



# VISION IAS

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## GENERAL STUDIES (TEST CODE : 2088)

Name of Candidate	MUSKAN SRINASTAVA		
Medium Hindi/Eng.	English	Registration Number	1492371
Center	Online Mode	Date	20 Aug 2023

INDEX TABLE		
Q. No.	Maximum Marks	Marks Obtained
1(a)	10	
1(b)	10	
2(a)	10	
2(b)	10	
3(a)	10	
3(b)	10	
3(c)	10	
4(a)	10	
4(b)	10	
5(a)	10	
5(b)	10	
6(a)	10	
6(b)	10	
7	20	
8	20	
9	20	
10	20	
11	20	
12	20	

Total Marks Obtained:

Remarks:

## INSTRUCTIONS

- Do furnish the appropriate details in the answer sheet (viz. Name, Registration Number and Test Code).  
उत्तर पुस्तिका में सूचनाएं भरना आवश्यक है (नाम, प्रश्न-पत्र कोड, विद्यार्थी क्रमांक आदि)।
- There are **TWELVE** questions printed in **ENGLISH & HINDI**.  
इसमें बारह प्रश्न हैं अंग्रेजी और हिन्दी में छपे हैं।
- All questions are compulsory.**  
सभी प्रश्न अनिवार्य हैं।
- The number of marks carried by a question/part is indicated against it.  
प्रत्येक प्रश्न/भाग के अंक उसके सामने दिए गए हैं।
- Answers must be written in the medium authorized in the Admission Certificate, which must be stated clearly on the cover of this Question-Cum-Answer (QCA) Booklet in the space provided. No marks will be given for answers written in medium other than the authorized one.  
प्रश्नों के उत्तर उसी माध्यम में लिखे जाने चाहिए जिसका उल्लेख आपके प्रवेश पत्र में किया गया है और उस माध्यम का स्पष्ट उल्लेख प्रश्न-सह-उत्तर (क्यूसीए) पुस्तिका के मुख्य पृष्ठ पर अंकित निर्दिष्ट स्थान पर किया जाना चाहिए। उल्लिखित माध्यम के अतिरिक्त अन्य किसी माध्यम में लिए गए उत्तर पर कोई अंक नहीं मिलेंगे।
- Word limit in questions, if specified, should be adhered to.  
प्रश्नों में शब्द सीमा, जहाँ विनिर्दिष्ट है, का अनुसरण किया जाना चाहिए।
- Any page or portion of the page left blank in the Question-Cum-Answer Booklet must be clearly struck off.  
उत्तर पुस्तिका में खाली छोड़ा हुआ पृष्ठ या उसके अंश को स्पष्ट रूप से काटा जाना चाहिए।

Is student recommended for One-to-One mentoring?

Recommended

Strongly Recommended

16-B, 2<sup>nd</sup> Floor, Above National Trust Building, Bada Bazar Marg, Old Rajinder Nagar, Delhi-110060

Plot No. 857, 1st Floor, Banda Bahadur Marg (Opp. Punjab & Sind Bank), Dr. Mukherjee Nagar, Delhi-110009

# EVALUATION INDICATORS

1. Contextual Competence
2. Content Competence
3. Language Competence
4. Introduction Competence
5. Structure - Presentation Competence
6. Conclusion Competence

Overall Macro Comments / feedback / suggestions on Answer Booklet:

## INDEX TABLE

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6(b)	10	
7	20	
8	20	
9	20	
10	20	
11	20	
12	20	

Total Marks Obtained:

Remarks:

**All the Best**

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खण्ड-A (Section-A)

निम्नलिखित प्रश्नों के उत्तर लगभग 150 शब्दों में दीजिए:

- 1.(a) दोहरे प्रभाव का सिद्धांत इस विचार पर आधारित है कि यदि किसी व्यक्ति का व्यवहार या आचरण किसी ऐसे लक्ष्य को प्राप्त करने के लिए है जो नैतिक रूप से सही है, लेकिन उसके परिणामस्वरूप एक नैतिक दुष्प्रभाव भी पड़ता है, तब भी उस विशेष व्यवहार या आचरण को अपनाना स्वीकार्य होगा। यह सिद्धांत कठिन नैतिक स्थितियों को सुलझाने में कहां तक सहायता कर सकता है? उपयुक्त उदाहरणों के साथ चर्चा कीजिए।

The principle of double effect is based on the idea that if a person's behaviour or conduct is intended to achieve a goal which is morally good, however, as a result, there is a morally bad side-effect, then it is still acceptable to adopt that particular behaviour or conduct. How far can this principle aid in resolving difficult moral situations? Discuss with suitable examples. (Answer in 150 words)

The 'principle of double effect' is applied into situation which presents 2 choices - "wrong" and "lesser wrong". Such situation often arises at all scales of human existence.

This principle helps in resolving such ethical dilemmas. (Eg) Use of 'violence' by police forces in form of lathi charge to disperse off rioting mob [greater wrong].

However, this principle is a double-edged sword and can

backfire. (Eg). India's Interference  
in internal affairs of Sri Lanka  
to counter Sri Lanka's Tamil crisis  
led to alleged Anti-India sentiments

Thus, double effect doctrine should  
only be used :-

- (1) There is no alternative choice
- (2) The aim of purpose is ethical.
- (3) Ill. effect of bad consequences are acknowledged
- (4) steps are ensured to minimize such bad consequences.

Thus, this principle is a  
tool of last resort in ethical practices.

1.(b) भारतीय गणराज्य ने सारनाथ स्थित सम्राट अशोक के सिंह शीर्ष को अपने राष्ट्रीय प्रतीक के रूप में चुना, ताकि वैसी ही सद्भावना को प्रतिबिंबित किया जा सके जैसी सम्राट अशोक द्वारा हासिल की गई थी और आधुनिक भारतीय राष्ट्र के लोगों के लिए उनके द्वारा लागू की गई मानवीय नीतियों की निरंतरता बनी रहे। इस पृष्ठभूमि में, उन नैतिक शिक्षाओं पर चर्चा कीजिए जो सम्राट अशोक के जीवन में प्रतिक्रियित होती हैं।

The Indian Republic chose Ashoka's Lion Capital at Sarnath as its state emblem to reflect the same harmony achieved by him and effect a continuity with his humane policies towards the people of the modern Indian nation. In this background, discuss the ethical teachings that find resonance in Ashoka's life. (Answer in 150 words)

10

Ashoka is called 'the Great' because of his transformation after the Battle of Kalinga and unmatched efforts for his citizenry in ancient India.

His ethical teachings are :-

1] For individuals

(a) Adoption of non-violence

(Eg) Rock Edicts in Kandahar suggest even fisherman and hunters left their profession

(b) children should obey their parents as per his pillar edicts.

2] for Administration

- (a) Appoint 'Adhyakas' whose aim was to serve the people
- (b) demanded that his administrators to regularly report to him [accountability]

### 3] The World

- (a) Propagated noble virtues of Buddhism
- compassion and love
  - 'Mean path' between two extremes
  - used 'Dhammagosha' instead of 'Beighosha' (violence) to spread his influence.

### Contemporary Relevance

- (1) Internationally, 'this is not an era of war', thus principles of Dhammagosha is applicable
- (2) Need of accountability and transparency in wake of corruption (eg) India - 86<sup>th</sup> rank in Corruption Perception Index
- (3) Need of love and compassion in everyday life.

2.(a) करुणा और सहिष्णुता अनिवार्यताएं हैं, विलासिता नहीं क्योंकि इनके बिना मानवता जीवित नहीं रह सकती। करुणा और सहिष्णुता के मूल्य किसी लोक सेवक के दैनिक काम-काज में कैसे सहायता करते हैं? उपयुक्त उदाहरणों सहित व्याख्या कीजिए।

Compassion and tolerance are necessities and not luxuries, as without them, humanity cannot survive. How do the values of compassion and tolerance assist in the day-to-day functioning of a civil servant? Explain using suitable examples. (Answer in 150 words) 10

Compassion is a human value which means understanding the pain of others and taking action to ameliorate it.

Tolerance is a virtue which reflects the acceptance of and respecting the ideology which is different from one's own.

These both are 'necessary' especially in the rising hatred across the world.

How they assist in day-to-day functioning of a civil servant.

1 Compassion

(a) To formulate policy for vulnerable section (eg) Prashant Nair, IAS 'Compassionate Kozhikode' initiative.

(b) Redressing grievances of people

(eg) Armstrong Pame built road in  
NE with self funding.

(c) Increasing trust of people in administrators

(eg) Kasturbh Bivegoankar applauded when  
he sat down on floor with a disabled  
person.

(2) Tolerance

(a) Dealing with religious sensitive  
matter (eg) Investigating officer in  
Muh's violence

(b) Make administrative inclusive for  
minorities for religiously diverse  
country like India.

How to cultivate both :-

(1) Training under senior officers

(2) Practising EI

2.(b) जवाबदेही के लिए पारदर्शिता एक अनिवार्य शर्त है, लेकिन यह स्वतः जवाबदेही की गारंटी नहीं देती है। चर्चा कीजिए। किन परिस्थितियों में पारदर्शिता जवाबदेही की ओर ले जाती है?

