

Government of Jammu and Kashmir
Jal Shakti Department
Civil Secretariat, Jammu/Srinagar

Subject:- Initiation of Regular Departmental Action against Shri Mohammad Riasat Khan, the then Executive Engineer, PHE Division Budgam (now retired) and others in OWP No. 1429/2015 titled Ali Mohammad Bhat Vs J&K and others – Appointment of Inquiry Officer thereof.

Government Order No. 127-JK(JSD) of 2024
Dated: 11.06.2024

Whereas, the Chief Engineer, Jal Shakti (PHE) Kashmir has intimated that vide letter No. 8135-38 dated 16.11.2009, the then Executive Engineer, PHE Division Budgam had allotted work for laying and fitting including successful, Testing and commissioning of 150mm dia G.I supply main from proposed filtration plant to SR Pethkoot WSS Chanapora Zugbulla (District Sector) for an amount of Rs. 1,70,348/- to one Shri Ali Mohd Bhat S/o Mohd Akbar Bhat R/o Peth Zanigam Regd. No. 65/BEE/SE/Hyd/Shopian/2004-05 and payment of Rs. 2.60 lacs has already been made in this regard. However, the work was extended by more than 850% i.e. from Rs. 1,70,348/- to Rs. 14,74,529/- on 09.02.2012 by the then Executive Engineer, Shri Mohammad Riasat Khan, (now retired) without any authorization from the competent authority and without following codal procedures; and

Whereas, an OWP No 1429/2015 titled Ali Mohammad Bhat Vs J&K and others has been filed before the Hon'ble High Court, J&K at Srinagar, wherein the petitioner claimed the remaining payment of Rs. 12,04,214/- from the department and despite, number of opportunities given to the Department for filing of reply vide order dated: 26.10.2023 & 04.12.2023, no reply was filed by the Department, but finally has prepared the counter affidavit; and

Whereas, the matter has been examined in the department and vide Memorandum dated 28.03.2024, the Article of Charges alongwith statements of imputations were served upon the below mentioned officers/officials involved, and their replies were received in the department:-

| S. No. | Name of the Officer | Designation |
|--------|---------------------|---|
| 01 | Mohd Riasat Khan | The then Executive Engineer, PHE Division, Budgam, Kashmir (now retired, Chief Engineer) |
| 02 | Sartaj Singh | The then Assistant Executive Engineer, PHE Sub Division Beerwah (now retired Supdt. Engineer) |
| 03 | Mohd Amin Malik | The then Junior Engineer (now retired) |
| 04 | Mushtaq Ahmad Wani | The then Head Draftsman (now retired) |

Whereas, after examining the reply/written statements submitted by the delinquent officers/officials, the competent authority has decided to conduct an

exhaustive enquiry into the allegations leveled against these charged officers/officials in the case.

Now therefore, in terms of Rule 33 (4) of J&K Civil Services (Classification, Control & Appeal) Rules, 1956, Shri Sanjeev Malhotra, I/c Chief Engineer, Civil Investigation Division Kashmir (JKPDC) is hereby appointed as Inquiry Officer to enquire into the charges framed against aforementioned officers/officials in the case. Besides, Shri Zahoor Ahmad Shah, Assistant Executive Engineer, PHE Sub-Division Budgam shall be the Presenting Officer.

The Inquiry Officer shall conduct an exhaustive enquiry and submit his report/findings alongwith specific recommendations to the Government within 15 days positively from the date of issuance of the Order.

By order of the Government of Jammu and Kashmir.

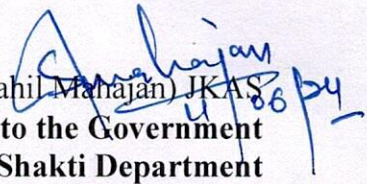
Sd/-
(Shaleen Kabra) IAS
**Financial Commissioner/ Additional Chief Secretary
Jal Shakti Department**

No: JSD-HRM04/5/2024-A(C.No.7394761)

Dated: 11.06.2024

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. Director Archives, Archaeology and Museums, J&K.
5. Shri Sanjeev Malhotra, I/c Chief Engineer, CID Kashmir (JKPDC) (**Inquiry Officer**) alongwith copies of charge sheets, replies of the delinquent officers and relevant documents.
6. Chief Engineer, Jal Shakti (PHE) Department Kashmir.
7. OSD to Advisor (B) to the Hon'ble Lieutenant Governor.
8. Concerned Officers.
9. Shri Zahoor Ahmad Shah, Assistant Executive Engineer, PHE Sub- Division Budgam (**Presenting Officer**) alongwith copies of charge sheets, replies of the delinquent officers and all other relevant documents.
10. Pvt. Secretary to the Financial Commissioner (ACS), Jal Shakti Department.
11. I/c Website.
12. Government Order file (w.2.s.cs).


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