

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No 1104/2018

Qismat Khan S/O Muzammil Khan ----- Petitioner

VER SIS

1. Chief Minister, Government of Khyber Pakhtunkhwa, Peshawar.
2. Government of Khyber Pakhtunkhwa through Secretary Zakat, Ushr, Social Welfare Special Education & Women Empowerment Department, Government of Khyber Pakhtunkhwa, Peshawar.
3. Syed Kamran Shah, Inquiry Officer (PCS SG BS 20) E&A Department Government of Khyber Pakhtunkhwa, Peshawar.
4. Director Zakak, Usher, Social Welfare, Special Education & Women Empowerment Department, Government of Khyber Pakhtunkhwa, Peshawar.
5. District Officer, Social Welfare, Special Education Department, Abbottabad.
6. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
7. District Account Officer, Abbottabad.-----**Respondents**

PRE-LIMINARY OBJECTIONS

- I The Petitioner has got no cause of action
- II The writ petition is not maintainable in its present form.
- III The petition is based on malafide intentions.
- IV. The Petitioner has no locus stand.

PARA-WSIE COMMENTS BY RESPONDENTS.

FACTS:-

1. Correct to the extent that the appellant served as vice Principal Special Education Complex Abbottabad. He presently is posted as Director Special Education Complex Hayatabad Peshawar.
2. Correct, on the occasion of theft of vehicle No A-1062 the appellant was posted as Superintendent "Government Institute for Blind Abbottabad" and the vehicle was property of the said Institute.
3. Correct.
4. Incorrect hence denied. Reply of the appellant was not convincing and it was due to this reason that the competent authority directed to conducting a proper inquiry.

5. Correct, the appellant was transferred to Special Education Complex Abbottabad as a precautionary measure so that he may not influence the eye witnesses and temper the available evidence and record.
6. Correct.
7. Incorrect hence denied. The inquiry officer vide S.No. 8(xiii) of the conclusion declared the charges proven against the petitioner and suggested imposition of one or more penalties under Rule 4(i) (a) of the Khyber Pakhtunkhwa Government Servant (E&D) rules 2011. Para a (iii) of the recommendations may be consulted please (Annex-A)
8. Correct to the extent that the petitioner submitted reply with time but the same was found un-convincing by the competent authority.
9. Incorrect hence denied. Respondent No.1, being competent authority and guardian of public property, acted in accordance with the rules/Law as per recommendation of the inquiry officer.
10. Correct to the extent that his appeal was considered sympathetically but save the charges against him had proven, the appeal therefore could not be considered.

GROUNDS

- A. Incorrect hence denied. As explained in the preceding para, the order dated 19-04-2018 is very much legal constitutional and in accordance with the Law and no malafied intentions whatsoever are involved.
- B. Incorrect hence denied. The appellant has not been penalized for stealing or his involvement in staling of the vehicle but for "inefficiency". The appellant is actually trying to mislead this Honorable court.
- C. Incorrect hence denied. The factual position has been explained in detail in the proceeding paras.
- D. Incorrect hence denied. Being head of the institution at the time of theft of the vehicle, the inquiry officer has declared him guilty of inefficacy as explained in the proceeding paras.
- E. Correct, but the mere efforts of shifting the Institute to another place do not provide for his exoneration of the charges of inefficiency does not pertain to this office.
- F. No Comments/pertains to record.
- G. Incorrect hence denied. The position has been explained in Para (a) of the facts.
- H. Incorrect hence denied. The factual position has been explained in the proceeding paras.
- I. Incorrect hence denied. The factual position has been explained in para-7 above.

L. Incorrect. Factual position has been explained in the proceeding paras.

M. Pertain to record.


N. Incorrect hence denied. The factual position has been explain in the proceeding paras.

O. Incorrect.

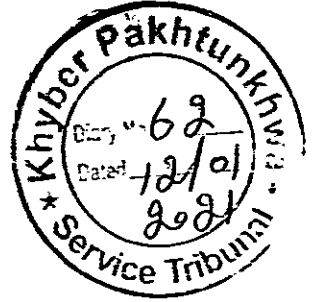
P. Pertains to record.

Q. No comments.

In view of the above mentioned factual position, it is prayed, that the appeal being devoid of any merit, may graciously be dismissed with cost.


District Officer
Social Welfare, Special Education
Department Abbottabad
(Respondent No. 5)

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR.



Appeal No. 1104/2018

Qismat Khan

V/S

Social Welfare Deptt:

APPLICATION FOR TRANSFERRING THE INSTANT APPEAL FROM
ABOTTABAD CAMP COURT TO PRINCIPAL SEAT PESHAWAR OF
THE HONOURABLE TRIBUNAL FOR THE DATE FIXED, i.e. 20-01-2020

*Recd copy to the court
of the appeal on 12/1/2021*

*After the date
fixed, the matter
shall be posted for
hearing during the
town of Abbottabad in
Feb, 2021*

RESPECTFULLY SHEWETH:

1. That the appellant has filed the instant appeal against the recovery order.
2. That the appeal is in arguments stage and is fixed for 20.01.2020 at Camp Court Abbottabad of this Honorable KPK Service Tribunal but due VIRAL DISEASE Covid -19 not possible to be held the bench at Abbottabad camp court.
3. That covid-19 viral disease has been spread and lock down was announced so date has been fixed at Abbottabad Camp Court and it is also in near future not possible to held Abbottabad Camp court..
4. That the appellant also engaged the counsel of Peshawar.
5. That so, in the interest of justice may kindly be fixed early date in above captioned appeals at principal seat Peshawar of the Hon'able Service tribunal.
6. That due to the shortage of members in the Tribunal, it will be difficult to hear arguments in Abbottabad Camp Court. Due to which the case will be linger on.

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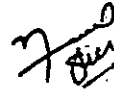
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It is, therefore, most humbly prayed that on acceptance of this application, the instant appeal may be transfer from Abbottabad Camp Court to principal seat Peshawar of this Honourable Tribunal. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant, *already fixed on 20-01-2021.*



Appellant
Qismat Khan

THROUGH:



(SYED NOMAN ALI BUKHARI)
ADVOCATE, PESHAWAR.

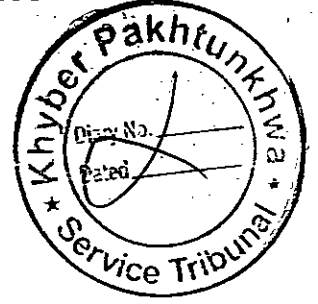
AFFIDAVIT:

It is affirmed and declared that the contents of the above Application are true and correct to the best of my knowledge and belief and nothing has been concealed from Hon'able Tribunal.



Deponent

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR.**



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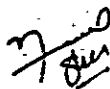
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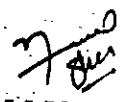
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SERVICE TRIBUNAL, PESHAWAR.**

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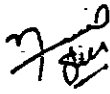
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Qismat Khan

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Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ABBOTTABAD.

Service Appeal.NO.1104/2019

Cismat khan Petitioners.

