate for judgement enforcement appeal by 30 Sept. 2021 and intimate the RAA and the PAC. Accordingly, as per the letter No.MoE/DoS/LS/2021/1237 dated 28/09/2021 the Ministry of Education appealed to Civil Bench of Thimphu Dzongkhag Court for judgement enforcement where the court had informed the Ministry that summon order for hearing on 7 Oct. 2021 shall be issued. However, the case remained unresolved as no futher developments were reported as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies
14	10563	AAR 2012	Ministry	Min. of Foreign Affairs	1	1.1	Outstanding Advances – Nu. 0.581million	0.581	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant has appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobgay from NPPF as authorised by him. As such the case remained unresolved as of 31 March 2022</i>	Shortfalls, Lapses and Deficiencies

15	10563	AAR 2012	Ministry	Min. Foreign Affairs	of 2	1.2	Goods not received by the State Guest House – Nu. 0.095 million	0.095	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobgay from NPPF as authorised by him. As such the case remained unresolved as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies
16	11833	AAR 2013	Dzongkhag	Pemagatshel Dzongkhag,	2	1.1	Non recovery of advances and penalties – Nu. 2.970 million	2.970	<i>Observation not settled as the contractor has been reported absconded. The PAC consultative meeting held at Samdrupjongkhar from 27 to 28/09/19 informed that such absconding cases will discussed in the proposed meeting of relevant stakeholders like Judiciary, OAG, RBP and RAA. The issue was redeliberated in the PAC consultative meeting held on 2 Aug. 2021 in DYT hall of Trashigang Dzongkhag and Dzongkhag Adm. Pemagatshel reported that they were following up with Lobzang Tshering for the recovery of an advance taken but no positive response was received. It was reported that the direct accountable person has absconded. Now they have opted for legal recourse in recovering the same. The RAA expressed that it is necessary to follow up with the Census &amp; Civil Registration to identify whether the person has really absconded or not. It cannot be assumed that a person has absconded merely on the basis that he is not found in some part of the locality. The PAC directed that the Dzongkhag Adm. should follow up the matter and update RAA accordingly by 31 Aug. 2021. Subsequently the Dzongkhag Administration, Pemagatshel Dzongkhag has reappealed to Dzongkhag Court, Pemagatshel vide letter No. Peltshel/ThrimthenYigtshang-03/2021-22/ dated 17/08/2021 to verify the properties belonging to Ugyen Dorji Construction, Contractor. The property verification order from the Dzongkhg court is yet to be furnished to RAA. As such the issue remained unresolved as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies



17	10916	AAR 2013	Dzongkhag	Trashigang Dzongkhag,	3	1.1	Non refund of salary disbursed during training – Nu. 0.407 million	0.407	<i>Observation not settled. The PAC consultative meeting held at Samdrupjongkhar from 27 to 28/09/19 instructed the Dzongkhag Administration to follow up with the Health Ministry on action taken and accordingly intimate RAA and PAC for further disposal of the case. This issue was redeliberated during the PAC consultative meeting held on 2 Aug. 2021 in the DYT hall of Trashigang Dzongkhag and the Dzongkhag Administration reported that, on 2 Oct. 2019 a letter was sent to the focal person (Health Ministry) requesting them to take action on this issue and were communicated by the legal officer on 11<sup>th</sup> Oct 2019 that the Ministry has taken up the responsibility to take legal actions in resolving the same. The Dzongkhag further reported that as of now no further action taken report had been received. The PAC directed the Dzongkhag Administration to follow up with the Ministry of Health and submit the status of the case to RAA by 31 Aug.2021. However, no further developments have been reported by the Dzongkhag and the issue remained unresolved as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies
18	11167	AAR 2013	Gewog	Tsirang Gosarling Gewog	- 2	1.1	Overpayment – Nu. 0.353 million	0.353	<i>Observation not settled. As per the PAC consultative meeting held at Gelephu from 08 to 10/08/19, the Dzongkhag Administration Tsirang was directed to conduct joint physical verification/re-measurement with RAA and outcome intimated. However, it is now informed that the case will be forwarded to Dzongkhag Court, Tsirang. The issue was redeliberated during the PAC consultative meeting held on 9 Aug. 2021 in PDC, RAA Tsirang where Thrizin reported that they had followed up with the engineer but no positive response was received from him. The Dzongkhag Administration then sought legal recourse to resolve this issue. Due to lack of legal officer in Tsirang Dzongkhag Adm., the case was forwarded to Office of Attorney General on 27 April 2020 along with two other cases that were pending in Dzongkhag Administration. Legal Officer from OAG was supposed to visit for inspection but couldn't do so due to the COVID-19 pandemic situation. The PAC directed the Dzongkhag/Gewog Administration to follow up with the OAG and RBP to resolve this issue and intimate RAA on the status. The PAC further affirmed that they will request OAG to expedite the case. Now the Gewog has reported that the case is under the Dzongkhag Court Tsirang.</i>	Shortfalls, Lapses and Deficiencies