Transparency is a necessary condition for accountability but it does not automatically guarantee accountability. Discuss. Under what conditions does transparency lead to accountability? (Answer in 150 words) 10

Transparency means "disclosure of information as well as decision taken to public."

Accountability is the "answerability of those holding power"

Transparency is a necessary condition for accountability:-

(1) Without information, public cannot scrutinize power holders.

(2) ensures due diligence is observed in process of decision making.

(eg) RTI, E-governance models etc.

However, it doesn't automatically guarantee Accountability:-

(1) Lack of penalizing provision

(eg) Over constitutional/legal protection to public servants in India → clauses like 'prior consent of govt' for investigation.

(2) delay in justice delivery  $\Rightarrow$  accused  
remain free for long!

Conditions for transparency  $\rightarrow$  Accountability

(1) Adding penalizing codes in law &  
removal of protective clauses

(eg) II ARC recommended removal  
of Art 300 311 for civil servants

(2) Criminal Justice Reforms  
 $\rightarrow$  fast track courts  
e.g.

(3) Role of Media to build public  
opinion

(eg) In Bofors scandal

Transparency and Accountability

are the two pillars of  
good governance according to world  
Bank thus they cannot be ignored.

3. निम्नलिखित में से प्रत्येक उद्धरण का आपके विचार से क्या अभिप्राय है?  
 What does each of the following quotations mean to you?

(a) "एक महान व्यक्ति एक प्रतिष्ठित व्यक्ति से इस मायने में भिन्न होता है कि वह समाज का सेवक बनने के लिए तैयार रहता है।" डॉ. भीमराव अंबेडकर

"A great man is different from an eminent one in that he is ready to be the servant of the society." B.R. Ambedkar (Answer in 150 words) 10

This quote of Dr Ambedkar highlights the value of great man - dedication for service, selflessness etc.

Great Man v/s Eminent One

Eminent man is one who, strives gaining societal recognition. (Eg) Bollywood actors. But, he may not be great as he may be characterized by selfish motives. (Eg) Number of celebrities were found in the Pandora papers leaked.

Great Man, however, lives simply and dedicates his life for society. (Eg) Baba Amte he dedicated

PTD

his entire life's work to treat patients of leprosy.

How to become a 'great man'?

(1) Reading biographies of other great leaders. (eg) Wings of Fire of Dr. Kalam

(2) Practising self-awareness and empathy. (eg) Donating cloths that are not needed.

(3) cultivating selflessness

By practising 'small steps' we all can achieve 'greatness' in 'our own way'. This will help us in not only attaining self-actualization but attaining global goals.

3.(b) "हमारे धर्म अलग-अलग हो सकते हैं, भाषाएं अलग-अलग हो सकती हैं, त्वचा का रंग अलग-अलग हो सकता है, लेकिन हम सभी एक ही मानव जाति से संबंधित हैं।" कोफी अन्नान

"We may have different religions, different languages, different colored skin, but we all belong to one human race." Kofi Annan (Answer in 150 words) 10

This quote highlights the diversity in human existence yet there is fundamental unity.

Need of such unity as 'one human race'

(1) Rising personal alienation

↳ declining 'empathy capital' among individuals

⊙ 28% ↑ in domestic violence [NCRB]

(2) Societal conflicts on lines of  
↳ caste  
↳ religion  
↳ race

⊙ 'Kawariyan Yatra' via 'fiasco' in Bareilly, UP

↳ 'Black life' matters campaigns in U.S.

↳ Racial discrimination against Indians in Australia.

### (3) Rising global tensions

- ↳ Russia-Ukraine war
- ↳ US-China rivalry.

However, we all are one,  
belonging to one 'homo sapiens'  
species. There is rising need to  
act as one to achieve common

goals :-

- (1) climate change Abatement -  
existential threat to humans -  
it doesn't see 'race' nor 'color'

- (2) poverty and hunger

According to Marvin Luther King -

- 1) Poverty anywhere is threat to justice  
everywhere

Way forward :-

- ↳ Education's Role → shared history and goals
- ↳ Increasing exposure among people
- ↳ Multi-lateral institutions reforms.

3.(c) "शिक्षा का उद्देश्य तथ्यों का नहीं, बल्कि मूल्यों का ज्ञान है।" विलियम राल्फ इंगे

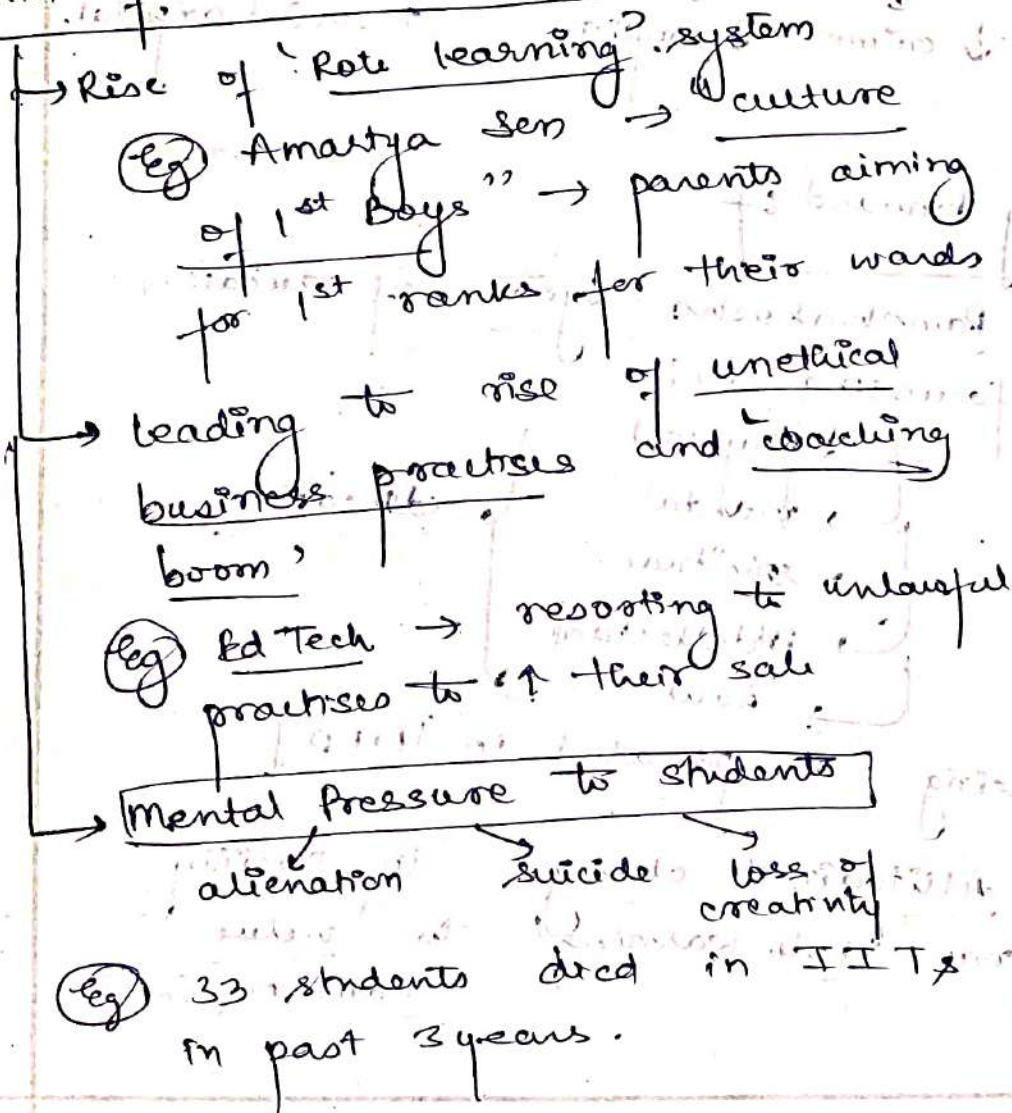
"The aim of education is the knowledge, not of facts, but of values."

William Ralph Inge (Answer in 150 words)

10

This quote highlights the need of value education in the contemporary world.

Aim of Education is 'Not facts'



Aim of Education is Knowledge of Values :-

(1) Counter rising -ve feelings among youth

(eg) cases of young children killing their parents if scolded.

(2) To build more ethical society

↓ crime    ↓ conflicts    ↑ social capital.

Way forward :-

(1) Panchaksha system of education

focussing on :-

→ physical  
→ mental  
→ spiritual  
→ intellectual  
→ soul

education

being incorporated in NEP

(2) Attitudinal change in society  
from 'rote learning' to 'value education'

4.(a) नैतिक कॉर्पोरेट गवर्नेंस की अवधारणा समता के संतुलन के सिद्धांत पर काम करती है, जिसके तहत एक तरफ कंपनी, ग्राहकों, आपूर्तिकर्ताओं, वित्त-पोषकों, सरकार और शेयरधारकों तथा दूसरी तरफ बड़े पैमाने पर समुदाय के हितों में संतुलन बनाए रखा जाता है। नैतिक कॉर्पोरेट गवर्नेंस सुनिश्चित करने में कौन-से मूल्य मुख्य भूमिका निभाते हैं?

