



Government of Jammu and Kashmir
Public Works (R&B) Department
Civil Secretariat, Jammu
(HRM – Section)

Subject:- PE-SLKB-12/2020 & JSK-07/2020- Issuance of warning/displeasure to the delinquent Engineers:-

Government Order No : 308- PW(R&B) of 2023
Dated: 27 .07.2023

Whereas, the General Administration Department forwarded a communication No. ACB-PE-SLKB-12/2020-1409-10 dated: 22.01.2022, of Anti Corruption Bureau J&K alongwith draft article of charges for further necessary action in the matter.

Whereas, GAD vide this communication intimated that a preliminary enquiry was conducted by ACB of different divisions of PWD (R&B) against engineers who macadamized the roads during 2015-2019 in Jammu & Kashmir and thereby created unpaid work-done liabilities on account of macadamization of roads for the period 2015-16 to 2018-19.

Whereas, the ACB in the instant PE alleged as under:-

- i. That many works were executed without accord of Administrative approval.
- ii. That works were executed beyond the estimated costs without due concurrence.
- iii. That in some cases it was observed that works have been executed without tenders.

Whereas, the GAD/ACB advised this Department to initiate RDA against the 96 delinquent Engineers.

Whereas, the GAD/ACB did not categorize the omission and commissions of the engineers who were associated with the work. Therefore, the matter was taken up with GAD vide O.M. No. PW(R&B)HRM/30/2021 dated: 30.04.2021.

Whereas, consequently, the GAD vide UO. No. GAD VIGOMISC/12/2021-22-GAD dated: 27.05.2022 conveyed its decision/direction on the subject to this Department for categorization of engineers as per the magnitude of their delinquency.

Whereas, as per the direction of the GAD, 96 Engineers were categorized into three categories, based on extension of work less than 10%, extension of works beyond 10% and execution of non tendered/non approved works.

Whereas, after categorizing of the Engineers, this Department informed the GAD vide O.M. No. PWD-HRM1/123/2021-05-Department of PWD R&B(C.No. 70770) dated: 03.06.2022, and also shared its proposed course of action in the instant matter.

27-07-2023

Whereas, General Administration Department constituted a committee vide G.O. No. 18-JK-GAD(Vig) of 2023 dated: 13.03.2023 to examine the modalities submitted by PW(R&B) in connection with the said PE and to suggest a suitable course of action against the accused Engineers as recommended by the ACB.

Whereas, thereafter, the GAD vide O.M. No. GAD-VIG0MISC/12/2021-02- GAD intimated that the committee constituted for the purpose submitted its report on 26.04.2023, with the following recommendations:

- i. "In case of works which have been executed without inviting tenders or extensions have been made without approval or validation from Competent Authority, a regular departmental action may be initiated against the responsible engineers for violation of codal formalities and causing serious irregularities.
- ii. In case of works which have been executed after floating of tenders and thereafter scope of work has been extended with approval from the appropriate authorities, a formal warning may be administered upon all such engineers for not obtaining prior AATS, which, however has been accorded post-facto."

Whereas, the General Administration Department further intimated that the report/recommendations of the committee were placed before the Competent Authority, who accepted the aforesaid recommendations with the following addition:-

"Provided that the senior Authority had the competence to approve such extensions in accordance with Financial Code/Rules in vogue. However, such extensions should have not led to the change in scope of work or were violative of CVC guidelines."

Whereas, the case was examined as per the above directions conveyed by GAD and viz a viz article of charges received from GAD/ACB against each Engineer.

Whereas, out of total 96 Engineers, 69 have attained superannuation and are beyond the purview of Article 168-A of JKCSR, and 27 are still under the ambit of Article 168 A of JKCSR.

Whereas, the following Engineers who have executed work after floating of tenders and thereafter scope of work has been extended with approval from the appropriate authorities, a formal warning is required to be issued against them for not obtaining prior AATS:-

S.no	Name of the Engineer
1.	Bikram Singh
2.	Rajesh Kumar Bhagat
3.	Jugal Kishore
4.	Satish Bhagat
5.	Sajad Ahmad Naqeeb
6.	Parvaiz Ahmad Bhat

27-07-2023

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7.	Nissar Ahmad Pandit
8.	Peer Shahijahan Mohammad
9.	Javid Iqbal Bukhari
10.	Syed Sajad Ahmad
11.	Istiyaq Ahmad Malik
12.	Sheikh Javid Maqbool
13.	Gurdev Singh
14.	Rafiq Ahmad Rafiq
15.	Mohammad Abdullah
16.	Mehrajudin

Whereas, the case submitted before the Competent authority for issuance of warning against the above named Engineers as per the direction conveyed by the General Administration Department vide their O.M. No. GAD-VIGOMISC/12/2021-02-GAD Dated: 20.06.2023. The Competent authority has approved the same.