19	11286	AAR 2013	Ministry	Min. Foreign Affairs	of 2	1	Shortfalls, lapses and deficiencies – Nu. 0.266 million	0.266	<i>Observation not settled. The High Court had convicted ChendaTobgay and imprisoned him for nine years. However, as per the information obtained from the Office of the Attorney General on 5 Oct. 2020 the defendant had appealed to the Larger Bench of the High Court and the verdict was awaited. This issue was deliberated during the PAC consultative meeting held on 6 Sept. 2021 in NA conference hall, Thimphu where the MoFA reported that on 15 July 2021 OAG communicated the judgement passed on Chenda Tobgay's case and deadline for the enforcement of the judgement was 28 Oct. 2021. As directed by RAA administrative action against Chenda Tobgay was taken by terminating from service vide termination letter dated 22 July 2021. It was decided that, this issue will remain status quo until the expiry of the deadlines for the enforcement of judgement passed by the Court. After the expiry of the deadline, MoFA should initiate for enforcement of the judgement and submit an action taken report to RAA accordingly. The Ministry reported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobgay from NPPF as authorised by him. As such the case remained unresolved as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies
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20	12125	AAR 2014	Corporations	Food Corporation of Bhutan Limited	4	2.2	Shortages of food grains at bulk go-down – Nu. 3.117 million	3.117	<i>Observation not settled. After investigation by the ACC the case has been forwarded to the Office of the Attorney General for prosecution as per the letter No.ACC/DoI-III/Case-09/2013/574 dated 19/7/2016. During the PAC consultative meeting held at Samtse from 30/09/19 – 02/10/19, the FCBL was directed to submit the decision of Court to RAA and PAC as soon as verdict is delivered. Verdict awaited as of Sept 2021. This issue was redeliberated during the PAC consultative meeting held virtually on 7 Oct. 2021 and Legal Officer of FCBL reported that there are two cases in this issue, i.e., civil and criminal. In case of criminal suit, it is prosecuted by the Office of Attorney General and is pending for judgement in the Dzongkhag Court, Chukha. In case of civil case, Balaji (Indian Merchant) initiated a civil suit against FCBL in Phuentsholing Dungkhag Court in 2013 claiming an amount of Nu. 500,000/- for the rice supplied and the Court directed FCBL to pay the amount to Balaji. FCBL then appealed to Dzongkhag Court, Chukha but the judgement of the Phuentsholing Court was upheld. Accordingly, FCBL paid the amount to Balaji. FCBL took an administrative action against the accountable person and also approach the court in 2019 to take a legal action against him but the Court dismissed the case in accordance with Section 156 of Civil and Criminal Procedure Code. FCBL then reported the same to RAA, Phuentsholing and requested to drop this issue because all means to resolve this issue were exhausted. RAA, Phuentsholing forwarded the issue to RAA, Thimphu and was stated that RAA will look into the matter but no response/decision was communicated back to FCBL. It was decided that RAA should discuss the issue of civil case in their follow up committee and update it accordingly. FCBL on the other hand should facilitate and follow up with RAA to resolve the issue by 31 Oct. 2021. The issue of criminal case shall remain status quo until the judgement is passed by the Court. Upon receipt of the judgement on the criminal case, FCBL should update RAA. However, no further developments were reported as of 31 March 2022. As such the issue remained unresolved.</i>	Shortfalls, Lapses and Deficiencies
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21	12144	AAR 2014	Dzongkhag	Chukha Dzongkhag	3	1.1	Non-deduction of rebate		<i>Observation not settled. While the principal amount was already liquidated, the 24% pa penalty of Nu. 52,558.53 is yet be recovered. This issue was deliberated during the PAC consultative meeting held on 13 Sept. 2021 in NA conference hall, Thimphu whrere the Dzongkhag Engineer reported that principal amount was paid and the balance amount of 24% penalty is remaining. Thinley Penjor, accountable person was transferred to Thimphu Thromde and then resigned after serving there. However, it is known that he resides in Phuntsholing. RAA stated that though Thinley Penjor has been stated resigned from the service, he has not been granted audit clearance certificate yet. This issue shall remain unsettled until the amount is recovered and deposited with the RAA. The issue remained unresolved as the 24% penalty amounting to Nu. 52,558.53 remained unrecovered as of 31 March 2022</i>	Violation of Laws and Rules
22	12190	AAR 2014	Dzongkhag	Chukha Dzongkhag	1	2.1	Excess payments – Nu. 0.011 million		<i>Observation not settled. An amount of Nu. 0.036 million was deposited into audit recoveries account leaving a balance of Nu. 0.011 million. This issue was deliberated during the PAC consultative meeting held on 13 Sept. 2021 in NA conference hall, Thimphu where the Dzongkhag Engineer reported that initially Chura Muni Bhattarai was not given his retirement benefit due to pending audit memos against him. After the production of audit clearance certificate by him, the Dzongkhag Administration released his retirement benefits. RAA replied that audit clearance certificate was issued to Chura Muni Bhattarai based on the undertaking of the Dzongkhag Administration to resolve the issue. The PAC directed the Dzongkhag Administration to submit proper justification or evidence on this issue to RAA for review and appropriate decision. The issue remained unresolved as the balance amount of Nu. 0.011 million remained unrecovered as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies

23	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	1&3	1.1	Withdrawal and non-adjustment of funds – Nu. 10.637 million	10.637	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court. Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
24	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	5.1	1.2	Anomaly in purchase of timber and shortages – Nu. 0.143 million	0.143	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement

25	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	5.2	1.3	Non-execution of electrical works – Nu. 0.596 million	0.596	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
26	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	5.3	1.4	Misappropriation of fund through submission of fictitious bills – Nu. 0.587 million	0.587	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement

27	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	5.4	1.5	Purchase of inferior quality of foam, non-supply of complete quantity and excessive reporting – Nu. 0.042 million	0.042	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
28	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	6&7	1.6 (a) & (b)	Non-accountal of withdrawal – Nu. 0.528 million	0.528	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement

29	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	12	1.7	Fictitious payment of TA/DA – Nu. 0.037 million	0.037	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
30	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	10	1.8	Non-deduction of cost difference – Nu. 0.096 million	0.096	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement



31	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	11	1.9	Payment for works not executed – Nu. 0.103 million	0.103	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
32	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	1	1.10	Attempt to divert funds into personal savings account – Nu. 0.602 million	0.602	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement

33	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	2	1.11	Collusion of Officials and diversion of funds for misappropriation – Nu. 0.536 million	0.536	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
34	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	3	1.12	Non-accountal of interest received – Nu. 0.122 million	0.122	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement

35	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	2	2.1	Delegation of accounting responsibility to an unqualified personnel	-	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Mismanagem ent
36	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	13	2.2	Non-collection of revenue – Nu. 0.086 million	0.086	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Mismanagem ent

37	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	4	2.3	Maintenance cost of Losal cinema hall met from Shershong Community group	-	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Mismanagement
38	12342	AAR 2014	Dzongkhag	Sarpang Dzongkhag	1.3&2.2	3.1 (a) & (b)	Non-recovery of liquidated damages and 20% penalty – Nu. 0.696 million	0.696	<i>Observation not settled. The case is sub judice in the Dzongkhag Court, Sarpang. The contractor could not be traced out and it was advertised in BBS too. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Violation of Laws and Rules

39	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	4	3.2	Payment without approval – Nu. 0.185 million	0.185	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Violation of Laws and Rules
40	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	9	3.3	Non-compliance to Procurement Rules & Regulations	-	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022. Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Violation of Laws and Rules
41	12342	AAR 2014	Dzongkhag	Sarpang Dzongkhag	1.2&2.1	4.1 (a) & (b)	Non-recovery of advances – Nu. 1.338 million	0.941	<i>a) Observation not settled. Out of Nu.1.032 million; Nu.0.091 million was adjusted vide letter No. SD/Acct-25/2014-2015/2558 dated 28/10/2014 leaving a balance of Nu.0.941 million. The balance remained unrecovered as of 31 March 2022. b)Observation not settled. The Dzongkhag Administration has forwarded the case to Dzongkhag Court, Sarpang. The contractor could not be traced out and it was advertised in BBS too. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies

42	12304	AAR 2014	Dzongkhag	Sarpang Dzongkhag	8	4.2	Non-recovery of advance – Nu. 0.095 million	0.095	<i>Observation not settled. The defendants have appealed to High Court after the Sarpang Dzongkhag Court had convicted the former Drungpa to 8 years imprisonment (33 years compoundable and 8 years non-compoundable as per Kuensel dated July 18, 2018) and Sonam Norbu to three years non-compoundable. The case has remained unresolved as no further developments have been reported as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies
43	12431	AAR 2014	Financial Institutions	Royal Monetary Authority of Bhutan	3	1.1	Manipulation of documents and inadmissible payments	-	<i>Observation not settled. The case was reported sub judice in the Thimphu Dzongkhag Court. This issue was deliberated during the PAC consultative meeting held on 1 Sept. 2021 in the NC conference hall, Thimphu where RMA reported that Eden Dema was suspended during the investigation process. As the the case being under litigation retirement benefit was not paid to her. The PAC advise RMA to follow up with OAG to expedite the case and resolve it accordingly. As per letter No. RMA/LSD-GO-2021/3179 dated 2/4/2021 Eden Dem has appealed to the larger bench of the High Court. However, no further outcome has been reported as of 31 March 2022.</i>	Fraud, Corruption and Embezzlement
44	12188	AAR 2014	Gewog	Chukha Phuentsholing Gewog	2.1	1.1	Non-deposit & non- collection of rural taxes – Nu. 0.045 million	-	<i>Observation not unsettled. Although the principal amount of Nu. 44,919.25 has been recovered vide and depoited vide receipt No. 01872 dated 19/11/2021 the observation remained unresolved as the accumulated 24% penalty amounting of Nu.78,654.22 was not deposited as of 31 March 2022.</i>	Mismanagemen t

45	13247	AAR 2015	Autonomous	Election Commission of Bhutan	2	1.1	Fraudulent practice in the payment of Postal Charges for Ordinary Letters - Nu.5.235 million	5.235	<i>Observation not settled. The trial court rendered judgement on 27 December 2018 convicting defendant Lhawang Tshering for 9 years imprisonment and restitution of Nu. 5,096,209.00 but acquitted defendant Kinzang Choden on all charges. It was reported that the Office of the Attorney General had appealed to High Court against the judgement of the Trail Court. This issue was deliberated during the PAC consultative meeting held on 9 Sept. 2021 in NA conference hall, Thimphu where the Legal Officer of ECB reported that the Office of the Attorney General filed a case in Thimphu District Court and the Court sentenced the accountable person to nine years imprisonment and directed him to reconstitute the embezzled amount. Further, OAG verified to reconstitute the amount from the accountable person's property but found out that no property was registered in his name. As of now, the accountable person is in police custody. Since the accountable person is not in a capacity to reconstitute the amount and no property is registered ireported that as per the judgment enforcement letter, Jangchuk Dorji, Office of the Attorney General is yet to process the provident fund and other entitlements of Chenda Tobgay from NPPF as authorised by him. As such the case remained unresolved as of 31 March 2022.khag Court for judgement enforcement where the court had informed the Ministry that summon order for hearing on 7 Oct. 2021 shall be issued. However, the case remained unresolved as no futher developments were reported as of 31 March 2022.e date difference of 2 days. RAA stated that there is a need f</i>	Fraud, Corruption and Embezzlement
46	13310	AAR 2015	Autonomous	Gross National Happiness Commission	1	1.1	Non-production of documents - Nu.0.684 million	0.684	<i>Observation not settled. The balance amount of Nu.0.684 million remained unsettled. As per the letter No.GNHC/Audit/2020/2151 dated 14/09/2020 the proprietor of REF had gone to USA and his return was not sure. Therefore, GNHC had put up the matter to the Ministry of Finance requesting for write off. This issue was deliberated during the PAC consultative meeting held on 9 Sept. 2021 in NA conference hall, Thimphu where the Director of GNHC reported that being the central agency, GNHC coordinated the work but the work was implemented by another agency. Against the total amount of Nu.1.385 million, Nu.0.701 million was settled and balance amount of Nu.0.684 million remained unsettled. Further, the actual accountable person was reported at large. It was decided that, GNHC should follow up in resolving this issue. Further PAC will discuss it with RAA for parking aside the issue. The issue remained unresolved as the balance amount has not been settled as of 31 March 2022. Follow-up report was sent to the Commissionourt, Chukha but the judgement of the Phuentsholing Court was</i>	

47	13025	AAR 2015	Autonomous	Royal University of Bhutan (CST P/long)	1(i)	2.1	Non-renewal of performance guarantee	-	<i>Observation not settled. The case was reported subjudice in the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 7 Sept. 2021 in NA conference hall, Thimphu where RUB reported that Supreme Court directed the contractor to pay Nu.43, 637,313.89 to RUB. However, the amount had not been paid by the contractor. The management has been following up for enforcing the judgement passed by the Supreme Court. The PAC directed the RUB to follow-up for enforcement of the judgment passed by the Supreme Court and update RAA accordingly. However, the case remained unsettled as no further developments were reported by the University as of 31 March 2022.</i>	Violation of Laws and Rules
48	13025	AAR 2015	Autonomous	Royal University of Bhutan (CST P/long)	1(ii)	2.2	Non-renewal of Bank Guarantee	-	<i>Observation not settled. The case is subjudice in the Supreme Court. Observation not settled. The case was reported subjudice in the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 7 Sept. 2021 in NA conference hall, Thimphu where RUB reported that Supreme Court directed the contractor to pay Nu. 43 million approximately to RUB. However, the amount had not been paid by the contractor. The management has been following up for enforcing the judgment passed by the Supreme Court. The PAC directed the RUB to follow-up for enforcement of the judgment passed by the Supreme Court and update RAA accordingly. However, the case remained unsettled as no further developments were reported by the University as of 31 March 2022.</i>	Violation of Laws and Rules
49	13025	AAR 2015	Autonomous	Royal University of Bhutan (CST P/long)	1(iii)	2.3	Non-levy of liquidated damages Nu.14.509 million	14.509	<i>Observation not settled. The case is subjudice in the Supreme Court. Observation not settled. The case was reported subjudice in the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 7 Sept. 2021 in NA conference hall, Thimphu where RUB reported that Supreme Court directed the contractor to pay Nu. 43 million approximately to RUB. However, the amount had not been paid by the contractor. The management has been following up for enforcing the judgment passed by the Supreme Court. The PAC directed the RUB to follow-up for enforcement of the judgment passed by the Supreme Court and update RAA accordingly. However, the case remained unsettled as no further developments were reported by the University as of 31 March 2022.</i>	Violation of Laws and Rules