Versus.

Government of KPK etc Respondents.

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ABBOTTABAD.

Service Appeal.NO.1104/2019

Qismat khan

Petitioners.

Versus.

Government of KPK etc

Respondents.

AFFIDAVIT.

1, Mr .Sadat Mughal , do hereby solemnly affirm and declare that the contents of the accompanying parawise comments are true and correct to the best of my knowledge and belief.

Sad
Deponent

a precautionary measure so that he may not influence the eye witnesses and temper the available evidence and record.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1104/2018

Qismat Khan s/o Muzammil Khan _____ Petitioner

VERSUS

1. Chief Minister, Government of Khyber Pakhtunkhwa, Peshawar.
2. Government of Khyber Pakhtunkhwa through Secretary Zakat, Ushr, Social Welfare, Special Education & Women Empowerment Department, Government of Khyber Pakhtunkhwa, Peshawar.
3. Syed Kamran Shah, Inquiry Officer (PCS SG BS 20) E&A Department Government of Khyber Pakhtunkhwa, Peshawar.
4. Director Zakat, Ushr, Social Welfare, Special Education & Women Empowerment Department, Government of Khyber Pakhtunkhwa, Peshawar.
5. District Officer, Social Welfare, Special Education Department, Abbottabad.
6. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
7. District Accounts Officer, Abbottabad.....**Respondents**

PRE-LIMINARY OBJECTIONS

- I. The Petitioner has got no cause of action.
- II. The writ petition is not maintainable in its present form.
- III. The petition is based on malafide intentions.
- IV. The Petitioner has no locus stand.

PARA-WSIE COMMENTS ON BEHALF OF RESPONDENTS NO. 1, 2, 4, & 5.

FACTS:-

1. Correct to the extent that the appellant served as vice Principal Special Education Complex Abbottabad. He presently posted as Director Special Education Complex Hayatabad Peshawar.
2. Correct, on the occasion of theft of vehicle No. A-1062, the appellant was posted as Superintendent "Government Institute for Blind Abbottabad" and the vehicle was property of the said Institute.
3. Correct.
4. Incorrect, hence, denied. Reply of the appellant was not convincing and due to this reason the competent authority directed for conducting a proper inquiry under the rules.

5. Correct, the appellant was transferred to Special Education Complex Abbottabad as a precautionary measure so that he may not influence the eye witnesses and temper the available evidence and record.
6. Correct.
7. Incorrect, hence, denied. The Inquiry Officer vide S.No. 8(xiii) of the conclusion declared the charges proven against the petitioner and suggested imposition of one or more penalties under Rule 4(i) (a) of the Khyber Pakhtunkhwa Government Servant (E&D) Rules 2011. Para-9 (iii) of the recommendations may be consulted please (Annex-I).
8. Correct to the extent that the petitioner submitted reply within time but the same was found un-convincing by the competent authority.
9. Incorrect, hence, denied. Respondent No.1, being competent authority and guardian of public property, acted in accordance with the rules/Law as per recommendation of the Inquiry Officer.
10. Incorrect. The appellant failed to provide any thing considerable in his defense. Hence, competent Authority filed his review application. However, an opportunity of personal hearing was also given to the appellant before imposition of penalty.
11. Incorrect, hence, denied. The factual position has been explained in preceding paras.

GROUNDS

- A. Incorrect, hence, denied. As explained in the preceding paras, the impugned order is very much legal, constitutional and in-accordance with the Law and no malafied intentions whatsoever are involved.
- B. Incorrect, hence, denied. The appellant has not been penalized for stealing or his involvement in stealing of the vehicle. The appellant being the officer Incharge was responsible of the administration, management and functioning of the Institute. Hence, the appellant charge sheeted on account of negligence/ inefficiency on his part. The appellant is actually trying to mislead this Hon'ble Court.
- C. Incorrect, hence, denied. The respondents are law abiding citizen and acted in-accordance to the law; and the penalty imposed upon the appellant, after fulfilling of all the code/ formalities, laid down under the law/ rules.
- D. Incorrect, hence denied. The factual position has been explained in the preceding paras.


- E. Correct to the extent that the appellant made mere efforts of shifting the Institute to another place but this act of appellant do not provide him exoneration of the charges of inefficiency.
- F. Incorrect, hence denied.
- G. Incorrect, hence denied. The penalty imposed upon the appellant, after fulfilling of all the codel formalities.
- H. Incorrect, hence denied. The factual position has been explained in the preceding paras
- I. Incorrect, hence denied. The factual position has been explained in preceding paras.
- J. Incorrect, hence denied. The penalty imposed upon the appellant, after fulfilling of all the codel formalities.
- K. Incorrect, hence denied. The appellant being the officer In-charge was responsible of the administration, management and functioning of the Institute.
- L. Incorrect, hence denied. The stolen vehicle was proper in order and was used for pick & drop of students of Government Institute for the Blind, Abbottabad.
- M. Incorrect. In the Criminal proceedings FIR was lodged in the Cantt Police Station Abbottabad (Annex-II), but the culprits has not yet been arrested by the Police. However, in the department proceedings, he being the officer Incharge was personally responsible of the administration, management and functioning of the Institute under rule-23 of General Financial rules which states that ***"Every Government Officer should realize fully and clearly that he would be held personally responsible for any loss sustained by Government through fraud or negligence on his part and that he will also be held personally responsible for any loss arising from fraud or negligence on the part of any other Government officer to the extent to which it may be shown that he contributed to the loss by his own action or negligence"***.
- N. Pertains to the record.
- O. Incorrect, hence denied. After fulfillment of all codel formalities under E&D Rules, 2011 and with reference to the conclusion, findings and recommendations of the inquiry officer and after approval of the competent authority, the penalty was notified.
- P. Incorrect. Personal hearing was given to the appellant/petitioner by the Competent Authority. Resultantly tentative penalty of reduction to lower pay scale for two years was reduced to minor penalty of "Censure" while amount to the tune of Rs. 140,000/- as value of the stolen vehicle was recommended to be recovered from the accused.

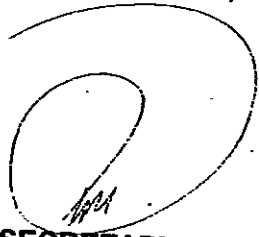
Q. Incorrect, hence, denied. The Competent Authority served a Show-Cause-Notice upon the appellant wherein Major penalty of Reduction to Lower Pay Scale for Two years and recovery of Rs:1,40,000/- was imposed upon the appellant (Annex-III). The appellant submitted his reply to the Show-Cause-Notice with the request to give him a chance of personal hearing, which accordingly granted to the appellant by the Competent Authority. The Competent Authority, after heard in person the appellant, impose the Minor penalty of "Censure" alongwith recovery of Rs.1,40,000/- (Annex-IV). Later-on, the appellant submitted review application to the Competent Authority. The Competent Authority filed his application as he could not provide any thing in his defence and penalty of "Censure" alongwith recovery of Rs.1,40,000/- already imposed upon the appellant remained intact due to the reason that the appellant being the officer In-charge was responsible of the administration, management and functioning of the Institute (Annex-V). The appellant while giving written reply to the questioner of the Inquiry Officer mentioned that no formal/official order was obtained from the competent authority to park the official vehicle in private locality instead of official parking (Annex-VI).