The concept of ethical corporate governance works on the principle of balance of equity, which seeks to balance the interests of the company, customers, suppliers, financiers, government and shareholders on the one hand and the community at large on the other hand. Which values play a central role in ensuring ethical corporate governance? (Answer in 150 words)

10

Ethical corporate governance is the system of administration of an organization which increases values for shareholder while ensuring fairness for all the stakeholders - customers, employees, society etc.

Values Ensuring Central Role in Ethical Corporate Governance :-

(1) Transparency → compliance with law of land  
→ decision making disclosed to employees

(eg) Warren Buffett's firm's transparent promotion policy of employees.

② Solidarity - contributing to overall common good of the society.

(eg) Mahindra & Mahindra contribution to 'Nankh Kali' Project for girl's education.

⑤ Efficiency

- internal → aim of 'increasing profit' & 'customer services'
- external → minimal resources, maximum opp [sustainability]

(eg) Microsoft's and Google's plan to become Carbon neutral in 2 decades.

④ Refraining from willingly harming others and taking full responsibility of the consequence

- Internal → ensuring grievance redressals for employees
- external → for consumers, ~~and~~ suppliers & society

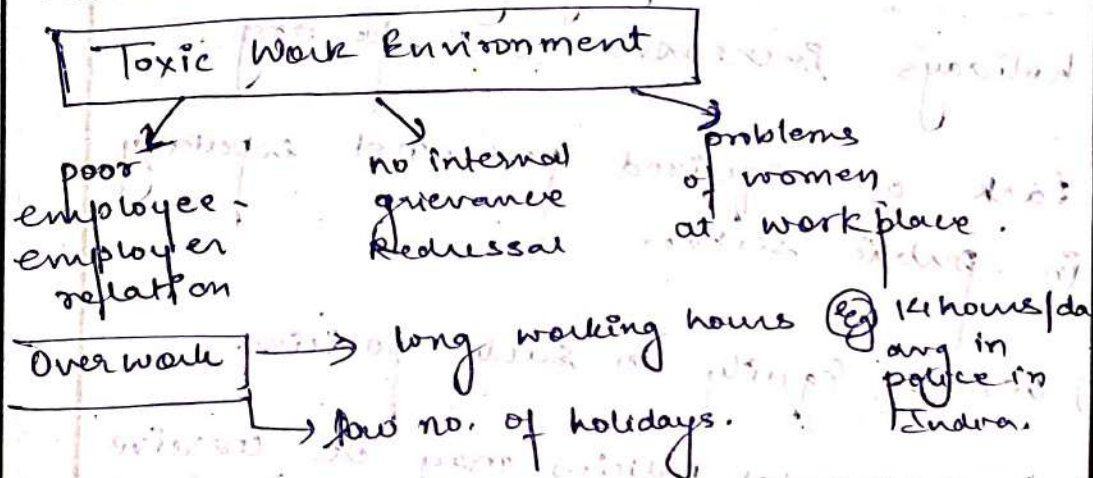
(eg) 'Monster' calling back its products in Canada on alleged contamination.

- 4.(b) खराब कार्य परिवेश और अतिरिक्त श्रम ऐसी सामाजिक समस्याएं हैं, जिनके लिए सरकार, श्रमिक, संघों, स्वास्थ्य अधिकारियों एवं कॉर्पोरेट जगत को उचित नीति निर्माण करने की आवश्यकता है। इस संबंध में उचित नीति निर्माण करते समय किन नैतिक मुद्दों पर विचार किया जाना चाहिए?

Toxic work environment and overwork are social problems, which require the government, labour unions, health officials and corporates to formulate appropriate policies. What are the ethical issues that should be considered while formulating appropriate policies in this regard? (Answer in 150 words)

10

With the aim of increasing profit in private sector and systematic problems in public sector, toxic work environment and overwork have become a new normal.



**Why a social problem?**

- Decline in overall productivity  
(eg) Morgan Stanley → poor work culture causing India billions.
- leading mental health and issues

Ⓔ India Depression capital of the world.

(3) Elton Mayo's theory suggest that interpersonal relations at workplace important for better work engagements

Ethical Issues in formulating such policies

(1) Balancing act between profits and work env :- Ⓔ giving extra holidays increases cost for org.

(2) Lack of required personnel especially in public sector.

(3) Gender equity in such policies.

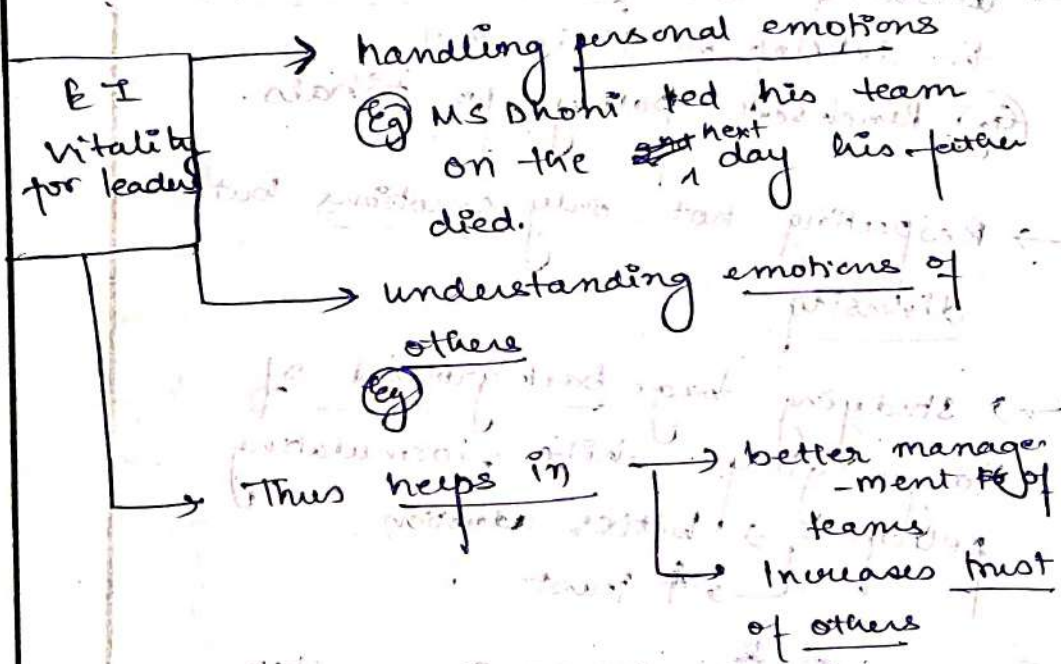
(4) Governmental policies may be coercive in nature  $\Rightarrow$  <sup>less</sup> incentive for cooperates to follow.

Amicable working conditions not only ensures healthy and productive employees but gets brand recognition for organization.

5.(a) नेतृत्वकर्ताओं के लिए, सफलता हेतु भावनात्मक बुद्धिमत्ता का होना महत्वपूर्ण है, क्योंकि इससे उन्हें दूसरों की भावनाओं को सहजता से समझने और उनकी भावनात्मक स्थिति का आकलन करते हुए, अपनी भावनाओं को समझने एवं नियंत्रित करने में भी मदद मिलती है। हालांकि, वर्तमान परस्पर जुड़ी हुई दुनिया में प्रभावी नेतृत्व के लिए भावनात्मक बुद्धिमत्ता से परे जाने और सांस्कृतिक बुद्धिमत्ता को विकसित करने की आवश्यकता है। उदाहरण सहित चर्चा कीजिए।

For leaders, having emotional intelligence is vital for success as it helps them to read and regulate their own emotions while intuitively grasping how others feel and gauging their emotional state. But effective leadership in today's 'interconnected' world necessitates going beyond emotional intelligence and cultivating cultural intelligence. Discuss with illustrations.  
(Answer in 150 words) 10

Emotional Intelligence (EI) according to Daniel Goleman involves both self-awareness and social-empathy...



But in today's world, Need of Cultural Intelligence (CI) has ↑.

C. I.

involves 'cultural appropriateness'

- respecting receivers' culture
- preserving unique identities in connected world

(Eg) Hollywood celebrities adopting Indian clothes while visiting India

→ allowing each cultural section to develop on their own

(Eg) Panchsheel policy for tribals.

→ Respecting not only emotions but diversity

→ studying background of target group while formulating policy → better adoption  
→ ↑ trust

Thus, ~~CI~~ CI is a step forward in the BI where the experience of people (culture) plays a more dominant role than emotions.

5.(b) शुचिता (प्रोबिटी) सत्यापित सत्यनिष्ठा होती है, जिसके बारे में आमतौर पर माना जाता है कि इसे विकृत नहीं किया जा सकता। अभिशासन में शुचिता का क्या महत्व है? लोक सेवा में शुचिता और नैतिक शासन को बढ़ावा देने में नेतृत्व की भूमिका कितनी महत्वपूर्ण है? उपयुक्त उदाहरणों सहित व्याख्या कीजिए।

Probity is confirmed integrity, which is usually regarded as being incorruptible. What is the significance of probity in governance? How important is the role of leadership in fostering probity and ethical governance in public service? Explain using suitable illustrations. (Answer in 150 words) 10

Probity is a value which involves fusion of integrity and honesty across time and place.