50	13021	AAR 2015	Corporations	Dungsam Cement Corporation Limited	Cases 1-51	1.1	Embezzlement of company funds- Nu.22.603 million	22.603	<i>Observation not settled. DCCL has intimated the RAA vide letter No. DCCL/IA/(RAA-04)2021/2611 dated 19/08/2021 that the case against Jigme Tshewang has been appealed to the Supreme Court and the case is subjudice.</i>	Fraud, Corruption and Embezzlement
51	13105	AAR 2015	Corporations	Food Corporation of Bhutan Limited	1	1.1	Stock and Cash shortage - Nu.2.120 million	1.746	<i>Observation not settled. Out of Nu.2.441 million, the management had recovered Nu.0.695 million through Court and adjusted vide letter No. FCBL/SJ/ 08/2019/ 377 of 16/08/2019, letter No. FCBL/SJ/08/2018/61 of 05/02/2018 and letter No. FCB/SJ/08/2017/797 of 08/12/2017 leaving a balance of Nu.1.746 million. It is reported that management is still following up the recovery of balance amount of Nu. 1.746 million through the Phuntsholing Dungkhang Court.</i>	Fraud, Corruption and Embezzlement
52	13105	AAR 2015	Corporations	Food Corporation of Bhutan Limited	2	1.2	Misappropriation and shortages in Nganglam Depot- Nu.4.345 million	2.562	<i>Observation partially settled. Out of Nu. 6.146 milion the management had recovered Nu. 3.582 million through OAG leaving a balance of Nu. 2.564 million. The case is still with the ACC and OAG.</i>	Fraud, Corruption and Embezzlement
53	13303	AAR 2015	Corporations	Food Corporation of Bhutan Limited	9	2.3	Irregular waiver of 50% fines and penalty on double declaration of rice imported from India by RRCO Nu.0.268 million	0.268	<i>Observation not settled. Based on the decision of PAC consultative meeting held at Samtse from 30/09/19 – 02/10/19, the RAA had reviewed the acion taken response and remain status quo. The FCBL management should follow-up with the RRCO and intimate RAA on the action taken against the irregularity.</i>	Mismanagemen nt
54	13303	AAR 2015	Corporations	Food Corporation of Bhutan Limited	9.1	3.1	Indication of collusive bidding in purchase of rice from M/s Balajee Enterprises	-	<i>Observation not settled. Based on the decision of PAC consultative meeting held at Samtse from 30/09/19 – 02/10/19, the RAA had reviewed the acion taken response and remain status quo. The management had not submitted consolidated supporting documents to the RAA for the validation.</i>	Violation of Laws and Rules

55	13303	AAR 2015	Corporations	Food Corporation of Bhutan Limited	7	4.1.1	Mismatch in the quantity of rice import between the RRCO import declaration and FCBL rice register	-	<p><i>Observation not settled. The reconciliation statement along with copies of Import Declarations has not been submitted to the RAA for validation. This issue was deliberated in PAC consultative meeting held virtually on 7 Oct. 2021 where the Legal Officer of FCBL reported that there are two instances where mismatch in imports can take place. One instance can be a situation wherein the order is placed in present year (Example: December 2013) and the goods are received (imported) in another year (Example: January 2014). Another can be a situation wherein the goods imported and recorded at Regional Revenue and Custom Office (RRCO) is damaged, lost or fall short when it reaches FCBL warehouse. In the case of double declaration, the imported rice (Monsoon rice) from Balaji was found to be of inferior quality and was rejected by FCBL and requested RRCO to delete the import entry. Before the consignment vehicle could reach RRCO the rice was inspected by BAFRA and declared that the rice meets the consumption quality and was again brought into FCBL's warehouse. The same rice (monsoon rice) was recorded as 551 rice in RRCO's import entry and hence resulting in double entry of the same product. However, FCBL approached RRCO to resolve this issue but no records were maintained with RRCO. Therefore, it couldn't be rectified. FCBL also reported that both the entry of rice imported has the same quantity of rice and the number of the vehicle carrying the consignment is same. The differences between these two entries are the date difference of 2 days. RAA stated that there is a need for an administrative action to be taken against the RRCO official who are responsible for such lapses. It was decided that RAA and FCBL should coordinate in requesting the management of RRCO to impose an administrative action against the official concerned for the lapses occurred and resolve the issue. As per the FCBL reponse received vide letter No.FCB/CEO/AF/02/2021/131 dated 24/11/2021, FCBL management has requested RRCO, Thimphu to provide import data for fiscal year 2013 and 2020. Observation not settled. Out of Nu.2.441 million, the management had recovered Nu.0.695 million through Court and adjusted vide letter No. FCBL/SJ/ 08/2019/ 377 of 16/08/2019, letter No. FCBL/SJ/08/2018/61 of 05/02/2018 and letter No. FCB/SJ/08/2017/797 of 08/12/2017 leaving a balance of Nu.1.746 million. It is reported that management is still following up the recovery of balance amount of Nu. 1.746 million through the Phuntsholing Dungkhang Court.</i></p>	Shortfalls, Lapses and Deficiencies- Nu.0.128 million
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56	13303	AAR 2015	Corporations	Food Corporation of Bhutan Limited	11	4.1.2	Inadequate IT organizational & operational controls resulting in shortage of 36MT of sugar - Nu.1.280 million	1.280	<i>Observation not settled. The case was reported under review by the OAG. Legal Officer of FCBL reported that FCBL sold sugar to Drangchu Beverages on credit and was recorded in their system but was later deleted. As forwarded by the management, OAG initiated a legal action against the accountable person (IT Person) and the case is pending before the Dzongkhag Court, Chukha. At present the case has reached the judgment stage. The PAC directed that FCBL should follow up with OAG and update RAA after the judgment is being passed by the court. However, the case remained status quo as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies- Nu.0.128 million
57	13058	AAR 2015	Corporations	Natural Resources Development Corporation Limited (S/j).	1.2	1.1	Non- termination of the Contract after stoppage of works	-	<i>Observation not settled. The case was reported under review by the larger bench of the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the Legal Officer of NRDCL reported that judgement was passed on 21 April 2021 directing the contractor to pay Nu. 420,156.19 to NRDCL within one month from the date of issue of the Court verdict. However, the contractor was reported missing and the amount could not be recovered. The PAC directed NRDCL to initiate for enforcement of the judgement passed by the Supreme Court. Until such time that the judgement is implemented the issue shall remain unresolved. The case remained unresolved as no further developments were reported to the RAA as of 31 March 2022.</i>	Violation of Laws and Rules
58	13058	AAR 2015	Corporations	Natural Resources Development Corporation Limited (S/j).	1.3	1.2	Non- levy of liquidated damages - Nu.0.110 million	0.110	<i>Observation not settled. The case was reported under review by the larger bench of the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the Legal Officer of NRDCL reported that judgement was passed on 21 April 2021 directing the contractor to pay Nu. 420,156.19 to NRDCL within one month from the date of issue of the Court verdict. However, the contractor was reported missing and the amount could not be recovered. The PAC directed NRDCL to initiate for enforcement of the judgement passed by the Supreme Court. Until such time that the judgement is implemented the issue shall remain unresolved. The case remained unresolved as no further developments were reported to the RAA as of 31 March 2022.</i>	Violation of Laws and Rules

