



**Government of Jammu and Kashmir.**

**PHE/I&FC Department.**

**Civil Secretariat: Srinagar/Jammu.**

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**Subject:** PIL No. 16/2014 Javid Ahmad Zargar V/s State & Others-  
Suspension of Officers/officials.

**Government Order No: 145- PW(Hyd) of 2016**

**Dated:- 31 -05-2016**

Whereas, the matter regarding the fraudulent drawl of huge amount, from the official Account No. 0131040500015272 maintained in J&K Bank Branch, Handwara by the Executive Engineer Handwara, under NRDWP Scheme, was initially brought to the notice of the Department by Chief Engineer PHE Kashmir on 24.04.2014; and

Whereas, Chief Engineer, PHE, Kashmir, while taking into consideration, the seriousness of the matter, had, as an interim measure, vide Order NO. PHE/Estt/2016-14 dated 24.04.2014, constituted a three member Committee comprised the Superintending Engineer, Mech. North, Srinagar (DVO), Chief Accounts Officer, PHE Department Kashmir and Technical Officer to Chief Engineer, PHE, Kashmir to probe into these allegations, thoroughly, and to find out the truth; and

Whereas, the said Committee after scrutinizing the records of PHE Div. Handwara, had submitted a detailed report to the Chief Engineer, PHE, Kashmir, and the Committee has inter-alia, recommended that prima facie evidence merits reference of the case to the Crime Branch for investigation; and

Whereas, an FIR No. 91/2014 also came to be registered at P/S Handwara under Section 467, 468, 420, 409, 120-B RPC in this regard,

which was subsequently transferred to Crime Branch, Srinagar for further investigation vide Order No. 2296 of 2014 dated 25.08.2014 by the IGP (Technical/CIV) on the request of the department; and

Whereas, in the meanwhile, a Public Interest Litigation No. 16/2014 titled "Javid Ahmad Zargar versus State & Ors" also came to be filed before the Hon'ble High Court at Srinagar, wherein the petitioner has alleged a number of irregularities and the embezzlement worth crores of Rupees in context of number of schemes like NRDWP, which have been executed in the past, particularly from the year, 2006 onwards, with the connivance officers/officials, who were at the helm of affairs at the given point of time, in the PHE Div. Handwara; and

Whereas, in the said PIL, the involvement of the following officers/officials has been alleged:-

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1. Fida Hussain Wazir, the then Executive Engineer.
2. Mohammad Afzal Rather, the then I/c Executive Engineer,
3. Iftikhar Ahmad Wani, the then I/c Executive Engineer.
4. Qazi Mushtaq Ahmad, the then I/c AEE.
5. Abdul Majid Mir, the then I/c AEE.
6. Abdul Aziz Wani, the then I/c AE,
7. Mohammad Maqbool Lone, the then I/c AE.
8. Ghulam Hassan Mir the then AE .
9. Bashir Ahmad Dar, the then JE.
10. Showkat Jon Dar, the then JE.
11. Ghulam Mohammad Bhat, the then JE.
12. Mohammad Amin Malik, the then JE.
13. Mohammad Muzfer Khan, the then JE.
14. Abdul Majid Wani the then Draftsman I/c JE.
15. Ghulam Mohammad Sheikh the then JE.
16. Ghulam Nabi Hajam, the then JE.



Whereas, the Department had earlier, vide different orders placed seven officers/officials under suspension, including three of the above listed officers/officials; and

Whereas, the matter being of utmost public importance, Division Bench of the Hon'ble High Court, is very closely monitoring this aspect on regular basis; and

Whereas, the audit reports from 2006 to 2016 have highlighted the irregularities and malfeasance in the execution of Schemes; and

Whereas, the matter has been examined in the Department and it has been felt that a fact finding enquiry is required to be conducted to inquire into the matter, so that the culprits are brought to justice under law; and

Whereas, these officers/officials have remained posted in the Division, so their role needs to be enquired into, this strongly necessitates their detachment from the active duties by invoking of Rule 31 J&K Civil Services Classification, Control and Appeal Rules, 1956 for a fair and impartial enquiry; and

Whereas, in deference to the above , besides the seriousness and gravitas attached with in the matter, which directly affects the public and State Exchequer, it has been felt expedient to invoke provisions of Rule 31 of J&K Civil Services, Classification and Control Rules, 1956, so that smooth and fair enquiry is conducted against the Government employees who are allegedly involved in this scam .

Now, therefore, in pursuance of the provisions of the Rule 31 of J&K Civil Services, Classification and Control Rules, 1956, pending enquiry the following officers/officials are hereby placed under suspension with immediate effect. During the period of their suspension' they shall remain attached with the Chief Engineer, Irrigation & Flood Control Department:-

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1. Fida Hussain Wazir, the then Executive Engineer, PHE Division Handwara, at present I/C SE, Hydraulic Circle Baramulla.
2. Iftikhar Ahmad Wani, the then I/C Ex. Engineer PHE Division Handwara, presently I/C Ex. Engineer, PHE Division Chadoora.
3. Abdul Majid Mir, the then AEE, presently as AEE PHE Sub Division Sogam of PHE Division Kupwara.
4. Abdul Aziz Wani, the then I/C AE, PHE Sub Divn. Handwara, presently I/C AE SD Handwara of PHE Division Handwara.
5. Mohammad Maqbool Lone, the then I/C AE, presently I/C AE SD Gulmarg (HQ Tangmarg) of PHE Divn Baramulla.
6. Ghulam Hassan Mir, the then I/C AE Sub Divn. Wilgam of PHE Division Handwara, presently I/C AE, Nodal Officer for Monitoring & Coordination of CSS for District Baramulla.
7. Showkat Jon Dar, JE, presently JE, Division City Works Srinagar.
8. Ghulam Mohd Bhat, JE, presently JE PHE Sub Division Kupwara.
9. Mohammad Amin Malik, JE, presently JE, PHE Division Baramulla..
10. Mohammad Mazaffar Khan, JE, presently JE, Flood Control Division Anantnag.
11. Abdul Majid Wani, JE, presently JE, PHE Sub Division Handwara.
12. Ghulam Mohammad Sheikh, JE, presently JE, PHE Division Brijbihera.
13. Ghulam Nabi Hajam, JE, presently JE, Hydraulic Division Bandipora.

**By order of the Government of Jammu and Kashmir.**

Sd/-


**(Sanjeev Varma)IAS  
Secretary to Government**

NO: PW/PHEK/56/2014-WP

Dated: - 31 -05-2016

**Copy to the:-**

1. Chief Engineer, PHE / I&FC Department, Kashmir.
2. All concerned officers.
3. Private Secretary to Hon'ble Minister, PHE/I&FC Department.
4. Private Secretary to Hon'ble MOS, PHE/I&FC Department.
5. Private Secretary to the Secretary to Government, PHE/I&FC Department.
6. P.A. to Additional Secretary (R/P) to Government PHE/I&FC Department.
7. Government Order file (w.2.s.c.).
8. Concerned.
9. Incharge Website.

  
(Hakim Ashiq Hussain) KAS 16  
Deputy Secretary to Government