Significance of probity in governance

(1) Reducing corruption.

(Eg) According to Corruption Barometer, 98% Indians have at least once played bribe in their lifetime.

(2) Improving service delivery of public sector

(3) Increasing trust of citizen

(Eg) Due to favorable policies of P. Nair IAS, he is called 'collector bro' by citizens.

(4) Efficient use of tax payers money

Role of leadership in fostering probity

(1) leads to 'domino effect'

(Eg) Gandhi's non-violence was adopted by millions of others

(2) Acting as agent of change

(Eg) Sachin Tendulkar inspired new cricket culture in India.

(3) Leaders can ensure

→ obedience  
→ compliance

of the subordinates

(Eg) Durga Shakti Nagpal's drive against departmental corruption.

Thus, probity in governance is necessary to convert 'Karamchari's' into 'Karmayogis' in the public services of India.

6.(a) भारत में वैवाहिक बलात्कार की धारणा और इसके प्रति अनुक्रिया को आकार देने में नैतिक अभिवृत्ति की भूमिका का विश्लेषण कीजिए। देश में वैवाहिक बलात्कार को अपराध घोषित करने में विद्यमान नैतिक मुद्दों की व्याख्या कीजिए।

Analyse the role of moral attitude in shaping the perception and response to marital rape in India. Explain the ethical considerations in criminalising marital rape in the country. (Answer in 150 words) 10

Marital Rape is legal but an unethical practise in India.

Role of Moral Attitude in shaping the perception and Response

Historical time

→ Women treated as 'property of husbands'

→ No financial independence ⇒ thus perception of husband "taking care of wife" ⇒ in return women must serve husband.

→ Response :- Man can demand 'conjugal rights' if legally married.

(eg) British period ⇒ if girl > 12 years ⇒ legally married ⇒ must satisfy conjugal rights

## Contemporary times

- ↳ changing moral attitude with rise of feminism and principle of consent
- ↳ Response: demand of criminalizing marital rape.

## Ethical Considerations in Criminalizing Marital Rape

### In favour Considerations:

- (1) Principle of bodily autonomy of women → even recognized by UN.
- (2) Equality and equity in marriage → wife and husband as equal partners

### In Against Considerations:

- (1) Difficulty in recognizing such rape.
- (2) Can be used by <sup>some</sup> women to take vengeance

Negative should minimized, ensuring comprehensive law on marital rape.

6.(b) नैतिक निर्णय के लिए चेतना के अलावा विवेक का होना भी आवश्यक है। उपयुक्त उदाहरणों सहित व्याख्या कीजिए।  
Apart from consciousness, one needs to possess conscience in order to make ethical decisions. Explain with suitable examples. (Answer in 150 words) 10

Consciousness refers to awareness of one's thoughts and emotions. whereas, conscience is an special act, of mind which passed judgement of right or wrong for an action.

Both are needed for ethical decisions.

### Role of consciousness

↳ ① First step of self awareness

⊙ Eg Aristotle → "self awareness is beginning of all wisdom"

② Inherent component of EI

⊙ Ed Sheeran conscious that smartphone impacted his personal relation → stopped using this gadget

③ helps in emotional balance in crisis situation

(eg) Chahal Iqbal, IAS, ⇒ effective management of Covid second wave in Mumbai despite pressure

### Role of Conscience

① guiding light for human action

(eg) Gandhi called off NCM post Chauri-Chaura as conscience was beyond his conscience

② When laws and regulations are not there ⇒ conscience shows way

(eg) Marital Rape → legal → but a person with conscience would not indulge in it.

### How to make Both more effective of

① following Kantian philosophy of action oriented ethics

② Meditation for self awareness

Thus, both conscience and consciousness complement each other for ethical decision making

## खण्ड-B (Section-B)

निम्नलिखित प्रश्नों में, प्रस्तुत मामले का ध्यानपूर्वक अध्ययन कीजिए और फिर इसके बाद आने वाले प्रश्नों का उत्तर दीजिए (लगभग 250 शब्दों में):

7. भले ही LGBTQIA+ युगल एक साथ रहते हों लेकिन कानूनी तौर पर वे एक प्रतिकूल स्थिति में हैं। उन्हें वे सारे अधिकार प्राप्त नहीं हैं जो विवाहित जोड़ों को प्राप्त हैं। उदाहरण के लिए- LGBTQIA+ युगल, बच्चों को गोद नहीं ले सकते या सरोगेसी से बच्चा पैदा नहीं कर सकते हैं, उनके पास विरासत, भरण-पोषण और कर लाभ के स्वतः मिलने वाले अधिकार नहीं हैं तथा अपने साथी के निधन के बाद, उन्हें पेंशन या मुआवजे जैसे लाभ नहीं मिल सकते हैं। इससे भी बड़ी बात यह कि विवाह एक सामाजिक संस्था है जो कानून द्वारा निर्मित और विस्तृत रूप से विनियमित है, ऐसे में सामाजिक स्वीकृति के बिना, समलैंगिक युगल एक साथ जीवन जीने के लिए संघर्ष करते हैं।

समलैंगिक विवाहों को कानूनी मान्यता देने के लिए हाल, के वर्षों में न्यायालयों में कई याचिकाएं दायर की गई हैं। लैंगिक अधिकार प्रचारकों के अनुसार, समलैंगिकता को अपराध की श्रेणी से बाहर करने के बाद समलैंगिक विवाह को मान्यता देना अगला तार्किक कदम होना चाहिए।

हालांकि, दूसरा दृष्टिकोण यह है कि न्यायिक व्याख्या विवाह की अवधारणा को अस्त-व्यस्त या कमजोर न कर दे। यह तर्क दिया जाता है कि सरकार के लिए बीच का रास्ता यह हो सकता है कि वह समलैंगिक युगल की दलीलों पर गौर करने और कोई रास्ता सुझाने के लिए किसी पैनल का गठन करे।

एक जागरूक व्यक्ति के रूप में, जो इस मुद्दे के विभिन्न आयामों को समझता है, निम्नलिखित का उत्तर दीजिए:

- (a) इस प्रकरण में शामिल नैतिक मुद्दों पर चर्चा कीजिए।  
 (b) क्या आपको लगता है कि भारत में समलैंगिक विवाह को राज्य द्वारा मान्यता दी जानी चाहिए?  
 (c) आलोचनात्मक परीक्षण कीजिए कि क्या कानून सामाजिक परिवर्तन लाने में प्रभावी हो सकता है।

Even if the LGBTQIA+ couples live together, legally, they are on a slippery slope. They do not enjoy the rights that married couples do. For example, the LGBTQIA+ couples cannot adopt children or have a child by surrogacy, they do not have automatic rights to inheritance, maintenance and tax benefits, and after a partner passes away, they cannot avail benefits like pension or compensation. Most of all, since marriage is a social institution that is created by and highly regulated by law, without this social sanction, same-sex couples struggle to make a life together.

A number of petitions have been filed in recent years in courts for the legal recognition of same-sex marriages. Gender rights campaigners believe that recognizing same-sex marriages is the next logical step after the decriminalization of homosexuality.

However, the other point of view is that the concept of marriage ought not to be disturbed or diluted by judicial interpretation. It is argued that a middle path could be for the government to set up a panel to look into the pleas of same sex couples, and recommend a way out.

As an aware individual, who understands various dimensions of this issue, answer the following:

- Discuss the ethical issues involved in the case.
- Do you think same-sex marriage should be recognised by the State in India?
- Critically examine whether law can be effective in bringing about social change.

20

This case study explores the dimensions of the discrimination LGBTQ+ community faces.

### (A) Ethical Issues :-

(1) Right to Equality as per Art 14 of Indian Constitution V/S Traditional Indian values

(2) Right to self Determination of LGBTQ+ → right to expression of an individual.

(3) Recognition of marriage involves bouquet of rights — denying it on grounds of sexual identity is unethical.

(4) The argument that 'marriage'

should not be diluted is a coercion of will of majority on minority.

(B) Same sex marriage should be recognized?

Yes, following are the reasons :-

(1) Sexuality is natural. ~~It is given~~  
humans should not stop it according to teleological ethics

(2) Discrimination to LEBTQ+ on grounds of sex is against constitutional morality.

(3) Ethics changes with time.  
for eg 18<sup>th</sup> century - Sati was the norm.

21<sup>st</sup> century → same sex marriage should be accepted.

(4) Same sex marriage is allowed in most of the democratic liberal societies (eg) USA, UK etc.

(c) Law can be effective to  
bring about social change?

Yes.

(1) Law is set by the State to  
guide the society in the desired  
direction.

(Eg) Criminalization of untouchability.

(2) It recognizes the LiBTA + community's  
right ⇒ leads to greater ~~social~~  
legal & political acceptance

⇓  
finally to social acceptance

(3) Penalizing the discrimination against  
them ⇒ stage of obedience  
in attitudinal change ⇒ 1<sup>st</sup> step  
towards conformity.