59	13058	AAR 2015	Corporations	Natural Resources Development Corporation Limited (S/j).	1.4	1.3	Non-levy of employer's 20% additional cost on unexecuted works - Nu.0.127 million	0.127	<i>Observation not settled. The case was reported under review by the larger bench of the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the Legal Officer of NRDCL reported that judgement was passed on 21 April 2021 directing the contractor to pay Nu. 420,156.19 to NRDCL within one month from the date of issue of the Court verdict. However, the contractor was reported missing and the amount could not be recovered. The PAC directed NRDCL to initiate for enforcement of the judgement passed by the Supreme Court. Until such time that the judgement is implemented the issue shall remain unresolved. The case remained unresolved as no further developments were reported to the RAA as of 31 March 2022.</i>	Violation of Laws and Rules
60	13058	AAR 2015	Corporations	Natural Resources Development Corporation Limited (S/j).	1.5	1.4	Non-renewal of Bank Guarantee	-	<i>Observation not settled. The case was reported under review by the larger bench of the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the Legal Officer of NRDCL reported that judgement was passed on 21 April 2021 directing the contractor to pay Nu. 420,156.19 to NRDCL within one month from the date of issue of the Court verdict. However, the contractor was reported missing and the amount could not be recovered. The PAC directed NRDCL to initiate for enforcement of the judgement passed by the Supreme Court. Until such time that the judgement is implemented the issue shall remain unresolved. The case remained unresolved as no further developments were reported to the RAA as of 31 March 2022.</i>	Violation of Laws and Rules
61	13058	AAR 2015	Corporations	Natural Resources Development Corporation Limited (S/j).	1.1	2.1	Payment made without actual execution of works - Nu.0.420 million	0.420	<i>Observation not settled. The case was reported under review by the larger bench of the Supreme Court. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the Legal Officer of NRDCL reported that judgement was passed on 21 April 2021 directing the contractor to pay Nu. 420,156.19 to NRDCL within one month from the date of issue of the Court verdict. However, the contractor was reported missing and the amount could not be recovered. The PAC directed NRDCL to initiate for enforcement of the judgement passed by the Supreme Court. Until such time that the judgement is implemented the issue shall remain unresolved. The case remained unresolved as no further developments were reported to the RAA as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies

62	12815	AAR 2015	Dzongkhag	Monggar Dzongkhag	4	1.1	Irregularities in the up-gradation of Outreach Clinic to Basic Health Unit Grade-II	-	<i>Observation not settled. A sum of Nu.0.617 million was deposited into ARA vide R/No.02074 dated 31/08/2021 leaving a balance of Nu.2.220 (2.837-0.617) million unsettled as on 31 March 2022. It was informed during the PAC's consultative meeting held at Samdrupjongkhar from 27 to 28/09/19 that verdict of the Court could not be enforced as the whereabouts of the contractor is not known. It was decided that such cases of missing contractors shall be discussed in the meeting among stakeholders viz. PAC, RBP, OAG, Judiciary and OAG to discuss way forward to resolve such matter and report in the upcoming winter session of the Parliament. Further, Tenzin Drakpa would be relieved of accountability as per the judgment of Court. The case was redeliberated during the PAC consultative meeting held on 3 Aug. 2021 in DYT hall of Trashigang Dzongkhag where the Dzongkhag Adm. Monggar reported that still the contractor could not be contacted and the case remained status que. However, the PAC advised the Dzongkhag to initiate judgement enforcement appeal and report to the RAA by 31 Aug. 2021. However, the balance amount of Nu.2.220 million remained unsettled as of 31 March 2022. A reminder letter has been served to Dzongkhag vide letter No.RAA-BT/Fus-01/2021/129 dated 03/12/2021.</i>	Violation of Laws & Rules
63	12815	AAR 2015	Dzongkhag	Monggar Dzongkhag	2	2.1	Over payment and liable liquidated damages - Nu.0.331 million	0.331	<i>Observation not settled. As per the PAC public consultative meeting held at Samdrupjongkhar from 27 to 28/09/19 instruction was given to the Dzongkhag Administration to follow up with the Court and RAA intimated accordingly. The case was re-deliberated during the PAC consultative meeting held on 3 Aug. 2021 in DYT hall of Trashigang Dzongkhag where Dzongkhag Adm. Monggar reported that Kinley Penjor was caught in Thimphu and was directed to refund the amount payable by him but he filed for bankruptcy. However, as per Bankruptcy Act of Bhutan 1999, he was declared as solvent by the civil bench. He then appealed before the High Court. The High Court upheld the judgement passed by the Dzongkhag Court. Further, he appealed before the larger bench. The case remained sub judice before the larger bench as of 3 Aug. 2021. The PAC advised the Dzongkhag to follow up with the court and report to RAA accordingly. As per the verdict of the Mongar Courts verdict No. Mongar-16-200/ dated 01/07/2016, the contractor has to deposit a sum of Nu.11, 94,013.56 only to the Mongar Dzongkhag. However, the amount remained undeposited as of 31 March 2022.</i>	Shortfalls, Lapses and Deficiencies