Now, therefore, in view of the above and by upholding the recommendations of GAD, with approval of competent authorities the case is hereby closed with the strict warning to the following Engineers to remain careful and prompt while discharging duties and to strictly adhered to the codal formalities prescribed under GFR-2017.

S.no	Name of the Engineer
1.	Bikram Singh
2.	Rajesh Kumar Bhagat
3.	Jugal Kishore
4.	Satish Bhagat
5.	Sajad Ahmad Naqeeb
6.	Parvaiz Ahmad Bhat
7.	Nissar Ahmad Pandit
8.	Peer Shahijahan Mohammad
9.	Javid Iqbal Bukhari
10.	Syed Sajad Ahmad
11.	Istiyaq Ahmad Malik
12.	Sheikh Javid Maqbool
13.	Gurdev Singh
14.	Rafiq Ahmad Rafiq
15.	Mohammad Abdullah
16.	Mehrajudin

Further, the Competent authority has expressed his displeasure against the below mentioned Engineers who have attained superannuation and are beyond the ambit of Article-168A, JKCSR thereof.

S.No.	Name of the Engineer
1.	Syed Zahoor Hussain
2.	Ashok Kuma Gandotra
3.	Des Raj
4.	Nasir Goni
5.	N D Khawaja
6.	Abdul Majid Wani


27/07-2023







7.	Nisar Ahmad Bhat
8.	Abdul Majeed Khan
9.	Umar Farooq
10.	Sami Arif Yesvi
11.	Showket Jeelani Pandit
12.	Ghulam Jeelani Shah
13.	Abdul Waheed Khan
14.	Basharat Jaleel Bhat
15.	Ajit Singh Chopra
16.	Nazir Ahmad Bhat
17.	Arvind Gupta
18.	Bashir Ahmad Bhat
19.	Syed Bakir Rezvi
20.	Bashir Ahmad Rather
21.	Uttar Kumar Sharma
22.	B.L Thusoo
23.	Rajesh K.R
24.	Ishwar Lal
25.	Raj Kumar Kapai
26.	Harbans Lal
27.	Amar Singh
28.	M.K Bikram
29.	Rajinder K Bhat
30.	Munir Choudhary
31.	Mohinder Kumar
32.	Basir Ahmad Banday
33.	Mohd. Parvaiz
34.	Paramjeet Singh
35.	Kabir Hussain Shah
36.	Mushtaq Ahmad Raina
37.	Anil Kumar Basnotra
38.	T.L Thapa
39.	S.S Andhi
40.	Ramesh Kher
41.	Hem Raj Langeh
42.	Rajan Gupta
43.	M.L Kundan
44.	Hashem Ud-Din Malik
45.	Shabir Ahmad Shah
46.	Mehraj Ud-Din Bhat
47.	Peer-Mehraj u Din
48.	Mohammad Sadiq Dar
49.	Aijaz Ahmad Wani
50.	Salem Akhter Khan
51.	Manjit Singh
52.	Nasir Hussain Zargar
53.	Alok Mengi
54.	Sudheer Shah
55.	S.P Manhas
56.	Niyaz Ahmed
57.	Abdul Aziz Bhat

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58.	Sadeeq Ahmad Wani
59.	Suman Mansotra
60.	D.K Rampal
61.	Kachoo Mehmood Ali
62.	Mufti Imran Shah
63.	Javid Iqbal Tara
64.	Peer-Mehraj- U -Din
65.	Mohammad Yousuf Tramboo
66.	Syed Shareefudin
67.	Showket Ahmad Dar
68.	Abdul Rashid Malik

Furthermore, the department initiated an RDA against 10 engineers of the department who have changed the scope of work and executed works without tenders.

By order of the Government of Jammu and Kashmir.

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

No. PWD-HRM1/123/2021-05 (C.No.70770)

Dated 27.07.2023

1. Commissioner Secretary to Government General Administration Department. This is with reference to O.M. No. GAD-VIGOMISC/12/2021-02-GAD Dated: 20.06.2023
2. Development Commissioner (Works), PW(R&B) Department.
3. Director Archaeology, Archives & Museum, J&K, Jammu.
4. Director Anti Corruption Bureau, J&K for information and with the request to issue vigilance clearance in respect of these engineers if, otherwise, not involved in any other case.
5. Chief Engineer PW (R&B) Department Jammu/Kashmir
6. Special Assistant to the Hon'ble Advisor (B) for Information.
7. Concerned.
8. Private Secretary to the Principal Secretary to the Government, PW (R&B) Department
9. Incharge website, PW (R&B) Department.

Copy also to the:-

1. Joint Secretary (J&K), Ministry of Home Affairs, GOI.
2. Commissioner Secretary, GAD Union Territory of Ladakh.

(Dr. Zeba Suleman), JKAS
Under Secretary to the Government