No

(1) Law alone cannot be effective as:-  
 ↳ legal change is not followed  
 by immediate social change

↳ majority of Indians → still  
 hold on to decadant values  
 towards same-sex couples

(eg) prejudices towards 'Kinnars'  
 and 'trans genders'?

Thus, law should be accompanied with:-

(1) Attitudinal change

- ↳ Media campaigns
  - ↳ Nukkad Natak etc.
  - ↳ movies like 'Badhai Do'
- ↳ government initiatives

(eg) Noida Metro → India's 1<sup>st</sup> fully  
 transgender operated station.

(2) Sensitive Education at schools.

LABTQ+ have faced the  
 discrimination in our society. Its time  
 we recognize their rights, and  
 give them their 'PRIDE'.

8. लॉयड एक सच्चा और ईमानदार अधिकारी है। वह एक ऐसे राज्य में पुलिस अधीक्षक के रूप में कार्यरत है, जो गैंग कल्चर और आपराधिक गतिविधियों के लिए कुख्यात है। उसके वेदांग ट्रैक रिकॉर्ड के आधार पर, उसे चार महीने पहले राज्य की राजधानी में स्थानांतरित कर दिया गया था। इससे उसकी पत्नी और बेटी भी खुश हैं क्योंकि उनकी पिछली सभी पोस्टिंग की तुलना में राजधानी अपेक्षाकृत सुरक्षित है।

हाल ही में, एक अपराधी जिस पर मुकदमा चल रहा था और उस पर कई गंभीर मामलों के आरोप थे, की अदालत ले जाते समय कुछ लोगों ने राजधानी में हत्या कर दी।

पुलिस हिरासत में अपराधियों की मौत के मामले में राज्य पुलिस का रिकॉर्ड खराब होने के कारण कई मानवाधिकार संगठन इस मामले की निष्पक्ष जांच की मांग कर रहे हैं। उन्होंने इस मामले में अदालतों का दरवाजा खटखटाया है और बाद में इसकी जांच-पड़ताल के लिए राज्य सरकार द्वारा एक विशेष जांच दल (SIT) का गठन किया गया है।

चूंकि इस घटना के दौरान अपराधी को ले जाने वाले पुलिस अधिकारी उस पुलिस स्टेशन से हैं जो लॉयड के अधिकार क्षेत्र में आता है, इसलिए उसे सभी विवरणों के साथ SIT के सामने पेश होना होगा। जांच के दौरान लॉयड को ऐसे विवरण मिले, जो स्पष्ट रूप से एक प्रमुख राजनेता और अपराधी के बीच सांठगांठ को प्रदर्शित करते हैं। उसने एक रिपोर्ट तैयार की और इसे SIT के साथ साझा करने की योजना बना रहा है। उसके निष्कर्षों के आधार पर, संबंधित अपराधी और राजनेता की सांठगांठ उजागर होगी तथा राजनेता पर भी आरोप लग सकते हैं।

लॉयड के वरिष्ठ अधिकारियों ने उससे रिपोर्ट के निष्कर्षों के बारे में पूछा और रिपोर्ट से राजनेता को प्रभावित करने वाली जानकारी को हटाने की सलाह दी। लॉयड ने बताया कि रिपोर्ट में उल्लिखित राजनेता सार्वजनिक जीवन में एक बहुत ही प्रमुख व्यक्ति है और राज्य के सभी प्रमुख राजनीतिक दलों के साथ उसके संबंध भी अच्छे हैं। लॉयड के वरिष्ठ अधिकारियों ने उसे समझाते हुए कहा कि यदि वह उस राजनेता का नाम हटा देगा तो वह सत्ता में बैठे राजनेता का चहेता बन सकता है। इसके अलावा, उसे राजधानी में तैनात रहने में भी मदद मिलेगी, जिससे उनकी पत्नी और बेटी की सुरक्षा सुनिश्चित होगी।

(a) इस स्थिति से निपटने के लिए लॉयड के पास क्या विकल्प उपलब्ध हैं?

(b) प्रत्येक विकल्प का आलोचनात्मक मूल्यांकन कीजिए और लॉयड द्वारा अपनाने योग्य सबसे उपयुक्त विकल्प की पहचान कीजिए।

(c) पुलिस हिरासत में होने वाली मौतों को रोकने के लिए आप क्या उपाय सुझाएंगे?

Lloyd is an honest and upright officer working as the Superintendent of Police in a state, which is notorious for gang culture and criminal activities. Based on his impeccable track record, he was transferred to the state capital four months ago. His wife and daughter are also happy as the capital city is comparatively safer compared to all his previous postings.

Recently, a criminal who was under trial and facing charges in a number of serious cases, was killed by some people in the capital city while he was being taken to the court.

Due to the poor record of the state police in terms of death of criminals in police custody, various human rights organizations are demanding a fair enquiry in the case. They have approached the courts in this matter and subsequently a Special Investigation Team (SIT) has been formed by the state government to look into this issue.

Since the police officers escorting the criminal during this incident are from the police station that comes under Lloyd's jurisdiction, he will be required to depose before the SIT, with all the details. While investigating, he came across details, which clearly establish a nexus between a prominent politician and the criminal. He prepared a report and was planning to share it with the SIT. On the basis of his findings, the nexus of the concerned criminal with the politician would be exposed and the politician may also face charges.

Lloyd's senior asks him about the findings of the report and advises him to drop the information implicating the politician from the report. He informs that the politician mentioned in the report is a very prominent figure in public life, and shares good relations with all the major political parties in the state. His senior further informs that this will bring him in the good books of those in positions of power. Further, this will also help him remain posted in the capital city, which ensures the safety of his wife and daughter.

- What are the options available with Lloyd to deal with the situation?
- Critically evaluate each of the options and identify the most appropriate one for Lloyd to adopt.
- What measures would you suggest to prevent deaths in police custody 20

This case study highlights the challenges faced by police officers in dealing with high profile criminal cases.

(A) Options Available :-

(1) Drop the information as suggested by the seniors.

merits Evaluations :-

[merits] - As a [consequentialist] → better for family and professional progression.

Demerit

- against public service values of honesty and integrity
- can harm reputation of info to be leaked.

2] Take a leave for few days

EvaluationsMerit

- ↳ Need not deal with the challenging situation

Demerit

- ↳ against virtue of courage
- ↳ oath of office violated

3] Report the information of reports to the SIT

Merit

- ↳ upholding his personal values
- ↳ fulfilling duty of his office

Demerit

- ↳ can cause professional hazard
- ↳ may be given punishment postings

(B) Critical Evaluation — done above.

Most Appropriate Option: 7

Lloyd should adopt option (3) +

he should make his family aware about potential punishment postings and threats from criminals.

This option is suitable for an impeccable record holder like Lloyd as he would be fulfilling his duty faithfully.

(C) Measures to adopt to prevent police custodial deaths: —

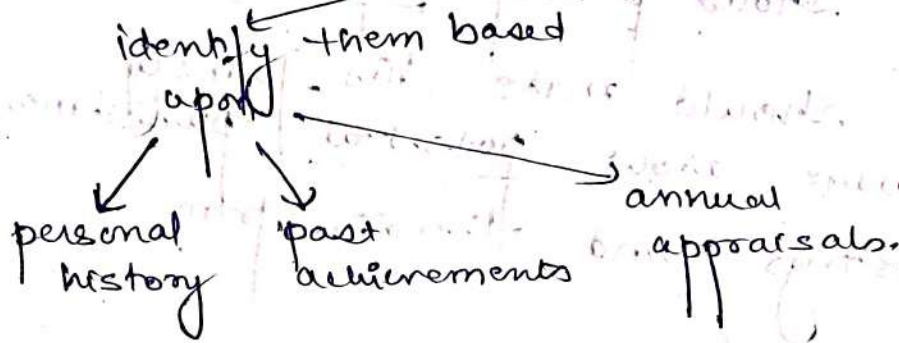
(1) Electronic records of all the prisoners — to maintain documents and evidences

(2) Use of CCTVs — 24x7 monitoring.

(3) Geo tracking of vehicles used to

transfer the criminals.

(4) Constituting team of honest officers



(5) Use this team members to transfer high profile criminals

(6) Random selection mechanism

to assign duty to safeguard jails - prevent prior nexus.

(7) De-criminalization of politics

According to Gandhi - "Politics with principles is sin"

- a decreasing role of money and muscle power
- involving civil society to build public opinion.

(8) Capacity building of police officers

↳ Rescue operations in case of external attack like this case study.

(9) Fulfilling the shortages of arms and ammunition.

According to Institute of Economics, Criminalization of Indian society causes  $24\%$  GDP loss. Thus, multi pronged strategies in addition with police reforms & measures is the way forward.