64	13209	AAR 2015	Financial Institutions	Royal Insurance Corporation of Bhutan	4	1.1	Huge delay in deposit of cash collection by the branch office to the CD Account maintained at BNBL and further misuse of cash	-	<i>Observation not settled. As per letter No. RICBL/IAD/09/2020/7889 dated 22/6/2020 the case is subjudice in the High Court. This issue was deliberated during the PAC consultative meeting held on 1 Sept. 2021 in NC conference hall, Thimphu where PAC directed RICBL to follow up with the Court to expedite the case. However as no further developments were reported by the management the case remained status quo as of 31 March 2022.</i>	Fraud, Corruption & Embezzlement
65	13350	AAR 2015	Financial Institutions	Royal Insurance Corporation of Bhutan	3.2	2.1	Illogical conversion of bond redemption fund as other investment into M/s Nubri Capital Private Limited and its revenue implication thereof – Nu.16.814 million	16.814	<i>Observation not settled. The case was forwarded to the Office of the Attorney General for prosecution. This issue was deliberated during the PAC consultative meeting held on 1 Sept. 2021 in NC conference hall, Thimphu where PAC directed RICBL to follow up with OAG to expedite the case. Now the management has reported that the case has been forwarded to the Thimphu Dzongkhag Court Bench-I and it is subjudice there.</i>	Mismanagement
66	13350	AAR 2015	Financial Institutions	Royal Insurance Corporation of Bhutan	4.1	2.2	Irregular borrowing from M/s Nubri Capital Private Limited and its resultant avoidable interest implication thereof – Nu.2.449 million	2.449	<i>Observation not settled. The case was forwarded to the Office of the Attorney General for prosecution. This issue was deliberated during the PAC consultative meeting held on 1 Sept. 2021 in NC conference hall, Thimphu where PAC directed RICBL to follow up with OAG to expedite the case. Now the management has reported that the case has been forwarded to the Thimphu Dzongkhag Court Bench-I and it is subjudice there.</i>	Mismanagement
67	13350	AAR 2015	Financial Institutions	Royal Insurance Corporation of Bhutan	4.2	3.1	Non-production of contractual agreement	-	<i>Observation not settled. The case was forwarded to the Office of the Attorney General for prosecution. This issue was deliberated during the PAC consultative meeting held on 1 Sept. 2021 in NC conference hall, Thimphu where PAC directed RICBL to follow up with OAG to expedite the case. Now the management has reported that the case has been forwarded to the Thimphu Dzongkhag Court Bench-I and it is subjudice there.</i>	Violations of laws and rules

68	13350	AAR 2015	Financial Institutions	Royal Insurance Corporation of Bhutan	3.1	3.1.1	Non-compliance to the regulation for issue of corporate bond, 2012 for investment of bond redemption fund with M/s Nubri Capital	-	<i>Observation not settled. The case was forwarded to the Office of the Attorney General for prosecution. This issue was deliberated during the PAC consultative meeting held on 1 Sept. 2021 in NC conference hall, Thimphu where PAC directed RICBL to follow up with OAG to expedite the case. Now the management has reported that the case has been forwarded to the Thimphu Dzongkhag Court Bench-I and it is subjudice there.</i>	Violations of laws and rules
69	12761	AAR 2015	Gewog	Chukha Loggchina Gewog	- 2	1.1	Excess payment – Nu.0.033 million	0.033	<i>Observation not settled. During the PAC consultative meeting held at Samtse from 30/09/19 -2/10/19, the site engineer was directed to discuss the issue with the Office of the Assistant Auditor General (OAAG), Phuentsholing with additional documents within two weeks from the date of meeting. However, it is reported that site engineer had not reported to OAAG, Phuentsholing for discussion. The observation remained unsettled as no further action taken report has been submitted by the Gewog as of 31 March 2022.</i>	Shortfalls, Lapsesand Deficiencies
70	12795	AAR 2015	Gewog	Trongsa Langthil Gewog,	- 1	1.1	Outstanding advances – Nu.0.050 million	0.050	<i>Observation not settled. This observation was deliberated during the PAC consultative meeting held on 5 Aug. 2021 in the DYT hall of Trongsa Dzongkhag where the current Gup reported that this issue was reported during the time of former Gup (Lham Dorji) and with a big intention to resolve the issue, present Gup followed up with the former Gup but there was no positive response from him. Hence, the gewog administration decided to take legal recourse against M/s Yangka Hiring Agency (as the advance was against the agency) but unfortunately due to the transfer of legal officer the case couldn't be initiated. It was also shared that there is no legal officer in the Dzongkhag Administration since last nine months. The PAC directed the Gewog Administration to take legal recourse and report the same to RAA by 31 Aug. 2021. However, the observation remained unresolved as no further developments have been reported by the Gewog as of 31 March 2022. Observation not settled. During the PAC consultative meeting held at Samtse from 30/09/19 -2/10/19, the site engineer was directed to discuss the issue with the Office of the Assistant Auditor General (OAAG), Phuentsholing with additional documents within two weeks from the date of meeting. However, it is reported that site engineer had not reported to OAAG, Phuentsholing for discussion. The observation remained unsettled as no further action taken report has been submitted by the Gewog as of 31 March 2022.</i>	Shortfalls, Lapsesand Deficiencies

71	13307	AAR 2015	Ministry	Min. of Agri & Forest	1.1	1.1	Non-collection of Government Revenue - Nu.13.226 million	7.063	<i>Observation not settled. Out of the total amount of Nu. 13.226 million unsettled reported last; Nu.6.163 million was adjusted leaving a balance of Nu.7.063 million unresolved as of 30 Sept.2021. This issue was deliberated during the PAC consultative meeting held on 3 Sept. 2021 in NA conference hall, Thimphu where the Director of Department of Forest &amp; Park Services reported that Nu.6.163 million was adjusted out of Nu.13.226 million unsettled reported earlier. The balance unsettled amount of Nu.7.063 million reported last remained unrecovered as of 31 March 2022.</i>	Violation of Laws and Rules
72	12932	AAR 2015	Ministry	Min. of Health	1.1	1.1	Misuse of revenue collections through 'teeming and lading'	-	<i>Observation not settled. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the President of JDWNRH reported that the case was forwarded to the Office of the Attorney General by Anti-Corruption Commission. However, since the whereabouts of Kinzang Choden was unknown the case was returned to ACC by OAG. The Chairperson of ACC wrote to the Chief of police seeking updates on the missing person but the status remained the same. Hence, the case could not proceed. The PAC informed the house that unlike the earlier practice now a case can be registered even in absence of the defendant. The PAC advised that JDWNRH should follow up with the relevant authorities for pursuing the case. However, JDWNRH did not report any further progress to the RAA as of 31 March 2022. As such the case remained unresolved. Follow-up report has been sent to the management vide RAA/FUCD(W47-JDWNRH)2021/2439 dt.23/12/2021.</i>	Fraud, Corruption and Embezzlement
73	12932	AAR 2015	Ministry	Min. of Health	1.2&1.3	1.2 (a) & (b)	Embezzlement of Government Revenue - Nu.5.579 million	5.579	<i>Observation not settled. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the President of JDWNRH reported that the case was forwarded to the Office of the Attorney General by Anti-Corruption Commission. However, since the whereabouts of Kinzang Choden was unknown the case was returned to ACC by OAG. The Chairperson of ACC wrote to the Chief of police seeking updates on the missing person but the status remained the same. Hence, the case could not proceed. The PAC informed the house that unlike the earlier practice now a case can be registered even in absence of the defendant. The PAC advised that JDWNRH should follow up with the relevant authorities for pursuing the case. However, JDWNRH did not report any further progress to the RAA as of 31 March 2022. As such the case remained unresolved. Follow-up report has been sent to the management vide RAA/FUCD(W47-JDWNRH)2021/2439 dt. 23/12/2021</i>	Fraud, Corruption and Embezzlement