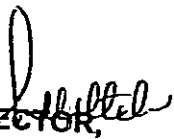
R. The Respondents seeks permission of Hon'ble Tribunal that some other grounds would be urged at the time of hearing.


S. No comments.

In view of the above mentioned factual position, it is prayed, that the appeal, being devoid of any merit, may graciously be dismissed with cost.


DISTRICT OFFICER,
Social Welfare Abbottabad
(Respondent No. 05)


SECRETARY,
Govt: of Khyber Pakhtunkhwa Social
Welfare Special Education & Women
Empowerment Department
(Respondent No. 02)


DIRECTOR,
Social Welfare Special Education &
Women Empowerment Khyber
Pakhtunkhwa Peshawar
(Respondent No. 04)


Principal Secretary to
CHIEF MINISTER
Khyber Pakhtunkhwa
(Respondent No. 01)

3/4
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Superintendent (the predecessor of the accused Qismat Khan, Principal/Superintendent), no secure alternative arrangement by the officer incharge of the institute for safe parking of the Govt. vehicle and non issuance of any direction/orders in writing by him (officer incharge) requiring the accused Zakir (driver) to park the said vehicle at any specific safe place. Hence, the accused driver continued to park the (stolen) vehicle, as per past practice understandably initiated under some verbal instructions/informal arrangement by the then Superintendent at some point of time after shifting of the institute to the existing building. The accused claimed during the inquiry proceeding that he had verbally agitated that issue with the officer(s) incharge several time but he omitted to bring it up in writing. Anyway, throughout, he performed his duties satisfactorily and responsibly. As such the charge No.(a) is not proven as an adverse allegation, whereas the charge No.(b) stands prove partially.

(xii) The accused Qismat Khan, Supdt. GIB Abbottabad was not primarily or directly responsible for properly looking after the Govt. vehicles allotted to his institution. He being the officer incharge cannot fully absolve himself of the responsibility of ensuring strict enforcement of the relevant Government Rules by his subordinate staff ensuring all necessary measures/safe-guards for safety and security of all the government assets /properties at his disposal including the Govt. Vehicle No. A-1062 (Abbottabad), which was stolen from the insecure premises located at some distance from the office building. However, the existence of extenuating circumstances, in his favour, like selection/ shifting of the institute by his predecessor Supdt. to a unsuitable building with no parking space and efforts of the accused for relocating the institution/office to another suitable premises should not be ignored. As such the Allegation No.(a) stands proven partially, whereas the Allegation No.(b) has been proved.

RECOMMENDATIONS

In the light of the scrutiny of the relevant record, the statements/examination of the accused officer/officials as well as the other Government functionaries concerned, and the above stated FACTS, FINDINGS and CONCLUSIONS, the following recommendations are made:-

- i) As the allegations /charges brought up against them do not stand proven, the accused Shah Nawaz, Workshop Attendant and accused Ghulam Rasool, Chowkidar may be exonerated.
- ii) In view of the facts that only one allegation i.e. Allegation No. (b) has been partially proved, he has good service record of 31-years, and the existence of extenuating circumstances, as highlighted at the serial No.(xi) & (xii) of the CONCLUSIONS at para 8 ante, the

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(16)

accused Zakir, Driver may also be exonerated, with strong advice to be careful in future.

- iii) In the light of the Conclusions particularly the conclusion at S.No. (xiii) of para-8 above, the competent authority may decide imposition of one or more penalties prescribed in Rule 4(1)(e) of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011. In the case of recovery from the accused officer, factor of value depreciation/depreciated value may be taken into view.
- iv) The Government Institute for Blind, Abbottabad may immediately be shifted from its existing premises to another suitable building, keeping in view the requirements of the Institute including inter-alia safety & security, with adequately wider access/approach/entrance and sufficient parking space for its vehicles. All the codal/procedural formalities including prior approval of the competent authority must be completed on fast track.
- v) Administration Department, Government of Khyber Pakhtunkhwa (being the Administrative Department concerned) may be approached with the request for a meaningful revision, realistic improvement and significant consolidation/strengthening of the Government Staff Vehicles (Use and Maintenance) Rules, 1997 in consultation with all the administrative departments/stakeholders. The process should be completed on fast track and the proposed revised rules may inter-alia contain realistically effectual in-built mechanism for their effective enforcement/implementation on ground with a view to ensuring proper use, maintenance, safety and security of Govt. vehicles.
- vi) Through the Administration Department, Government of Khyber Pakhtunkhwa all the Districts Vigilance Committees may be got efficiently reactivated and meaningfully strengthened for improved and effective enforcement/working. These bodies may also be assigned an effective role and responsibility, under a proper accountability mechanism, for early recovery/retrieval of Govt. vehicle in case of their car-jacking/snatching/theft.
- vii) A caution/displeasure may be communicated, through proper channel, to the then Deputy Commissioner Abbottabad, being the Chairman of the District Vigilance Committee, for the inaction and nonchalant attitude of the body, in this case, in discharge of the responsibilities assigned there-to under the Government Staff Vehicles (Use and Maintenance) Rules, 1997.

(17)

viii) District Office Social Welfare Abbottabad needs to significantly improve and enhance its capacity and oversight /supervision for ensuring discreet and comprehensive examination/ scrutiny of cases before forwarding /referring to the higher /Provincial/Administrative authorities concerned. They may also ensure strict enforcement /implementation of Government Rules/Policies Instructions including, particularly, the Government Staff Vehicles (Use and Maintenance) Rules, 1997, the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules 2011, and the instructions /guidelines etc. regarding selection/hiring buildings for Government Offices/Institutions. They must ensure immediate and strict action against responsible officers/officials in case of infringements/violations of these rules/policies instructions etc. District Officer Social Welfare Abbottabad (and if considered desirable the social welfare officers of other districts as well) may be issued necessary instructions with strong advice to be careful in future accordingly.