9. राज, बेहद गरीब परिवार से है और आर्थिक तंगी के कारण उसे अपनी उच्चतर शिक्षा भी ठीक से नहीं हो पाई। हालांकि, वह मेहनती था और उसने अपने परिवार का समर्थन करने के लिए कॉलेज के दिनों में ही कमाई शुरू कर दी थी।

उसने अपना करियर, ग्राहक सहायता विभाग में बनाया तथा उसकी ईमानदारी और कड़ी मेहनत के कारण उसे पदोन्नत भी किया गया। हाल ही में, उसे एक बेहद नामी एड-टेक कंपनी से नौकरी का ऑफर मिला। उसने इस ऑफर को सहर्ष स्वीकार कर लिया, क्योंकि यह कंपनी उसके वेतन में अच्छी वृद्धि के साथ-साथ टीम लीड पद पर पदोन्नति ऑफर कर रही थी।

राज इस नई नौकरी से बहुत खुश था और उसे लगा कि उसकी कई वर्षों की मेहनत आखिरकार सफल हो गई है। उसकी नई नौकरी में वेतन में उल्लेखनीय वृद्धि से उसके लिए उसकी छोटी बहन को पढ़ाना आसान हो जाएगा। हालांकि, कंपनी में ज्वाइन करने के कुछ महीनों के भीतर ही राज को एहसास हुआ कि कंपनी की व्यावसायिक प्रथाओं में कुछ गड़बड़ी है। उसकी ग्राहक सहायता टीम को प्रायः गरीब छात्रों के माता-पिता के फोन आते रहते थे जिन्होंने शिकायत की थी कि कंपनी उन्हें विभिन्न महंगे पाठ्यक्रमों के लिए ऋण या वित्त-पोषण विकल्पों पर गुमराह कर रही है।

कुछ विवरणों को जानने के बाद उसे एहसास हुआ कि उसकी कंपनी की सेल्स टीम गरीब माता-पिता को अपने बच्चों हेतु पाठ्यक्रम खरीदने के लिए लुभाने में कदाचार का सहारा लेती थी। राजू ने इसकी जानकारी अपने विभाग के प्रमुख को दी लेकिन विभागाध्यक्ष को इसकी कोई चिंता नहीं थी। उसके कुछ सहकर्मियों ने उसे बताया कि सेल्स के लक्ष्य को हासिल करने के लिए एड-टेक उद्योग में यह एक आम प्रणाली है। इसके अलावा, उसे यह भी बताया गया कि हाल ही में स्टार्ट-अप में फंडिंग की कमी के कारण कंपनी पर मुनाफा दिखाने का अधिक दबाव है, अन्यथा बड़े पैमाने पर छंटनी होगी।

- इस प्रकरण से जुड़े नैतिक मुद्दों पर चर्चा कीजिए।
- उपर्युक्त परिस्थितियों में, राज के पास क्या विकल्प उपलब्ध हैं?
- इनमें से प्रत्येक विकल्प का आलोचनात्मक मूल्यांकन कीजिए।
- राज को कौन-सी कार्रवाई अपनानी चाहिए? वैध कारणों के माध्यम से पुष्टि कीजिए।

Raj comes from a very poor family and due to financial constraints, he had to compromise on his higher education. But, he was hard-working and started earning during his college days to support his family.

He made his career in the customer support department and due to his integrity and hard work, he was promoted. Recently, he got a job offer from a very prominent ed-tech company. He happily accepted the offer, as the company was offering a significant salary hike as well as promotion to a Team Lead position.

Raj was really happy with this new job and felt that his hard work of many years had finally paid off. The significant salary jump in his new job would also help him sponsor the education of his younger sister. But, within a few months of joining, Raj realized that something was wrong with the business practices of the company. His customer support team frequently received calls from parents of poor students who complained about the company misleading them on loans or financing options for the various expensive courses.

After going into some details, he realized that the sales team of his company was indulging in malpractices to lure poor parents to buy courses for their children. He informed this to the head of his department but the head did not seem concerned. Some of his colleagues informed him that this is a normal practice in the ed-tech industry to achieve sales targets. Further, he was also informed that due to the recent funding crunch in start-ups, the company is under severe pressure to show profits, else there will be mass layoffs.

- Identify the ethical issues associated with the case above.
- Under the given conditions, what are the options available to Raj?
- Critically evaluate each of these options:
- What course of action should Raj adopt? Justify with valid reasons. /20

This case study represents a classic case of corporate misdemeanour.

### (A) Ethical Issues :-

Ethical Issues for Raj :-

- Family obligation to support financially against malpractices. [V/S] personal integrity.
- Professional advancement [V/S] ethical conduct professionally.

Ethical Issues for the ed-tech company :-

- Against the principles of corporate social responsibility. Gandhi - "Business without ethics" is sin.

2) Targeting poor strata of society  
in a 'ponzi' like scheme.

At societal level:

(1) Over-reliance on ed-tech due to  
declining quality of education in  
traditional mode of education.

B) Options Available to Raj

(1) Maintain status Quo as suggested  
by the colleagues.

(2) Take <sup>stand</sup> against the malpractice.

C) Critical Evaluation

Option 1

merit

- ↳ keep his high paying job
- ↳ financial support to family.

Demerit

- ↳ crises of conscience
- ↳ partner in crime.

## Option 2

### Merit

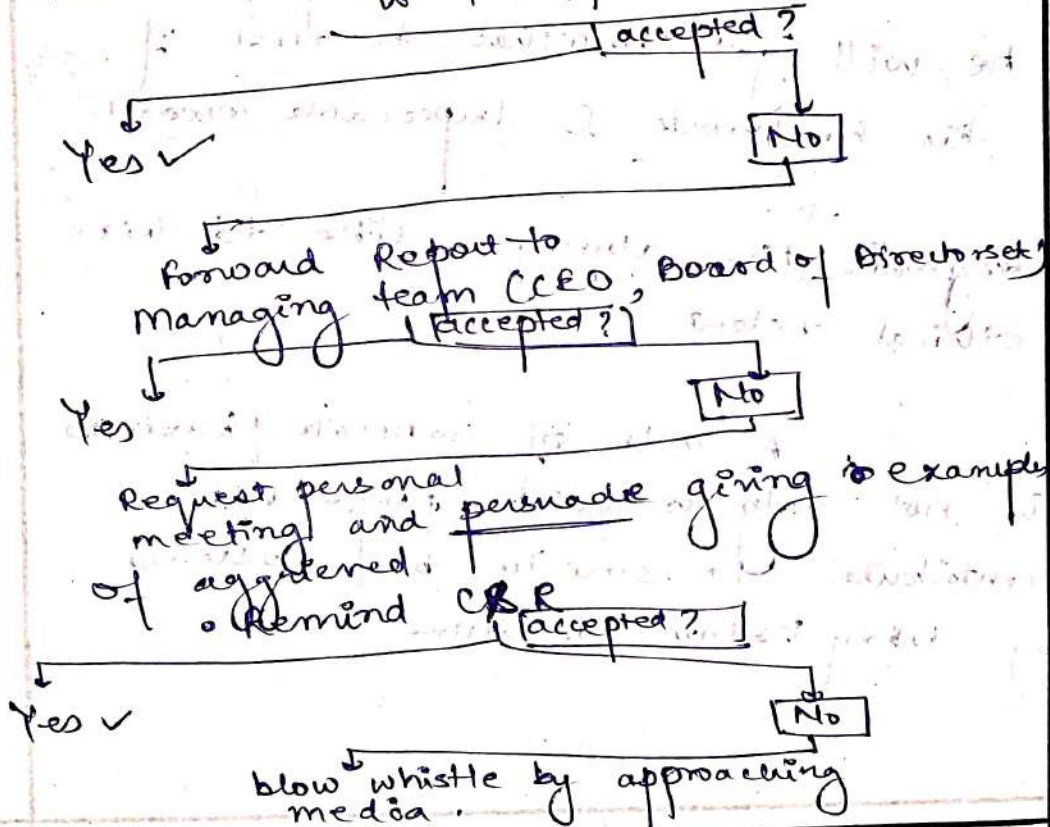
- ↳ upholding personal virtues : of honesty and integrity.
- ↳ beneficial for aggrieved persons

### Demerit.

- ↳ threat of lay off
- ↳ hardship for family especially younger sister's education.

## (D) Course of Action for Raj

~~He~~ Prepare a detailed written report & submit to team head



Why to take this option?

- (1) Reminding leaders, importance of business ethics → Imp for brand recognition.
- (2) Personally, → ~~best~~ courage of conviction  
↳ moral integrity
- (3) If internally not resolved → blow media
  - ed-tech targeting most vulnerable section.
- (4) Even if Raj loses his job → he will get another because of his hardwork & impeccable record  
+ organization always like to hire ethical talent.