74	12932	AAR 2015	Ministry	Min. of Health	1.4	1.3	Short-accountal of revenue - Nu.0.023 million	0.023	<i>Observation not settled. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the President of JDWNRH reported that the case was forwarded to the Office of the Attorney General by Anti-Corruption Commission. However, since the whereabouts of Kinzang Choden was unknown the case was returned to ACC by OAG. The Chairperson of ACC wrote to the Chief of police seeking updates on the missing person but the status remained the same. Hence, the case could not proceed. The PAC informed the house that unlike the earlier practice now a case can be registered even in absence of the defendant. The PAC advised that JDWNRH should follow up with the relevant authorities for pursuing the case. However, JDWNRH did not report any further progress to the RAA as of 31 March 2022. As such the case remained unresolved. Follow-up report has been sent to the management vide RAA/FUCD(W47-JDWNRH)2021/2439 dt. 23/12/2021.</i>	Fraud, Corruption and Embezzlement
75	12932	AAR 2015	Ministry	Min. of Health	1.5	2.1	Penalty on late deposit of Government Revenue - Nu.1.056 million	1.056	<i>Observation not settled. This issue was deliberated during the PAC consultative meeting held on 8 Sept. 2021 in NA conference hall, Thimphu where the President of JDWNRH reported that the case was forwarded to the Office of the Attorney General by Anti-Corruption Commission. However, since the whereabouts of Kinzang Choden was unknown the case was returned to ACC by OAG. The Chairperson of ACC wrote to the Chief of police seeking updates on the missing person but the status remained the same. Hence, the case could not proceed. The PAC informed the house that unlike the earlier practice now a case can be registered even in absence of the defendant. The PAC advised that JDWNRH should follow up with the relevant authorities for pursuing the case. However, JDWNRH did not report any further progress to the RAA as of 31 March 2022. As such the case remained unresolved. Follow-up report has been sent to the management vide RAA/FUCD(W47-JDWNRH)2021/2439 dt. 23/12/2021.</i>	Mismanagement

76	12916	AAR 2015	Ministry	Min. of Info. & Communication	1&2	1.1	Disbursements not supported by documents indicating unauthorized and fictitious payments	-	<i>Observation not settled. The Ministry had reported that entire amount had been recovered and deposited into Audit Recoveries. As recommended, the case had been forwarded to the Office of the Attorney General for prosecution but could not institute criminal suit in absence of the defendant, Pema Chheney, Accountant, from the country. The issue was deliberated during PAC consultative meeting held on 31 Aug. 2021 in the NC conference hall, Thimphu and PAC informed the house that unlike earlier judiciary practice henceforth case can be filed in the Royal Court of Justice even in absence of the defendant. Therefore, the Ministry was advised to follow up the case with the OAG for registration. However, as the Ministry did not report any further action taken report to the RAA as of 31 March 2022 the issue remained status quo.</i>	Fraud, Corruption and Embezzlement
77	12916	AAR 2015	Ministry	Min. of Info. & Communication	Various	1.2	Accrued penalty on the misuse of government funds	-	<i>Observation not settled. The Ministry had reported that entire amount had been recovered and deposited into Audit Recoveries. As recommended, the case had been forwarded to the Office of the Attorney General for prosecution but could not institute criminal suit in absence of the defendant, Pema Chheney, Accountant, from the country. The issue was deliberated during PAC consultative meeting held on 31 Aug. 2021 in the NC conference hall, Thimphu and PAC informed the house that unlike earlier judiciary practice henceforth case can be filed in the Royal Court of Justice even in absence of the defendant. Therefore, the Ministry was advised to follow up the case with the OAG for registration. However, as the Ministry did not report any further action taken report to the RAA as of 31 March 2022 the issue remained status quo.</i>	Fraud, Corruption and Embezzlement

## ***Appendix-I***

Status as of Sept. 2022

***Not settled:*** Follow up report submitted to Samtse Dzongkhag vide letter No. RAA/OAAG-Pling/FUS/Samtse-Dzo-B1/2022/261 dated 7/7/2022 and informed the Audit focal person verbally too but no response is received as on 6/9/2022. Thus, the status remains same as before.

***Not settled:*** Judgement enforcement under process as per letter No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021, the case had remained unresolved.

*Not settled:*

*Not settled:* Court case awaiting for enforcement of judgement. Follow up Report send vide letter No. RAA/ DAG/02/2021-2022/ 1453 dated 25/08/2022 but no reponse recieved as on 6/9/2022.

*Not settled:* Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021

*Not settled:* Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021

*Not settled: Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021*

*Not settled: Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021*

*Not settled:* *Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021*

*Not settled:* *The judgement is under process as per  
letter No. OAG/PLD-or/2022/271 dated. 27/07/2022.*

*Not settled:* No response as on 6/9/2022. Status remains as same as before

*Settled:* Observation has been settled based on Minutes of 10th Follow up Committee Meeting.



**Not settled:** As per the Thimphu Dzongkhag Court verdict dated 30/10/2019 the son of the contractor (Pema Namgyal) was ordered to restitute Nu.10,618,446.46 to the Ministry of Education within 6 months from the date of judgement i.e. 30/10/2019. However, only Nu.300,000/- was recovered on 16/06/2022 leaving the balance of Nu.10,318,446.46 unsettled as of 16/09/2022.

**Not settled:** Judgement under process as per letter No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021

***Not settled:** Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021*

***Not settled:** Sent a reminder to Dzongkhag  
Administration, Pemagatshel vide letter No.  
RAA/FOLLOW-UP-02/Dz-PGATSHEL/2022-2023/47  
dated 25/08/2022 and is awaited for the response*

**Not settled:** Sent a reminder to Dzongkhag Administration , Trashigang vide letter No. RAA/FOLLOW-UP-03/Dz-Tgang/2022-2023 /46 dated 25/08/2022 and is awaited for the response.