Feb
Receipt
Dir
to
Des

ix) Director Social Welfare, Khyber Pakhtunkhwa may be directed:-

- a) To explain that why punitive action could not be taken to its logical end, against the then Government officials responsible for the selection/hiring of an unsuitable (existing) building, without parking space, at significantly higher rent and shifting of the Government Institute for Blind, Abbottabad thereto without requisite prior approval of the competent authority;
- b) To prepare and finalize respective job descriptions in respect of all posts/positions of the Directorate of Social Welfare and its subordinate offices/ institution;
- c) To ensure strict enforcement/implementation of the Government Staff Vehicles (Use and Maintenance) Rules, 1997 and dependably effective precautionary measures/steps etc. for safety and security of the Govt. vehicles by the Directorate as well as all the subordinate authorities /officers /offices /institutions;
- d) To make sure that the Provincial Government Policy/Instructions/Guidelines etc. regarding hiring of buildings/premises for government offices/ institutions/officials purposes are strictly followed by the Directorate as well as all the subordinate authorities/officers, who must ensure that only suitable buildings, meeting all requirements, are engaged/hired on

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for

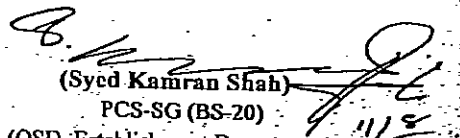
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(18)

economical/competitive rent after prior approval of the competent authority;

- e) To coordinate with Regional Police Officer / DIG Police, Hazara Region, through proper channels, for early recovery/retrieval of the stolen Govt. vehicle No.A-1062 Abbottabad at the earliest.
- x) Director Social Welfare, Khyber Pakhtunkhwa may diligently look into and sort out the affairs of its subordinate offices/institutions in Abbottabad, including particularly the Government Institute for Blind, in terms of administration & management of manpower and resources, use & maintenance of the Govt. vehicles, conformity to official channels & discipline; exploitation & irregular assignments/detailment etc. of the govt. functionaries particularly low grade or junior level employees, selection of unsuitable locations/rented buildings for social welfare institutes/offices, and safety & security of government assets/properties/premises.
- xi) Director of Social Welfare, Khyber Pakhtunkhwa and District Officer Social Welfare, Abbottabad may, in coordination with the other authorities/agencies/quarters concerned, ensure that work on all under construction buildings of different subordinate institutions/offices of the department are completed without avoidable delay and as per respective timelines. Necessary security measures may be got put in place for the security of all such under construction premises.

Dated : 11/08/2017.


 (Syed Kamran Shah)
 PCS-SG (BS-20)
 (OSD, Establishment Department)
 Inquiry Officer

کوتہ پولیس سٹیشن نمبر 220813
کوتہ پولیس سٹیشن نمبر 220813
کوتہ پولیس سٹیشن نمبر 220813

ابتدائی اطلاع رپورٹ

ابتدائی اطلاع نمبر 251/10
ابتدائی اطلاع نمبر 251/10
ابتدائی اطلاع نمبر 251/10

تاریخ 24/10/2011
وقت 09:30
محل آباد گلی

گورنمنٹ ہسپتال	251/10	09:30	0311-5714375
پولیس سٹیشن	13104	9258	329-3
رہائشی گھر	406/34	406/34	406/34
مقامی نام	آباد گلی	آباد گلی	آباد گلی
مقامی پتہ	آباد گلی	آباد گلی	آباد گلی
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مقامی ہسپتال	آباد گلی	آباد گلی	آباد گلی
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ابتدائی اطلاع نمبر 251/10
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مقامی پبلک ٹیلی ویژن نمبر 220813

مقامی پولیس سٹیشن نمبر 220813

Annexure - 1

SHOW CAUSE NOTICE

I Pervez Khattak, Chief Minister, Khyber Pakhtunkhwa as competent authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby charge you, Mr. Qismat Khan, Principal Superintendent (BPS-19) In-charge, Govt Institute for Blind, Abbottabad as follows:

- 1) (i) that consequent upon the completion of inquiry conducted against you by the Inquiry Officer for which you were given opportunity of hearing vide communication No. DC/SWD/Atd/4873-75 dated 05.07.2017; and
- (ii) on going through the findings and recommendations of the Inquiry Officer, the material on record and other connected papers including your defence before the inquiry officer / inquiry committee;

I am satisfied that you have committed the following acts / omissions specified in rule-3 of the said rules;

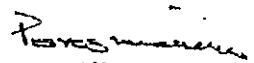
- (a) Inefficient
- (b) guilty of misconduct

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you the penalty of Reduction to lower pay scale ^{for two years} under rule 4 of the said rules. and recovery of Rs. 140,000/-

3. You are, thereof, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defence to put in and in that case an ex-parte action shall be taken against you.

5. A copy of the findings of the inquiry officer/inquiry committee is enclosed.


(Pervez Khattak)
Chief Minister, Khyber Pakhtunkhwa



GOVERNMENT OF KHYBER PAKHTUNKHWA
ZAKAT, USHR, SOCIAL WELFARE, SPECIAL EDUCATION
AND WOMEN EMPOWERMENT DEPARTMENT

Dated: Peshawar the 19th April, 2018 /5636-47

NOTIFICATION:

No.SO-VII/SWD/6-38/PFI. WHEREAS Mr. Qismat Khan, Principal/Superintendent Incharge (BPS-19), Mr. Zakir, Driver (BPS- 6), Mr. Shahnawaz, Workshop Attendant (BPS-04) and Mr. Ghulam Rasool, Chowkidar (BPS-04), Govt Institute for the Blind, Abbottabad were proceeded against under Rule-3 of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 for the charges mentioned in the Charge Sheets & Statement of Allegations.

2. AND WHEREAS Mr. Syed Kamran Shah, (PCS SG BS-20) OSD, E&A, Department, Government of Khyber Pakhtunkhwa was appointed as Enquiry Officer to conduct enquiry against the accused officer / officials;

3. AND WHEREAS the Enquiry Officer after having examined the charges, evidences on record and explanations of the accused officer / officials, submitted his report, whereby the charges leveled against the said officer stand proved;

4. NOW THEREFORE, the competent authority after having considered the charges, evidence on record, the explanations of the accused officer and findings of the Enquiry Officer and exercising his powers under Rule-2(f)(i) read with Rule-14(5)(ii) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, has been pleased to impose minor penalty of "Censure" Upon Mr. Qismat Khan, Principal/Superintendent (BPS-19) Incharge, Govt Institute for the Blind, Abbottabad; and the amount to the tune of Rs.140,000/- may be recovered from him alongwith the two Chowkidars equally.

-sd-

Secretary to Govt: of Khyber Pakhtunkhwa
Zakat, Ushr, Social Welfare, Special Education &
Women Empowerment Department

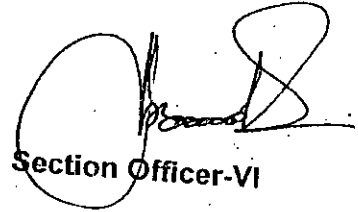
Endst No. and Date even:

Copy forwarded for information and necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Secretary to Govt of Khyber Pakhtunkhwa, Finance Department.
3. Director Social Welfare for further necessary action as per rule.
4. Director, Special Education Complex Hayatabad, Peshawar.
5. District Account Officer, Abbottabad.

Continued to Page-2

- 13
7. Mr. Qismat Khan, Principal/Superintendent Incharge Govt. institute for the Blind, Abbottabad.
8. PS to Chief Secretary, Khyber Pakhtunkhwa.
9. PS to Minister for Social Welfare, Special Education & Women Empowerment, Khyber Pakhtunkhwa.
10. PS to Secretary SW, SE, WED, Khyber Pakhtunkhwa.
11. Mr. Ghulam Rasool, Chowkidar, Govt Institute for the Blind, Abbottabad.
12. Mr. Shahnawaz, Workshop Attendant, Govt Institute for the Blind, Abbottabad.
13. Personal File.