A role of corporate/business is not only to earn profit but contribute to society as observed

by Uday Kotak Committee

10. नगर निगम प्रमुख के रूप में, आपको एक चुनौतीपूर्ण स्थिति का सामना करना पड़ रहा है जिसमें संबंधित नागरिकों के दो समूहों ने आपसे संपर्क किया है। पहला समूह शहर में आवारा कुत्तों के खतरे के बारे में अपनी निराशा एवं चिंता व्यक्त कर रहा है और दूसरा समूह, इन बेजुबान जानवरों के प्रति करुणा व मानवीय व्यवहार को प्रोत्साहित करने की दिशा में कदम उठाने का आग्रह कर रहा है। पहली याचिका में आवारा कुत्तों द्वारा समाज के सुभेद्य वर्ग, विशेषरूप से बच्चों पर हमला करने या उन्हें जान से मारने की बढ़ती घटनाओं पर प्रकाश डाला गया है। उनका कहना है कि यह स्थिति कुत्तों की अपर्याप्त नसबंदी और टीकाकरण के कारण हुई है। वे सड़क के कुत्तों को तत्काल हटाने और उन्हें अन्यत्र भेजने की मांग कर रहे हैं।

हालांकि, दूसरी याचिका में यह कहा गया है कि इस समस्या का मूल कारण अप्रभावी पशु स्वास्थ्य देखभाल और नियंत्रण, अवैध प्रजनन केंद्र, पालतू जानवरों के मालिकों द्वारा उन्हें सड़कों पर छोड़ देना है। उनका तर्क है कि इस स्थिति के लिए ज़िम्मेदार लोगों को सजा मिलनी चाहिए, जानवरों को नहीं।

इसके अतिरिक्त, भारत में ऐसे कानून हैं जिसके तहत सड़कों से कुत्ते को हटाना गैर-कानूनी है। इसका मतलब यह है कि यदि कोई कुत्ता सड़क पर रहता है, तो गोद लिए जाने तक सड़क पर रहना उसका "अधिकार" है। जानवरों के जीवन के अधिकार को मानव सुरक्षा संबंधी चिंताओं के साथ संतुलित करना एक कठिन काम सिद्ध हो रहा है।

- (a) इस प्रकरण में शामिल नैतिक दुविधाएं कौन-सी हैं?
- (b) एक याचिका को दूसरे पर तरजीह देने के निहितार्थों का मूल्यांकन कीजिए।
- (c) कौन-सी कार्रवाई से इस स्थिति का तात्कालिक और दीर्घावधि समाधान होगा?

As the Head of the Municipal Corporation, you are faced with a challenging situation wherein two groups of concerned citizens have approached you.

One, expressing their frustrations and concerns regarding the menace caused by street dogs in the city and other, taking steps towards encouraging compassion and humane treatment to these silent beings.

The first plea highlights the rising incidents of stray dogs attacking or killing the vulnerable members of society especially children. They point to inadequate sterilisation and vaccination of dogs as exacerbating the situation. They demand the immediate removal of street dogs and their relocation elsewhere.

The second plea however points to ineffective animal healthcare and control, illegal breeding centres, pet owners abandoning their pets on the streets as root of the problem. They argue that the system or the people responsible for the situation should be punished, not the animals.

Furthermore, India has laws in place that make it illegal to remove a dog from the streets. This means that once a dog is on the streets, it has a "right" to stay there unless adopted. Balancing the animals' right to life with human safety concerns is proving to be a difficult task.

- (a) What are the ethical dilemmas involved in the case?
- (b) Evaluate the implications of favouring one plea over the other.
- (c) What course of action would resolve the situation in the immediate as well as long term?

The Indian streets are unique in character as they are not only home to humans but animals like cows & dogs too!

(A) Ethical Dilemmas :-

(1) Safety of residents Vs Animal Rights of the dogs.

(2) Balancing values like personal health Vs values of compassion and love

(B) Implications

(1) If safety favoured :-

⊕ Pros

⊙ childrens' safety - stray dogs attack children first

⊙ public health against near fatal rabies maintained

⊙ upholding ~~ethics~~ anthropocentrism ethics.

-ve:

- (1) Involves legal question of removing dogs from streets
  - (2) against biocentric approach towards animals
  - (3) attack on compassion and love
- 2) 3<sup>rd</sup> second plea favoured

(+ve)

- (1) upholding the laws of India
- (2) upholding human virtues to treat silent beings like dogs fairly

(-ve)

- (1) pertaining safety issues
- (2) instilling fear of dogs among the residents

Steps to resolve :-

Immediate: -

- (1) Warning signs and posters among the neighbourhoods
- (2) Mass vaccination and sterilisation campaign involving NCCs and compassionate citizens.

(3) Promoting adoption of street dogs.  
after such vaccination

- ↳ using social media handles
- ↳ whatsapp messages.

(4) ~~time~~ persuasion drive towards  
citizens to not abandon pets

- ↳ highlighting safety issue
- ↳ "emotional bond they  
share with their pets"

### Long term solutions

(1) Crack down... illegal breeding  
centers.

(2) Requesting state government  
for posting more veterinary  
doctors in the municipalities

(3) Random inspection of each  
street to ensure animal  
safety.

(4) Policy formulation against people  
abandoning dogs.

## (5) Grievance Redressal mechanism —

to register complaints of unvaccinated dogs.

Our Indian Ethos & guides us in living with harmony with all the creatures of the nature. Multi-dimensional strategy can help us to fight the menace as highlighted in case study.

11. आप युवा ईमानदार व्यक्ति हैं और जिले के भ्रष्टाचार निरोधक ब्यूरो में काम की नियुक्ति हुई है। आप युवा ईमानदार व्यक्ति हैं और जिले के भ्रष्टाचार निरोधक ब्यूरो में काम की नियुक्ति हुई है।

ब्यूरो में शामिल होने के बाद, आपके कार्यालय को एक गुमनाम व्यक्ति से सूचना मिली कि शहर के नगर निगम में काम करने वाले एक इंजीनियर ने अपनी आय के ज्ञात स्रोतों से कहीं अधिक संपत्ति अर्जित की है और वह भ्रष्ट गतिविधियों में शामिल है। चूंकि कानून में यह स्पष्ट है कि गुमनाम शिकायतों पर कार्रवाई नहीं की जा सकती, इसलिए आप शिकायत को नजरअंदाज कर देते हैं। हालांकि, अगले कुछ हफ्तों में आपको संबंधित इंजीनियर के खिलाफ कुछ और गुमनाम शिकायतें मिलीं। आप उस इंजीनियर के खिलाफ पूछताछ शुरू करते हैं और यह पाते हैं कि वह वास्तव में एक बहुत ही भ्रष्ट अधिकारी है। कुछ समय बाद, आप उसके कार्यालय और घर पर छापेमारी की योजना बनाते हैं, किंतु आपको आज तक उसके खिलाफ निर्धारित प्रारूप में कोई आधिकारिक शिकायत नहीं मिली है।

छापेमारी के दौरान आपको जो चीजें बरामद हुईं वे आपके और आपके स्टाफ के लिए चौंकाने वाली हैं। आपको न केवल इंजीनियर की क्षमता से कहीं अधिक मात्रा में बेहिसाब धन-दौलत मिली बल्कि सोना, विदेश यात्रा के टिकट, पांच सितारा होटलों में आरक्षण तथा प्रभावशाली राजनेताओं तथा जिले में पहले नियुक्त और वर्तमान में नियुक्त नौकरशाहों के खिलाफ पुख्ता सबूत मिले।

हालांकि, छापेमारी के तुरंत बाद, आपको अपने वरिष्ठ अधिकारियों से आपके दीर्घकालिक करियर और प्रियजनों की सुरक्षा के हित में जांच छोड़ने के लिए धमकी भरे संदेश प्राप्त होने लगते हैं। आपके वरिष्ठ अधिकारी आप पर आरोप लगाते हैं कि आपने छापेमारी के लिए निर्धारित नियमों का पालन नहीं किया था और यदि यह मामला अदालत तक पहुंच गया, तो प्रक्रियात्मक खामियों के कारण यह ज्यादा दिन तक नहीं चलेगा।

चूंकि, आप एक ईमानदार अधिकारी हैं इसलिए आप इन चेतावनियों को अनदेखा करते हैं और अपनी जांच जारी रखते हैं। हालांकि, जल्द ही आपको नियमों का उल्लंघन करने के आधार पर प्रशासनिक अवकाश पर भेज दिया जाता है। आपको यह भी पता चलता है कि आपके कुछ जूनियर्स ने आपके खिलाफ भ्रष्टाचार में शामिल होने की शिकायत दर्ज कराई है। उन्होंने यह भी शिकायत की है कि आपने उन्हें जांच को रोकने के लिए न केवल संबंधित इंजीनियर बल्कि उन राजनेताओं और नौकरशाहों से भी पैसे वसूलने का निर्देश दिया, जिनके खिलाफ आपने सबूत इकट्ठे किए थे।

उपर्युक्त परिदृश्य के आधार पर निम्नलिखित का उत्तर दीजिए:

- इस प्रकरण में शामिल विभिन्न हितधारकों एवं मुद्दों की पहचान कीजिए।
- प्रदत्त स्थिति में आपके पास क्या विकल्प उपलब्ध हैं?
- इनमें से प्रत्येक विकल्प के गुण और दोषों का विश्लेषण कीजिए।
- औचित्य सिद्ध करते हुए अपनी कार्रवाई पर चर्चा कीजिए।

You are young upright person who has been newly appointed in the Anti-Corruption Bureau of your district. After joining, your office receives a tip-off from an anonymous person that an engineer working with the Municipal Corporation of the city has amassed wealth much beyond his known sources of income and is hand in gloves in corrupt activities. Because the law is clear that anonymous complaints cannot be acted upon, you ignore the complaint. But in the next few weeks, you receive a few more anonymous complaints against the concerned engineer. You begin to make enquiries against the engineer and find that he is indeed a very corrupt officer. Some

time later, you make up your mind to conduct raids on his office and house, even though you have not received any official complaint in the prescribed format against him till date.