**Not settled:** Judgement enforcement under process. The Dzongkhag Court, Tsirang passed a court verdict in favor Dzongkhag and ordered Birender Giri, Engineer to deposit Nu. 761,969.01 within 13/10/2022. Court verdict No. Tsirang. 2020-58 dated 13/06/2022.

*Not settled: Judgement under process as per letter  
No. OAG/PLD(PJEU)/2021/1575 dated 15/12/2021*

**Not settled:** Follow up report send vide letter No.  
RAA/ DAG/02/2021-2022/ 1453 dated 25/08/2022  
but no response as on 6/9/2022.

***Not settled:** Follow up report send vide letter No.  
RAA/OAAG-Pling/FUS/Chu-Dzo-A1/2022/ 262  
dated 07/07/2022 but no response as on 6/9/2022.*

***Not settled:** Follow up report send vide letter No.  
RAA/OAAG-Pling/FUS/Chu-Dzo-A1/2022/ 262  
dated 07/07/2022 but no response as on 6/9/2022.*

**Not settled:** Enforcement of judgement is under process. The Supreme Court upheld the High Court's verdict. The High Court had convicted former Dungpa to 9 years 6 month imprisonment and ordered to restitute Nu. 5,566,138.00 to the state.

With regard to Sonam Norbu, the High Court convicted him to 1 year 6 months compoundable imprisonment and order to restitute Nu. 854,540.00 to the state. Accordingly Sonam Norbu restituted the amount of Nu. 854,540.00 in two installments to OAG which was liquidated on 05/09/2022 and in lieu of prison term he paid Thrimthue of Nu. 67,500.00 vide Revenue Money Receipt No. 4351755 dated 14/09/2021 and the case resolved.

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**Not settled:** Status quo

**Not settled:** Enforcement of judgement is under process. The Supreme Court upheld the High Court's verdict. The High Court had convicted former Dungpa to 9 years 6 month imprisonment and ordered to restitute Nu. 5,566,138.00 to the state.

With regard to Sonam Norbu, the High Court convicted him to 1 year 6 months compoundable imprisonment and order to restitute Nu. 854,540.00 to the state. Accordingly Sonam Norbu restituted the amount of Nu. 854,540.00 in two installments to OAG which was liquidated on 05/09/2022 and in lieu of prison term he paid Thrimthue of Nu. 67,500.00 vide Revenue Money Receipt No. 4351755 dated 14/09/2021 and the case resolved.

**Settled:** Observation has been settled based on the letter No.RMA/DIA-08/2021-22/081 dated 10 May 2022 of RMA as it has been reported that Eden Dema was acquitted by the Larger Bench of High Court vide judgement No.(High Court 2021-463) as conveyed to RAM through letter No.OAG/PLD/2021/1533 dated 10 Dec. 2021 of the Office of the Attorney General.

**Not settled:** As per the decision held on 30/3/2022 in HQ, the decision state that OAAG Pling should asked the Gewog Administration to collect the balance rural tax and remit into CD account accordinly. Issues on use of fund can be settled as Section 220 of the LG Act empower the LG to spend funds generated from their local taxes, fees and fines, and from funds allocated by the Royal Government. However, the OAAG Pling should verify and ensure that fund has been spend on construction of Farm road. Based on this the OAAG, Pling will verify it during the upcoming audit, until such tim the status remain same as before.



**Not settled:** High Court has passed verdict on 30/12/2019 but judgement not enforced yet.

**Not settled:** As the same person, Karwang Yohzen has been involved in the Civil Society Organization Authority report (AIN.14471), CSOA has filed a case with RBP against Karwang Yohzen as he has still not returned to the country.

Not settled: *Reminder letter submitted vide letter No.RAA/ DAG/02/2021-2022/ 1453 dated 25/08/2022, however, no update was received as on 8/9/2022. As such the status remain same as before.*

Not settled:

Not settled:

**Not settled:** *The amount of Nu. 4,234,004.00 is deposited/adjusted as per the court verdicts of Supreme Court , Thimphu, Dungkha Court , Nganglam and Dzongkhag Court, Pemagatshel and the status of the observations are updated in accordance with court verdicts sent by the DCCL vide DCCL/IA(RAA-04)/2022/458 dated 06/04/2022 and vide review letter No. OAAGSJ/FOLLOW-UP-02/DCCL-NANGLAM/2022-2023/57 dated 31/8/2022*

**Not settled:**

**Not settled:**

**Not settled:** *Reply received vide letter No. FCB/CEO/AF/02/2022/26 dated. 30/8/2022 and its in reviewing process.*

**Not settled:**

Not settled:

*Not settled:*

*Not settled:* Observation remained same. The reminder was sent vide letter No. OAAGSJ/FOLLOW-UP-01/2022/72 dated 07/09/2022.

*Not settled:*

Not settled:

Not settled:

Not settled:

Not settled:

Not settled:

**Not settled:** *The case is subjudice in the High Court.*

**Not settled:** *The defendant has appealed the case at the larger bench of High Court*

**Not settled:** *The defendant has appealed the case at the larger bench of High Court*

**Not settled:** *The defendant has appealed the case at the larger bench of High Court*



**Not settled:** *The case has been again appealed to higher court*

**Not settled:** *No Response as on 8/9/2022, so the status remain same as before.*

**Not settled:** *Reminder sent vide letter No.RAA/BT/Fus-01/2022/341 dated 29/06/2022 as per the decision of PAC meeting held on 3rd August,2021 asking the concerned agency to resolve the issues at the earliest.*

*Not settled:*

*Not settled:* *Complaint apprised and investigation to commenced as priority. The DoPS issued inter office memo on 05/04/2022 of Commission decision dated 25/10/2021*

*Not settled:* *Complaint apprised and investigation to commenced as priority. The DoPS issued inter office memo on 05/04/2022 of Commission decision dated 25/10/2021*

**Not settled:** *Complaint apprised and investigation to commenced as priority. The DoPS issued inter office memo on 15/04/2022 of Commission decision dated 25/10/2021*

**Not settled:** *Complaint apprised and investigation to commenced as priority. The DoPS issued inter office memo on 05/04/2022 of Commission decision dated 25/10/2021*

*Not settled:* Pema Chhene absconded. Case forwarded to OAG by MoIC. No further update as of September 2022

*Not settled:* Pema Chhene absconded. Case forwarded to OAG by MoIC. No further update as of September 2023