Section Officer-VI



**ZAKAT, USHR, SOCIAL WELFARE, SPECIAL EDUCATION
AND WOMEN EMPOWERMENT DEPARTMENT**

Dated: Peshawar the 30th November, 2018

NOTIFICATION: /4151-64

No.SO-VI/SWD/6-38/PF/. WHEREAS Mr. Qismat Khan, Principal/Superintendent Incharge (BPS-19), Mr. Zakir, Driver (BPS- 6), Mr. Shahnawaz, Workshop Attendant (BPS-04) and Mr. Ghulam Rasool, Chowkidar (BPS-04), Govt Institute for the Blind, Abbottabad were proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 in an enquiry i.e. "missing official vehicle bearing Reg. No. A-1062 Toyota Hiace Model, 1986 on account of their involvement in charges leveled against them as per charge sheets and statement of allegations.

2. AND WHEREAS Mr. Syed Kamran Shah, (PCS SG BS-20) OSD, E&A, Department, Government of Khyber Pakhtunkhwa was appointed as Enquiry Officer to conduct enquiry against the accused officer / officials.

3. AND WHEREAS the Enquiry Officer after having examined the charges evidences on record and explanations of the accused officer/officials, submitted his report;

4. AND WHEREAS the competent authority, after having considered the charges, evidence on record, explanations of the accused officer / officials and exercising his power under Rule-14 of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, has been pleased to impose minor penalty of "Censure" upon the accused officer, Mr. Qismat Khan and the amount to the tune of Rs.140,000 may be recovered from him alongwith the two Chowdkidars equally.

5. AND WHEREAS pursuant to that, the accused officer / officials submitted their review applications to the Chief Minister, Khyber Pakhtunkhwa under Rule-17(1) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.

6. NOW THEREFORE, the competent authority after having considered the review applications of the accused officer / officials, defence offered by the accused officer / officials and exercising his power under Rule-17(2) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, has been pleased to exonerate Mr. Shahnawaz, Workshop Attendant and Mr. Ghulam Rasool, Chowkidar from the charges and retain the penalty of "Censure alongwith recovery of of Rs.140,000" upon Mr. Qismat Khan, the then Principal/Superintendent Incharge, Govt Institute for the Blind, Abbottabad, with immediate effect.

-sd-


**Secretary to Govt: of Khyber Pakhtunkhwa
Zakat, Ushr, Social Welfare, Special Education &
Women Empowerment Department**

Continued on back page

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Copy forwarded for information and necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Secretary to Govt of Khyber Pakhtunkhwa, Finance Department.
3. Director Social Welfare for further necessary action as per rule.
4. Director, Special Education Complex Hayatabad, Peshawar.
5. District Account Officer, Abbottabad.
6. District Officer, SW, SE & WED, Abbottabad.
7. Principle Govt. institute for the Blind, Abbottabad.
8. Officer Concerned.
9. PS to Chief Secretary, Khyber Pakhtunkhwa.
10. PS to Senior Minister for Social Welfare, Special Education & Women Empowerment, Khyber Pakhtunkhwa.
11. PS to Secretary SW, SE, WED, Khyber Pakhtunkhwa.
12. Mr. Ghulam Rasool, Chowkidar, Govt Institute for the Blind, Abbottabad.
13. Mr. Shahnawaz, Workshop Attendant, Govt Institute for the Blind, Abbottabad.
14. Personal Files.


Section Officer-VI

Mr. Qismat Khan

Principal/Superintendent, Govt. Institute of B (Abbottabad)

- 16
- Q.1 When did you take over as in-charge of Govt. Institute of Blind, Abbottabad and what had been the practice as to parking of the Govt. vehicle?
- Ans. I took over on 15-07-2015 as a in-charge of the institute and till then the 02 Govt. vehicles used to be parked in deaf school, Chinar Road, Abbottabad.
- Q.2 Why would not be the 02 vehicles parked within the premises of the Institute (G.I.B, Abbottabad)?
- Ans. Because there was no parking area available in the premises of the institute.
- Q.3 Had the 02 Govt. vehicles been officially and formally authorized to be parked in the Deaf School, Chinar Road, Abbottabad?
- Ans. No formal / official order is available on record in this behalf.
- Q.4 When did one of the two official vehicles of the institute begin to be parked nearby, but outside the premises of the institute, under construction building of the department and why?
- Ans. The practice was discontinued when the deaf school was shifted to the premises previously occupied by the Welfare Home, Jangi Saïdan, Abbottabad, Near-Al-Pine Hotel at distance about 4KM of the distance from the Welfare Home.
- Q.5 How many sanction posts of drivers exist in the Govt. Institute of Blind, Abbottabad against the 02 official vehicle?
- Ans. Only one post exist against which Mr. Zakar is serving and has been driving the 02 vehicles.
- Q.6 What was the arrangement for the parking of 02 vehicles when you took over the charge as the in-charge of Govt. Institute of Blind, Abbottabad, more over was / is that arrangement properly formalized through proper written order or otherwise?
- Ans. After shifting of the Deaf School, where the 02 official vehicles of Govt. Institute of Blind parked, I verbally asked, during the presence of the District Social Welfare Officer Mr. Niaz Muhammad Khan to then^{ce} forth parked both vehicle in Social Welfare Complex in the Habibullah Colony, Abbottabad located at the distance of 06 to 07KM from the Govt. Institute of Blind, Abbottabad thereupon driver regretted that as he had manage the vehicle catering pick & drops service to the students / in-made of Govt. Institute of Blind, Abbottabad but also school for deaf children residing in different areas located at different directions of Abbottabad City and Cantt, he would not be able to manage daily in case of parking such of distance place.
- Q.7 Was the driver formally authorized to park the vehicle No.A-1062, Abbottabad after the office hour at the place from where it was stolen?
- Ans. No it was the place where the private people of the locality also used to

park.

Was Chowkidar or any other employees of Institute formally or in writing made responsible to watch over and guard the vehicle parked outside the premises of the Institute?

Yes. For these purpose assigned the duty to permanent chowkidar and took him to the official vehicle and verbally directed him to look-after the vehicle and these already been admitted in his written statement. But no such specific order with respect to the vehicle was issued, however, security and safety of the Govt. assests, it was understood was the responsibility of the chowkidar.

Being the officer in-charge of the institute was not it is your responsibility to ensure that the instructions containing and provision of the Govt. staff vehicle (Use & Maintenance) Rules, 1997 were acted upon and comply the sub-ordinate staff / official contain in letter and spirit? Being so did you ensured necessary safe guard or improvised measures for safety of the vehicles while parked, after office hours, at the place outside the premises of institute?

