



Government of Jammu and Kashmir
Public Works (R&B) Department
Civil Secretariat, Srinagar
(HRM-Branch)

Subject: - Case FIR No. 21/95-VOJ against Shri Gurnam Singh, Junior Engineer, PW(R&B) Construction Division, Jammu.

Reference:-O.M No. GAD(Vig)02-NOC/2018- dated 15.02.2018 from General Administration Department (Vig.).

Government order No: 509-PW(R&B) of 2018
D a t e d: 20-09-2018

Whereas, for making placement of I/c Executive Engineer Civil, vide this department's OM No. PW(R&B)HRM/20/2016 dated 08.01.2018, among others the posting details of Sh. Gurnam Singh, I/c Assistant Executive Engineer (Civil) were forwarded to the General Administration Department for obtaining their Vigilance Clearance; and

Whereas, the General Administration Department (Vig) vide OM No. GAD(Vig)02-NOC/2018- dated 15.02.2018 intimated that Sh. Gurnam Singh, Assistant Executive Engineer, REW, Sub Division, Samba is involved in case FIR No. 21/1995 P/S VOJ. The investigation of the case concluded as departmental action and the matter was referred by the Vigilance Organization to Commissioner/Secretary PW(R&B) for initiation of departmental action; and

Whereas, after perusal of records in the department, it was observed that no Regular Departmental Action has been initiated against the said officer in pursuance to the above said communication of Vigilance Organization neither Article of Charges have been served upon him; and

Whereas, Sh. Gurnam Singh approached the Department with a representation dated 30.05.2018 with the plea that his promotion to the post of I/c Executive Engineer cannot be kept withheld merely because disciplinary proceeding are pending against him; and

Whereas, the matter was still under examination in the department, the official approached the Hon'ble High Court, wherein the Hon'ble Court in SWP No. 459/2018, MP No. 01/2018 titled Gurnam Singh Vs State of J&K has been pleased to pass the following order:-

“Meanwhile, subject to objections from the other side and till next date of hearing, respondents shall consider and decide the representation of the petitioner dated 05.03.2018 for the placement/promotion to the next higher post of Executive Engineer, under rules, within notice period”.

Whereas, as per letter No. VO-FIR-21/1995-J-9461 dated 21.06.2018 received from the State Vigilance Organization, J&K, Srinagar a case against the officer was forwarded to the department vide letter No. CC-I-FIR-21/95-J-1670 dated 01.04.1998, wherein it had been alleged that Sh. Gurnam Singh the then Junior Engineer failed to submit his annual property returns for the years from 1984-1993 in violation of J&K Employees (Conduct) Rules, 1971 and also in violation of section 12 & 14 of Public Men and Public Servants Declaration of Assets, 1983 and the department was directed to take suitable action under intimation to Vigilance Organization; and

Whereas, it has also been intimated by Director Prosecution, Vigilance Organization in his letter dated 01.04.1998 while endorsing copy to SP(Hqrs) Vigilance Organization that the case has been closed as untraced; and

Whereas, the matter was examined in detail by the department, and it was observed that appropriate action has not been taken at proper time and the officer cannot be held responsible for said delay and accordingly, it has been considered to close the case against Sh. Gurnam Singh the then Junior Engineer (R&B) Construction division Jammu.

Now, therefore, in view of above the enquiry against Sh. Gurnam Singh then Junior Engineer (R&B) Construction Division, Jammu now I/c Assistant Executive Engineer, REW, Sub-Division, Samba is hereby closed.

By order of the Government of Jammu and Kashmir,

Sd/

(Khurshid Ahmed) IAS


Commissioner/Secretary to the Government
Public Works (R&B) Department

No: - PW(R&B)legal/315/2018

Dated. 20.09.2018

Copy to the:-

1. Commissioner/Secretary to Government, General Administration Department (Vig.) for information.
2. Director State Vigilance Organization, J&K, Srinagar.
3. Secretary to Government, Department of Rural Development and Panchayati Raj.
4. Director Archaeology, Archives & Museum, J&K for information.
5. Chief Engineer, PW(R&B)Department Jammu.
6. Private Secretary to Hon'ble Advisor (G) for information of the Hon'ble Advisor.
7. Private Secretary to Commissioner/Secretary to the Government, PW(R&B) Department
8. Concerned.
9. Govt. Order file (w.2.s.c)


(Dr. Zahoor Ahmad Raina) KAS
Deputy Secretary to the Government
Public Works(R&B) Department