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Government of Jammu and Kashmir
Public Works (R&B) Department
Civil Secretariat Jammu/Srinagar

Subject:- Initiation of Regular Departmental Action against Er. Kachoo Mehmood Ali,
the then Executive Engineer R&B (Muffasil) Division Budgam.

Government Order No:- 231 - PW(R&B) of 2021
Dated:- 26 -07-2021

Whereas, the General Administration Department vide O.M No. GAD(Vig)04-RDA/2018 dated 08.03.2018 has forwarded a communication No. VO-Veri-ABP-48/2016-1481-83 dated 29.01.2018 along with Article of Charges, Statement of Imputation and gist of evidences for Initiation of Regular Departmental Action against Shri Kachoo Mehmood Ali, the then Executive Engineer R&B (Muffasil) Division Budgam, as recommended by the vigilance Organization (Now ACB) in terms of J&K Civil Services (CC&A) Rules, 1956.

Whereas, the Vigilance Organization (now ACB) J&K has alleged that total extension of Rs. 20.32,592/- has been found made by the said Executive Engineer in violation of the codal procedures in respect of the work improvement/restoration of road surface to Neel Mirgund Waterwani road, work restoration of damaged road surface of Nasrulla Pora to Shoolipora road, work up-gradation of link road from Pathanpora Pymus road via Sheikh Mohalla, Ganaie Mohalla upto Jamia Masjid at Pymus and construction of Hospital Building at Shoolipora.

Whereas, the Article of Charges/statement of Imputation was served to the above accused engineer through Chief Engineer, PW(R&B) Department, Kashmir vide letter No. PW(R&B)HRM/14/2018-Vig dated 12.04.2018.

Whereas, the said engineer submitted reply of article of charges, the case was examined and vide Government Order No. 442-PW(R&B) of 2018 dated 08.08.2018, a committee of officers was constituted headed by Shri Sami Arif Yasvi, I/c Chief Engineer PW(R&B) Department Kashmir for enquiring the matter of alleged irregularities committed by the Engineer.

Whereas, the case was examined in light of report submitted by the Committee and accordingly closed vide Government Order No. 491-JK PW(R&B) of 2019 dated 28.11.2019. However, the General Administration Department has not accepted the same and advised to revisit the case and conclude the same as per the laid down procedure vide their communication No. GAD(Vig)04-RDA/2018 dated 18.02.2020.

Whereas, accordingly the Department vide Government Order No. 176—PW(R&B) of 2020 dated 12.06.2020 appointed Er. Javed Bukhari, I/c Superintending Engineer R&B,

Baramulla and Er. Syed Ishtiaq, I/c Executive Engineer-II Srinagar as Inquiry Officer and Presenting Officer respectively to conduct enquiry into the matter.

Whereas, the Inquiry Officer vide Communication No. 7001-02 dated 27.10.2020 has submitted his report.

Whereas, the case was examined in the department and referred to the Development Commissioner (works) PW(R&B) Department for comments/opinion.

Whereas, the Development Commissioner (Works) has endorsed the views of inquiry Officer and described that the delinquent officer has violated the codal procedure and granted extension of works on instructions of Hon'ble Minister/ Hon'ble MLA to the tune of Rs. 20.32 Lacs for which there is no norm/procedure as per standard PWD practices/rules. However, no loss to Government exchequer has taken place as per the findings of VOK.

Whereas, the case was submitted to the competent authorities for closure of the same and the authorities have approved the case by awarding "Censure".

Now, therefore, in terms of Rule 30(1) of the Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956, Er. Kachoo Mehmood Ali, the then Executive Engineer R&B (Muffasil) Division Budgam is hereby censured for dereliction of duties.

By order of the Government of Jammu & Kashmir.

Sd/-
(Shailendra Kumar) IAS
Principal Secretary to the Government

Dated: 26.07.2021

PWD-RDA/46/2021-05-Department of PWD R&B
Copy to the:-

1. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
2. Commissioner/Secretary to the Government, General Administration Department. This is with the references to his O.M No. GAD(Vig)04-RDA/2018 dated 08.03.2018.
3. Development Commissioner (works) PW(R&B) Department.
4. Director Anti Corruption Bureau, J&K Srinagar.
5. Director, Archives, Archaeology and Museum, J&K, Jammu
6. Chief Engineer PW(R&B) Department Jammu/Kashmir.
7. OSD to Hon'ble Advisor (B).
8. Concerned Engineer.
9. Private Secretary to the Principal Secretary to Govt. PW(R&B) Department
10. Government Order file/ Monday return file w.2.s.c

(Shahid Mahmood) KAS
Additional Secretary to Government
Public Works (R&B) Department
(Chief Vigilance Officer)