Yes. Being an officer in-charge it was my responsibility according to the above mentioned Rules, 1997 for the security and safety of official vehicles. I took action and contacted the Deputy Director Special Education to also permit parking of the second vehicle as well in office premises and he regretted due to paucity of space. After that I held a meeting with the contractor of the nearby under construction building and I proposed him to install a gate / barrier for the safety and security of the said stolen vehicle, but he disagreed.

Q10 Did you point out non availability of the parking space for Govt. vehicles within the existing premises of institute and shifting of facility to another suitable officially / formally? If affirmative what has been the result?

Ans. Yes, on dated 26-04-2016 I requested to District Govt. through proper channel for shifting of Govt. Blind Institute vide letter No.GIB/ABT/Building/5245-47 to allow me to shift the building of Blind Institute to suitable place, but no-response positively had been given to me. On dated 14-11-2016 vide letter No.GIB/ABT/Building/5422-24 once again requested to District Govt. Institute for the blind to any suitable place, but no response received.

Q11 Have you received any genuine and verifiable complaint as to the integrity, conduct or performance of the driver (Zakir), chowkidar (Ghulam Rasool) and workshop attendant (Shah Nawaz)?

Ans. No.

Q12 Did vigilance committee or any member thereof ever visit the place before or after theft of the vehicle?

Ans. No and never.

CC

11

Mr. Qismat Khan (Principal / ²⁻²Supertt.)

When did you take over as the incharge of G.R. 1 Abbottabad? and what had been the practice as to parking of the Govt. vehicles?

I took over on 15-07-2015 as a incharge of the Institute and till then the 02 Govt. vehicles used to be parked in deft school Chinar Road Abbottabad.

Why would not be the 02 vehicles parked within the premises of the Institute (G.R. 1, Mt.)

Because there was no parking area available in the premises of the Institute.

Had there been the 02 Govt. vehicles officially & formally authorized to park in the deft school Chinar Road, Abbottabad?

No former is available or record in its behalf.

When did one of the two official vehicles of the Institute begin to be parked near by, ~~under construction~~ ^{but} / side the premises of the Institute, under construction of the department & why?

The practice was discontinued when the deft school was shifted to the premises

Previously occupied by the welfare home
Jangi Saialan, Abd near Al-Pino hotel at
distance about 4 km of the distance of
the welfare home.

Q.5. How many Sanction Posts of Drivers
exist in the C.I.B. against the 02
official vehicle?

Ans. Only one Post exist against which
Mr. Zakar is serving and has been
driving the 02 vehicles.

Q.6. What was the arrangement for the
parking of 02 vehicles when you
took charge of the incharge of C.I.B. and
the move over was/is that carried
properly formalize through proper
written order or otherwise?

Ans. After the shifting of the deaf school
to the drive where the 02 officers vehicles
of C.I.B. parked, I verbally asked
during the presence of the Dis.S.W. office
Mr. Niaz Muhammad, to then forth park
both the vehicle in S.W. complex in the
Habibullah Colony, Abd, located
the distance of 05 to 07 km from the
C.I.B. thereupon driver regretted that at h

the vehicle catering picnic & drops ^{R-B} service
students of Or. B. 1. but
school for deaf children residing
different areas located at different
sections of Abbottabad city and Cantt,
was not able to manage daily in case
of ~~of~~ ^{of} distance place.

Was the driver formally authorized to
take the vehicle No. A-1062, Abbottabad at
place after the office hours at the
place from where it was stolen?

NO. It was the place where the private
people of the locality also used to
park.

Was Chowdhary or any other employee
of institute formally or in writing
made responsible to watch over and
guard the vehicle parked outside the
premises of the institute?

Yes. For these purpose + assignment the
duty to Nazim Chowdhary and took
him to the official vehicle and
verbally stated him to look after
the vehicle and these already been

admitted in ~~the~~ his written statement
But no such specific order with respect
the vehicle was issued, however, security
and safety of the Govt. assets, it was undeni-
~~that~~ was the responsibility of the Chowdhary

Q.9. Being the officer in-charge of the
Institute was not it your responsibility
to ensure that the instructions containing
and provision of the Govt. Vehicle (Use &
Maintenance) Rules 1997 were actually
and comply the sub-ordinate staff/officer
contain in letter and spirit? Being so,
did you ensured necessary safe guard
improvised measures for safety of the vehicle
while parked, after office hours, at the
place outside the premises of Institute?

Ans. Yes. Being an officer in-charge it was
my responsibility accordingly the above
mentioned Rules 1997 for the security and
safety of official vehicles I took action
and contacted the Deputy Director Special
Education to also permit parking of the
Govt. vehicle as well in office premises
and he regretted due to pority of place.

that I held a meeting with the
factor of the nearby under construction
parking and I proposed him to install a gate/
near for the safety and security of the
stolen vehicle but he disagreed.

Did you point out non-availability of
the parking space for Govt. vehicles within
existing premises of Institute - and
shifting of facility to another suitable
place officially / formally? If affirmative
what has been the result?

on dated 26-4-2016 I requested to
Govt. through proper channel for
shifting of Govt. Bldg Institute. vide
letter CRIB / ATD / Building / 5245-47.
allow me to shift the building of
Institute to suitable place. But
response positively had been given to me.

dated 14-11-2016 vide CRIB letter no.
Building / 5422-24 Once again requested
Govt. through proper channel to shift
Govt. Institute for the bldg to any
suitable place, but no response received.

Q.11: Have you received any genuine and verifiable complaints as to the integral conduct or performance of the driver (Mr. Zakir), Chowkidar (Orhulan Roshal) workshop Attended (Shah Nawaz)?

Ans. NO.

Q.12. Did vigilance committee or any person thereof ~~not~~ ~~come~~ to visit the place before or after theft of the vehicle?

Ans. - NO. and never.



9/17/07/2017

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ABBOTTABAD.

Service Appeal.NO.1104/2019

Qismat khan Petitioners.

Versus.

Government of KPK etc Respondents.

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ABBOTTABAD.

Service Appeal.NO.1104/2019

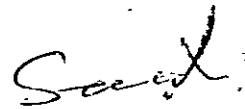
Qismat khan Petitioners.

Versus.

Government of KPK etc Respondents.

AFFIDAVIT.

1, Mr .Sadat Mughal , do hereby solemnly affirm and declare that the contents of the accompanying parawise comments are true and correct to the best of my knowledge and belief.



Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1104/2018

Qismat Khan s/o Muzammil Khan ----- Petitioner

VERSUS

- 1. Chief Minister, Government of Khyber Pakhtunkhwa, Peshawar.
- 2. Government of Khyber Pakhtunkhwa through Secretary Zakat, Ushr, Social Welfare, Special Education & Women Empowerment Department, Government of Khyber Pakhtunkhwa, Peshawar.
- 3. Syed Kamran Shah, Inquiry Officer (PCS SG BS 20) E&A Department Government of Khyber Pakhtunkhwa, Peshawar.
- 4. Director Zakat, Ushr, Social Welfare, Special Education & Women Empowerment Department, Government of Khyber Pakhtunkhwa, Peshawar.
- 5. District Officer, Social Welfare, Special Education Department, Abbottabad.
- 6. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 7. District Accounts Officer, Abbottabad..... **Respondents**

PRE-LIMINARY OBJECTIONS

- I. The Petitioner has got no cause of action.
- II. The writ petition is not maintainable in its present form.
- III. The petition is based on malafide intentions.
- IV. The Petitioner has no locus stand.

