

# Kerala LokAyukta Bill

written by iasexam.com | 02/03/2024



## Context

The president of India has approved the **Kerala Government's Lok Ayukta Amendment Bill 2022**.

## About

- The amendment sought to remove the Lok Ayukta's powers to claim public servants ineligible to hold their positions if court cases of corruption and nepotism against them have been proven.
- In the case of any adverse choice from the Lok Ayukta against the Chief Minister, the capable government in the existing Act will now be the Assembly as opposed to the Governor.
- In the case of an MLA, the Speaker might be the able government.
- The able government can even have the option to simply accept or reject the LokAyukta suggestions.

## What is Lokayukta?

- The Lokpal and Lokayuktas Act, 2013 came into effect in 2014.
- Lokayukta are anti-corruption ombudsman institutions in India, formed in states.
- **Concept:** The concept of Lokayukta was inspired with the aid of the Scandinavian Countries Ombudsman system.
- **Function:** The Lokayukta are responsible for investigating allegations of corruption and maladministration against public servants and elected representatives.
- **First Lokayukta:** The establishment of Lokayukta establishments in India started out

with the first Lokayukta being constituted in Maharashtra in 1971.

- **Members:** The Lokayukta is to be headed by means of a chairperson, who's or has been a Chief Justice or Judge of the High Court, and might have up to eight contributors, which includes judicial and non-judicial members.
  - The Governor of the State appoints the members.
- **Powers:** Lokayukts have the government to summon witnesses, look at proof, and advise punitive measures which include dismissal, suspension, or prosecution of responsible officers.
  - However, their hints are normally not binding, and the final selection lies with the respective government or judiciary.
- **Jurisdictions:** The Lokayukts commonly have jurisdiction over public officers and personnel within the country government and its groups, along with ministers, legislators, bureaucrats, and other elected representatives.
- **Independence:** To ensure impartiality and independence, Lokayukts are generally headed by way of retired judges or eminent people with experience in public administration.

## Challenges

- **Limited Jurisdiction:** The jurisdiction of Lokayuktas is often restrained to certain categories of public servants or specific regions of governance, which may additionally limit their capacity to cope with all forms of corruption comprehensively.
- **Lack of Independence:** Despite being supposed as impartial bodies, Lokayuktas often face political interference or strain from the government, which can restrict their autonomy.
- **Inadequate Resources:** Lokayuktas often suffer from insufficient monetary and human assets.
- **Whistleblower Protection:** Whistleblowers and complainants who file corruption may face threats, harassment, or retaliation, which discourages them from coming ahead with facts.
- **Political Will:** Ultimately, the effectiveness of Lokayuktas depends on the political will of the government to combat corruption and support accountability mechanisms.

## Measures Needed to Strengthen Lokayukta

- **Legislative Reforms:** Enact complete rules granting Lokayuktas broader jurisdiction, which includes insurance of all public servants and entities receiving public finances.
- **Appointment:** Expedite the technique of appointing Lokayuktas and make sure the choice system is obvious, advantage-based totally, and unfastened from political have an impact on.
- **Independence:** Safeguard the independence of Lokayuktas through providing them with constant tenures, ok sources, and immunity from arbitrary elimination or interference.
- **Public Awareness:** Launch consciousness campaigns to educate the public about the function and features of Lokayuktas, the way to document complaints, and the significance of reporting corruption.
- **Whistleblower Protection:** Strengthen legal provisions for shielding whistleblowers who

file corruption, which include measures to make certain their confidentiality, protection, and immunity from retaliation.

- **Accountability:** Hold governments and public officers chargeable for enforcing Lokayukta suggestions and take disciplinary motion against the ones discovered responsible of obstructing or undermining anti-corruption efforts.

## Conclusion

- Over the years, there had been requires strengthening Lokayukts and increasing their jurisdiction to cowl more public officers and establishments.
- Some states have additionally added amendments to their Lokayukts Acts to deal with deficiencies and decorate accountability.
- By enforcing the required measures, India can appreciably enhance the effectiveness and credibility of Lokayuktas in preventing corruption and selling true governance at the country degree.

**Source:** [\*The Indian Express\*](#)

### ***UPSC Mains Practice Question***

***Q.Recent changes in Lokayukta Act can significantly curb corruption. Critically analyse. (250 words)***