



Government of Jammu and Kashmir

Finance Department

Civil Secretariat, Srinagar.

Subject:- Diciplinary Proceedings against Mr. Peerzada Zahoor Illahi the then incharge Commercial Taxes Officer, Sopore- Award of penalty.

Government Order No. 180-FD of 2015

Dated:- 11-09-2015

Whereas, pursuant to J&K Civil Services(Classification, Control & Appeal) Rules, 1956, a preliminary enquiry was ordered to be conducted by Mr. Showkat Aijaz, the then Deputy Commissioner(HQ) Commercial Taxes Department against Mr. Peerzada Zahoor Illahi the then incharge Commercial Taxes Officer, Sopore vide Government Order No. 176-F of 2012 dated 12-07-2012 read with Government Order No. 204-GAD of 2012 dated 04-09-2012 & corrigendum issued under endorsement No. ET/Estt/56/2012 dated 25-09-2012; and

Whereas, on the basis of preliminary enquiry report, vide communication No. ET/Estt/56/2012 dated 08-11-2012, Mr. Peerzada Zahoor Illahi the then incharge Commercial Taxes Officer, Sopore was served upon with chargesheet comprising three articles of charges, statement of imputations and the documents in support of the articles; and

Whereas, Mr. Peerzada Zahoor Illahi was required to furnish his writtent statement of defence within 21 days from the receipt of the above said chargesheet; and

Whereas, a written statement of defence was furnished by Mr. Peerzada Zahoor Illahi and was received on 07-12-2012; and

Whereas, a personal hearing as sought was also given to Mr. Peerzada Zahoor Illahi on 28-12-2012 at 12:00 Noon; and

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Whereas, the Disciplinary Authority after considering of the reply of Mr. Peerzada Zahoor Illahi decided to further enquire into the charges through a departmental enquiry and vide Government Order No. 26-F of 2013 dated 28-01-2013 read with Government Order No. 157-F of 2013 dated 04-07-2013 & Government Order No. 215-F of 2013 dated 08-10-2013, Mr. Kifayat Hussain Rizvi, the then Commissioner, Commercial Taxes, J&K, was appointed as Enquiry Officer to enquire into the charges framed against Mr. Peerzada Zahoor Illahi; and

Whereas, the Enquiry Officer submitted his report to the Disciplinary Authority on 30-09-2013 and held the charged official/officer guilty of opening/operating the forged account & making transactions, misuse of his official position, violation of government rules and instructions relating to management of finances and accounts, failure to maintain integrity and for dereliction of duty; and

Whereas, after considering the report of the Enquiry Officer, the Disciplinary Authority was of the view that the major penalty of removal from Service of the State be imposed upon Mr. Peerzada Zahoor Illahi; and

Whereas, in accordance with rule 34 of the J&K Civil Services(Classification, Control & Appeal) Rules, 1956, Mr. Peerzada Zahoor Illahi was informed of the penalty proposed to be imposed on him and was served a notice alongwith the proceedings of the enquiry requiring him to showcause and to why he be not removed from the service; and

Whereas, Mr. Peerzada Zahoor Illahi furnished his reply to the showcasue notice, which has been considered by the Dicipinary Authority and Enquiry Officer vide communication dated 05-03-2014 was requested to provide mandatory opportunitites to Mr. Peerzada Zahoor Illahi as alleged by him; and

Whereas, reply to the showcasue notice alongwith the reply of the Enquiry Officer dated 26-03-2014 has again been considered by the Dicipinary Authority and found devoid of any merit and thus rejected; and

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Now, therefore, in terms of sub-rule(vii) of Rule 30 of the J&K Civil Services(Classification, Control & Appeal) Rules, 1956, Mr. Peerzada Zahoor Illahi the then incharge Commercial Taxes Officer, Sopore is removed from the Service of the State with immediate effect.

By Order of the Government of Jammu and Kashmir.

Sd/-
(Navin K. Choudhary), IAS
Commissioner/Secretary to Government
Finance Department

No. ET/Estt/56/2012

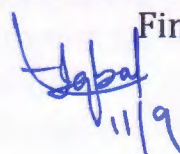
Dated: 11-09-2015

Copy to the:-

1. Principal Secretary to Hon'ble Chief Minister.
2. Principal Secretary to Hon'ble Governor.
3. IGP, Crime, J&K.
4. Commissioner/Secretaries to the Government, General Administration Department.
5. Divisional Commissioner, Kashmir.
6. Secretary to Government, Department of Law, Justice & Parliamentary Affairs.
7. Commissioner, Commercial Taxes, J&K, Srinagar.
8. Excise Commissioner, J&K Srinagar.
9. Deputy Commissioner, Baramulla.
10. PPS to the Chief Secretary, J&K.
11. Private Secretary to the Commissioner/ Secretary to the Government, Finance Department
12. P.A to Special Secretary to Government, Finance Department.
13. Concerned.
14. Government order file/Stock file/ Incharge website Finance.


(Bharat Singh)KAS

Additional Secretary to Government
Finance Department


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