What you unearth during the raids is shocking for you and your staff. You find not only vast amounts of unaccounted currency, much beyond the means of the engineer, but also gold, travel tickets to visits made abroad, reservations in five-star hotels, and a whole bunch of clinching evidence against influential politicians and bureaucrats - appointed in the past as well as present ones - in the district.

However, soon after conducting the raid, you start receiving subtle messages from your superiors to drop the investigation in the interest of your own long-term career and the safety and security of your loved ones. They also point out that you had not followed the rules stipulated for conducting the raid, and if the matter were to reach the courts, it would be disposed off in no time due to procedural lapses on your part.

Since, you are an upright officer, you ignore these warnings and continue with your investigation. However, soon you are put on administrative leave on the ground of flouting the rules. You also come to know that a few of your juniors have filed a complaint against you for being involved in corruption. They have also complained that you instructed them to extort money from not only the concerned engineer but also the politicians and bureaucrats against whom you unearthed evidence, to put a halt to the investigation.

Based on the above scenario, answer the following:

- Identify the various stakeholders and the issues involved in the case.
- What options do you have in the given situation?
- Analyse the merits and demerits of each of these options.
- Discuss your course of action, with proper justification.

20

According to Transparency International, India ranks 86/180 countries in corruption index with majority of it arising from the bureaucratic set up.

(A) Stake holders and issues ?

Stake holder

- Me
- My department
- Corrupt engineer
- My seniors and juniors who complained against me
- Anonymous tipper
- My family
- Municipal Authority
- Politicians & former bureaucrats
- Society at large

Issues!

- (1) Ethical issue of corruption ⇒  
'Disproportionate Wealth' by an under  
PCA is violated by Engineer.
- (2) Not following procedure established  
by law, by me by working on  
anonymous tip
- (3) Juniors → ~~to~~ false complaints  
against → poor integrity among the  
department.

B) Options:

(1) Say sorry to senior and request them to let me join back

~~Pro~~ Merit

(1) Professional hazard  
No more

(2) Safety of my family

Demerit

(1) Crisis of conscience  
as I am upstart  
person

(2) Fueling corruption  
"The dominance of evil  
means that good  
men did nothing"

(2) Stand my ground

Merit

(1) Courage of conviction

(2) Personal integrity

(3) Virtue ethics  
of Aristotle

Demerit

(1) May cause professional  
hazard

(2) Threat of victimization  
false complaints

(3) Threat to family

(C) Done Above

(D) Course of Action

(1) I will collect my report from investigation

- (2) Get testimony from the colleagues who raided with me
- (3) Send the report to DM and Zonal Commissioners
- (4) If no response from them, I will send reports to lok lokayuktas of the state

### Why such action :

- (1) I am put on administrative leave - reports and testimony of colleagues my best evidence.
- (2) I am upright officer - no amount of professional threat can deter me from my courage of conviction
- (3) Corruption should be adopted with zero-tolerance policy

(4) Since I have done nothing wrong,  
~~false~~ I don't fear false complaint  
as I have faith in judiciary

(5) Though I have not followed  
procedure established by law ~~not~~  
acting on anonymous tip, my discovery  
on level of engineer's corruption  
compensate for it by doctrine of  
double effect.

"Corruption arises from never  
ending greed. It is this greed which  
we need to fight and replace it  
with "What can I give" attitude."  
— APJ Abdul  
Kalam.

12. आपको एक राज्य में मुख्य सचिव के पद पर नियुक्त किया गया है। हाल ही में, आपके राज्य के दो लोक सेवकों से जुड़ा एक जटिल मुद्दा सामने आया है। दोनों अधिकारी जो अपनी-अपनी भूमिकाओं में उत्कृष्टता के लिए जाने जाते हैं, सोशल मीडिया पर एक गंभीर सार्वजनिक झगड़े में उलझ गए हैं। अधिकारी A के द्वारा सोशल मीडिया पर कई इमेज और बयानों को पोस्ट करने के बाद यह विवाद शुरू हुआ, जिसका अंतर्निहित अर्थ यह था कि अधिकारी B, पोस्टिंग और पदोन्नति में अनुचित लाभ प्राप्त करने के लिए व्यक्तिगत संबंधों एवं नेटवर्किंग का इस्तेमाल कर रही है। हालांकि, यह कार्रवाई अप्रमाणित है लेकिन इसने अफवाहों का तूफान खड़ा कर दिया है, जिससे अधिकारी B की प्रतिष्ठा को काफी क्षति पहुंची।

अनुक्रिया स्वरूप अधिकारी B ने सोशल मीडिया पर ही अपना बचाव किया तथा अधिकारी A पर अनैतिक प्रथाओं को अपनाने और गोपनीयता के उल्लंघन का आरोप लगाया। वह अपने आंतरिक विभागीय मुद्दों का खुलासा करके एक कदम आगे बढ़ गई, जिसमें अधिकारी A कथित तौर पर शामिल था। इन आरोपों ने न केवल संघर्ष को बढ़ाया बल्कि जनता के सामने संवेदनशील जानकारी भी उजागर कर दी।

अधिकारी A के सोशल मीडिया पोस्ट को एक स्थानीय समाचार आउटलेट ने प्रमुखता से उठाया एवं उसे प्रचारित किया, जिससे स्थिति और भी बिगड़ गई। यह मुद्दा अब राज्य प्रशासन के दायरे से बाहर चला गया है, जिससे सार्वजनिक अटकलें और मीडिया जांच तेज हो गई है।

ये सभी घटनाएं सार्वजनिक मंच पर सामने आईं, इससे लोक सेवाओं की छवि खराब हुई है और राज्य प्रशासन के काम-काज में व्यवधान पैदा हुआ। केंद्र सरकार स्थिति पर बारीकी से नजर रख रही है और इसमें शामिल अधिकारियों के खिलाफ उचित अनुशासनात्मक कार्रवाई के लिए दबाव डाला गया है।

(a) इस प्रकरण में कौन-से नैतिक मुद्दे शामिल हैं?

(b) मुख्य सचिव के रूप में आपके पास क्या विकल्प उपलब्ध हैं?

(c) आप कौन-सा विकल्प चुनेंगे और क्यों?

You have been appointed as the Chief Secretary in a state. Recently, a complex issue has surfaced involving two civil servants from your state. Both the officers who are known for their excellence in their respective roles have found themselves embroiled in an intense public feud on social media.

Officer A initiated the dispute by posting a series of images and statements on social media, indirectly implying that Officer B has been utilizing personal relationships and networking for gaining undue advantages in job postings and promotions. This action, while unproven, has stirred up a storm of rumors, leading to severe reputational damage to Officer B.

In response, Officer B defended herself on the same platform, accusing Officer A of unethical practices and breach of confidentiality. She went a step further by revealing his internal departmental issues, which Officer A was supposedly involved in. These allegations have not only escalated the conflict but also exposed sensitive information to the public.

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Don't write anything this margin (इस माल में कुछ ना लिखें)

Officer A's social media posts have been prominently picked up and publicised by a local news outlet further escalating the situation. The issue has now gone beyond the realms of the state administration, leading to intense public speculation and media scrutiny.

All these events have unfolded on a public platform and have tarnished the image of the civil services and created a disruption in the working of the state administration. The Central Government is closely monitoring the situation and has exerted pressure for appropriate disciplinary action against the officers involved.

- (a) What are ethical issues involved in this situation?
- (b) What are the options available to you as the Chief Secretary?
- (c) Which option would you choose and why?

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Civil services are the 'iron frame' of India. Anything publicised involving it thus become of public interest.

(A) Ethical Issues involved:

(1) Violation of public values of conduct and anonymity

"Anonymity is the ornament of civil servant" - President Murchills.

(2) leaking confidential matters to public → violating Conduct Rules of civil services

(3) Defamation - violation of Art 19(1)(a) -  
reputational damage of Officer B -

(4) May involve case of 'bribery' as  
defined by PCA - using undue  
advantage for personal gain -

(5)  misuse of social media

~~(B)~~ Option Available :-

(1) Stay silent and let the  
fued subside → saves from  
personal responsibility but not  
feas good choice as a Chief  
Secretary -

(2) Demand Explanation from both  
the officers.

Option to choose :-

(1) Summon both officers and  
demand written explanation.

(2) Initiate disciplinary action against both officers based on their written submission.

Long term measures :-

(1) come up with social media use policy for civil servants my state

(2) set up internal mechanism of dispute resolution among officers to ~~to~~  
 ↳ to maintain work culture  
 ↳ avoid such fuel in future

(3) sending notice to civil servants of the states on non-penalty if non-compliance with social media policy.

Why to Choose :-

(1) To maintain integrity and honour of civil services.

(2) To uphold the dignity of state among the eyes of media and center.

(3) Providing amicable environment for all my employees to resolve their personal issues without resorting to unethical means.

With the rise of social media penetration the lives of citizens have become increasingly online. Civil servants are no exception to this. However, in order to maintain high standards of services to citizens careful use of such platforms is the need of the hour.