PARA-WSIE COMMENTS ON BEHALF OF RESPONDENTS NO. 1, 2,4,& 5.

FACTS:-

- 1. Correct to the extent that the appellant served as vice Principal Special Education Complex Abbottabad. He presently posted as Director Special Education Complex Hayatabad Peshawar.
- 2. Correct, on the occasion of theft of vehicle No. A-1062, the appellant was posted as Superintendent "Government Institute for Blind Abbottabad" and the vehicle was property of the said Institute.
- 3. Correct.
- 4. Incorrect, hence, denied. Reply of the appellant was not convincing and due to this reason the competent authority directed for conducting a proper inquiry under the rules.

- 5. Correct, the appellant was transferred to Special Education Complex Abbottabad as a precautionary measure so that he may not influence the eye witnesses and temper the available evidence and record.
- 6. Correct.
- 7. Incorrect, hence, denied. The Inquiry Officer vide S.No. 8(xiii) of the conclusion declared the charges proven against the petitioner and suggested imposition of one or more penalties under Rule 4(i) (a) of the Khyber Pakhtunkhwa Government Servant (E&D) Rules 2011. Para-9 (iii) of the recommendations may be consulted please (Annex-I).
- 8. Correct to the extent that the petitioner submitted reply within time but the same was found un-convincing by the competent authority.
- 9. Incorrect, hence, denied. Respondent No.1, being competent authority and guardian of public property, acted in accordance with the rules/Law as per recommendation of the Inquiry Officer.
- 10. Incorrect. The appellant failed to provide any thing considerable in his defense. Hence, competent Authority filed his review application. However, an opportunity of personal hearing was also given to the appellant before imposition of penalty.
- 11. Incorrect, hence, denied. The factual position has been explained in preceding paras.

GROUNDS

- A. Incorrect, hence, denied. As explained in the preceding paras, the impugned order is very much legal, constitutional and in-accordance with the Law and no malafied intentions whatsoever are involved.
- B. Incorrect, hence, denied. The appellant has not been penalized for stealing or his involvement in stealing of the vehicle. The appellant being the officer Incharge was responsible of the administration, management and functioning of the Institute. Hence, the appellant charge sheeted on account of negligence/ inefficiency on his part. The appellant is actually trying to mislead this Hon'ble Court.
- C. Incorrect, hence, denied. The respondents are law abiding citizen and acted in-accordance to the law; and the penalty imposed upon the appellant, after fulfilling of all the codel formalities, laid down under the law/ rules.
- D. Incorrect, hence denied. The factual position has been explained in the preceding paras.


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- E. Correct to the extent that the appellant made mere efforts of shifting the Institute to another place but this act of appellant do not provide him exoneration of the charges of inefficiency.
- F. Incorrect, hence denied.
- G. Incorrect, hence denied. The penalty imposed upon the appellant, after fulfilling of all the codel formalities.
- H. Incorrect, hence denied. The factual position has been explained in the preceding paras
- I. Incorrect, hence denied. The factual position has been explained in preceding paras.
- J. Incorrect, hence denied. The penalty imposed upon the appellant, after fulfilling of all the codel formalities.
- K. Incorrect, hence denied. The appellant being the officer In-charge was responsible of the administration, management and functioning of the Institute.
- L. Incorrect, hence denied. The stolen vehicle was proper in order and was used for pick & drop of students of Government Institute for the Blind, Abbottabad.
- M. Incorrect. In the Criminal proceedings FIR was lodged in the Cantt Police Station Abbottabad (Annex-II), but the culprits has not yet been arrested by the Police. However, in the department proceedings, he being the officer Incharge was personally responsible of the administration, management and functioning of the Institute under rule-23 of General Financial rules which states that ***“Every Government Officer should realize fully and clearly that he would be held personally responsible for any loss sustained by Government through fraud or negligence on his part and that he will also be held personally responsible for any loss arising from fraud or negligence on the part of any other Government officer to the extent to which it may be shown that he contributed to the loss by his own action or negligence”***.
- N. Pertains to the record.
- O. Incorrect, hence denied. After fulfillment of all codel formalities under E&D Rules, 2011 and with reference to the conclusion, findings and recommendations of the inquiry officer and after approval of the competent authority, the penalty was notified.
- P. Incorrect. Personal hearing was given to the appellant/petitioner by the Competent Authority. Resultantly tentative penalty of reduction to lower pay scale for two years was reduced to minor penalty of “Censure” while amount to the tune of Rs. 140,000/- as value of the stolen vehicle was recommended to be recovered from the accused.

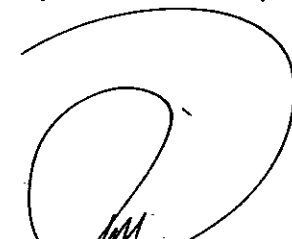
Q. Incorrect, hence, denied. The Competent Authority served a Show-Cause-Notice upon the appellant wherein Major penalty of Reduction to Lower Pay Scale for Two years and recovery of Rs.1,40,000/- was imposed upon the appellant (**Annex-III**). The appellant submitted his reply to the Show-Cause-Notice with the request to give him a chance of personal hearing, which accordingly granted to the appellant by the Competent Authority. The Competent Authority, after heard in person the appellant, impose the Minor penalty of "Censure" alongwith recovery of Rs.1,40,000/- (**Annex-IV**). Later-on, the appellant submitted review application to the Competent Authority. The Competent Authority filed his application as he could not provide any thing in his defence and penalty of "Censure" alongwith recovery of Rs.1,40,000/- already imposed upon the appellant remained intact due to the reason that the appellant being the officer In-charge was responsible of the administration, management and functioning of the Institute (**Annex-V**). The appellant while giving written reply to the questioner of the Inquiry Officer mentioned that no formal/official order was obtained from the competent authority to park the official vehicle in private locality instead of official parking (**Annex-VI**).

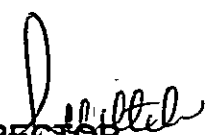
R. The Respondents seeks permission of Hon'ble Tribunal that some other grounds would be urged at the time of hearing.

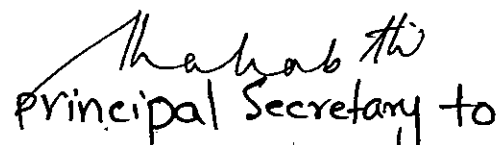
S. No comments.

In view of the above mentioned factual position, it is prayed, that the appeal, being devoid of any merit, may graciously be dismissed with cost.


