

GOVERNMENT OF JAMMU AND KASHMIR
JAL SHAKTI DEPARTMENT
CIVIL SECRETARIAT, JAMMU/SRINAGAR

Subject:- Initiation of RDA against S/Shri Nazir Ahmad Zargar, the then Works Supervisor, PHE Hydraulic Division Bandipora, Mohd. Abass Khan, the then Works Supervisor, PHE Hydraulic Division Bandipora and Sheikh Azhar Rehman, the then JE, PHE Hydraulic Division Bandipora (VOK-BK-JSC-02/2017) – conclusion of inquiry thereof.

Government Order No. 163 -JK(JSD) of 2024
Dated: 23.07.2024

Whereas, General Administration Department vide O.M dated 11.08.2020 forwarded copy of the communication No. ACB/JSC- BK-JSC-02/17 9040 dated 16.06.2020, received from Anti Corruption Bureau and recommended that Regular Departmental Action be initiated against the officials namely, 1) Shri Nazir Ahmad Zargar, the then Works Supervisor, PHE Hydraulic Division Bandipora, 2) Shri Mohd. Abass Khan, the then Works Supervisor, PHE Hydraulic Division Bandipora and 3) Sheikh Azhar Rehman, the then JE, PHE Hydraulic Division Bandipora, in terms of provisions of J&K Civil Services (Classification, Control & Appeal) Rules, 1956 in connection with the allegations that subjects are allowing the contractors to extract the sand, bajri, stone etc. illegally from Arin Nallah of Gamroo Village Bandipora; and

Whereas, vide this department's Memorandum dated 23.11.2020, Article of Charges and Statement of Imputations were served to the charged officials and the charges were levelled against the officials mainly relates to illegal extraction of building material from Erin Nallah and subsequent charges of corruption; and

Whereas, Chief Engineer, Jal Shakti (PHE) Kashmir vide letter dated 12.12.2020 forwarded the replies/statements of defense submitted by the charged officials, and after examination, it has been felt that the matter needs to be verified further through a departmental enquiry and accordingly, in terms of sub-rule (4) of rule 33 of the J&K Civil Services (Classification, Control and Appeal) Rules, 1956, vide Government Order No.238-JK(JSD) of 2020 dated 31.12.2020, Shri Naseer Ahmad Kakroo, the then I/c Superintending Engineer, Hydraulic Circle Srinagar/Ganderbal, was appointed as Inquiry Officer to enquire into charges framed against the aforesaid officials. Besides, Shri Mutayib Bashir Shah the then I/c AEE, Irrigation Construction Division Pampore was appointed as Presenting Officer in the case; and

Whereas, the Inquiry Officer vide communication No. DSEH/1098 dated 25.04.2021 submitted his report, with following recommendations:-

"that after perusal of the attachments therein and after required due diligence into the matter, is of the view that there being no direct involvement of the Junior Engineer in the violations having taken place due to the circumstances fully explained in the report, the charges are, as such, recommended to be dropped.

So far as other two officials, S/Shri Nazir Ahmad Zargar, the then Works Supervisor, PHE Hydraulic Division, Bandipora and Mohd. Abbas Khan, the

then Works Supervisor, PHE Hydraulic Division, Bandipora are concerned, being similarly situated in the matter, similar treatment as that of the Junior Engineer is recommended in their favour as well".

Whereas, the case was examined in the department and the competent authority accepted the report of the Inquiry Officer and has decided to drop the charges leveled against i) Shri Nazir Ahmad Zargar, the then Work Supervisor, PHE Hydraulic Division Bandipora, ii) Shri Mohd Abass Khan, the then Work Supervisor, PHE Hydraulic Division Bandipora and iii) Shri Sheikh Azhar Rehman, the then Junior Engineer, PHE Hydraulic Division Bandipora.

Now, therefore, it is hereby ordered that the charges leveled against i) Shri Nazir Ahmad Zargar, the then Work Supervisor, PHE Hydraulic Division Bandipora ii) Shri Mohd Abass Khan, the then Work Supervisor, PHE Hydraulic Division Bandipora and iii) Shri Sheikh Azhar Rehman, the then Junior Engineer, PHE Hydraulic Division Bandipora are hereby dropped, however, these officials are warned to remain careful in future while discharging their official duties.

By Order of the Government of Jammu and Kashmir.

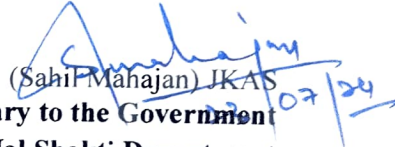
Sd/-
(Shaleen Kabra) IAS
Financial Commissioner (ACS)
Jal Shakti Department

No. JSD-HRM04/13/2021-A-PHE (52719) (CCNo.52719)

Dated:- 23.07.2024

Copy to the:-

1. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
2. Commissioner/ Secretary to the Government, General Administration Department.
3. Director, Anti Corruption Bureau, J&K.
4. Chief Engineer, Jal Shakti (I&FC) Department, Kashmir.
5. Director, Archives, Archaeology and Museums, J&K.
6. OSD to Advisor (B) to the Hon'ble Lieutenant Governor.
7. Private Secretary to the Financial Commissioner (ACS), Jal Shakti Department.
8. Concerned Officials.
9. Government Order file (w.2.s.c)/Stock file.
10. I/c Website.


(Sahil Mahajan) JKAS
Under Secretary to the Government
Jal Shakti Department