DISTRICT OFFICER,
Social Welfare Abbottabad
(Respondent No. 05)


SECRETARY,
Govt: of Khyber Pakhtunkhwa Social
Welfare Special Education & Women
Empowerment Department
(Respondent No. 02)


DIRECTOR,
Social Welfare Special Education &
Women Empowerment Khyber
Pakhtunkhwa Peshawar
(Respondent No. 04)


Principal Secretary to
CHIEF MINISTER
Khyber Pakhtunkhwa
(Respondent No. 01)

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Superintendent (the predecessor of the accused Qismat Khan, Principal/Superintendent), no secure alternative arrangement by the officer incharge of the institute for safe parking of the Govt. vehicle and non issuance of any direction/orders in writing by him (officer incharge) requiring the accused Zakir (driver) to park the said vehicle at any specific safe place. Hence, the accused driver continued to park the (stolen) vehicle, as per past practice understandably initiated under some verbal instructions/informal arrangement by the then Superintendent at some point of time after shifting of the institute to the existing building. The accused claimed during the inquiry proceeding that he had verbally agitated that issue with the officer(s) incharge several time but he omitted to bring it up in writing. Anyway, throughout, he performed his duties satisfactorily and responsibly. As such the charge No.(a) is not proven as an adverse allegation, whereas the charge No.(b) stands prove partially.

(xiii) The accused Qismat Khan, Supdt: GIB Abbottabad was not primarily or directly responsible for properly looking after the Govt. vehicles allotted to his institution. He being the officer incharge cannot fully absolve himself of the responsibility of ensuring strict enforcement of the relevant Government Rules by his subordinate staff ensuring all necessary measures/safe-guards for safety and security of all the government assets /properties at his disposal including the Govt. Vehicle No. A-1062 (Abbottabad), which was stolen from the insecure premises located at some distance from the office building. However, the existence of extenuating circumstances, in his favour, like selection/ shifting of the institute by his predecessor Supdt: to a unsuitable building with no parking space and efforts of the accused for relocating the institution/office to another suitable premises should not be ignored. As such the Allegation No.(a) stands proven partially, whereas the Allegation No.(b) has been proved.

RECOMMENDATIONS

In the light of the scrutiny of the relevant record, the statements/examination of the accused officer/officials as well as the other Government functionaries concerned, and the above stated **FACTS, FINDINGS** and **CONCLUSIONS**, the following recommendations are made:-

- i) As the allegations /charges brought up against them do not stand proven, the accused Shah Nawaz, Workshop Attendant and accused Ghulam Rasool, Chowkidar may be exonerated.
- ii) In view of the facts that only one allegation i.e. Allegation No. (b), has been partially proved, he has good service record of 31-years, and the existence of extenuating circumstances, as highlighted at the serial No.(xi) & (xii) of the **CONCLUSIONS** at para 8 ante, the

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accused Zakir, Driver may also be exonerated with strong advice to be careful in future.

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iii) In the light of the Conclusions particularly the conclusion at S.No. (xiii) of para-8 above, the competent authority may decide imposition of one or more penalties prescribed in Rule 4(1)(a) of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011. In the case of recovery from the accused officer, factor of value depreciation/depreciated value may be taken into view.

iv) The Government Institute for Blind, Abbottabad may immediately be shifted from its existing premises to another suitable building, keeping in view the requirements of the Institute including inter-alia safety & security, with adequately wider access/approach/entrance and sufficient parking space for its vehicles. All the codal /procedural formalities including prior approval of the competent authority must be completed on fast track.

v) Administration Department, Government of Khyber Pakhtunkhwa (being the Administrative Department concerned) may be approached with the request for a meaningful revision, realistic improvement and significant consolidation/strengthening of the Government Staff Vehicles (Use and Maintenance) Rules, 1997 in consultation with all the administrative departments/stakeholders. The process should be completed on fast track and the proposed revised rules may inter-alia contain realistically effectual in-built mechanism for their effective enforcement/implementation on ground with a view to ensuring proper use, maintenance, safety and security of Govt. vehicles.

vi) Through the Administration Department, Government of Khyber Pakhtunkhwa all the Districts Vigilance Committees may be got efficiently reactivated and meaningfully strengthened for improved and effective enforcement/ working. These bodies may also be assigned an effective role and responsibility, under a proper accountability mechanism, for early recovery/retrieval of Govt. vehicle in case of their car-jacking/snatching/theft.

vii) A caution/displeasure may be communicated, through proper channel, to the then Deputy Commissioner Abbottabad, being the Chairman of the District Vigilance Committee, for the inaction and nonchalant attitude of the body, in this case, in discharge of the responsibilities assigned there-to under the Government Staff Vehicles (Use and Maintenance) Rules, 1997.

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viii) District Office Social Welfare Abbottabad needs to significantly improve and enhance its capacity and oversight /supervision for ensuring discreet and comprehensive examination/ scrutiny of cases before forwarding /referring to the higher /Provincial/Administrative authorities concerned. They may also ensure strict enforcement /implementation of Government. Rules/Policies Instructions including, particularly, the Government Staff Vehicles (Use and Maintenance) Rules, 1997, the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules 2011, and the instructions /guidelines etc. regarding selection/hiring buildings for Government Offices/Institutions. They must ensure immediate and strict action against responsible officers/officials in case of infringements/violations of these rules/policies instructions etc. District Officer Social Welfare Abbottabad (and if considered desirable the social welfare officers of other districts as well) may be issued necessary instructions with strong advice to be careful in future accordingly.

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ix) Director Social Welfare, Khyber Pakhtunkhwa may be directed:-

- a) To explain that why punitive action could not be taken to its logical end against the then Government officials responsible for the selection/hiring of an unsuitable (existing) building, without parking space, at significantly higher rent and shifting of the Government Institute for Blind, Abbottabad thereto without requisite prior approval of the competent authority;
- b) To prepare and finalize respective job descriptions in respect of all posts/positions of the Directorate of Social Welfare and its subordinate offices/ institution;
- c) To ensure strict enforcement/implementation of the Government Staff Vehicles (Use and Maintenance) Rules, 1997 and dependably effective precautionary measures/steps etc. for safety and security of the Govt. vehicles by the Directorate as well as all the subordinate authorities /officers /offices /institutions;
- d) To make sure that the Provincial Government Policy/Instructions/Guidelines etc. regarding hiring of buildings/premises for government offices/ institutions/officials purposes are strictly followed by the Directorate as well as all the subordinate authorities/officers, who must ensure that only suitable buildings, meeting all requirements, are engaged/hired on

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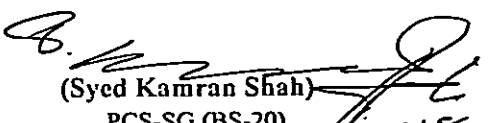
economical/competitive rent after prior approval of the competent authority;

- e) To coordinate with Regional Police Officer / DIG Police, Hazara Region, through proper channels, for early recovery/retrieval of the stolen Govt. vehicle No.A-1062 Abbottabad at the earliest.

- x). Director Social Welfare, Khyber Pakhtunkhwa may diligently look into and sort out the affairs of its subordinate offices/institutions in Abbottabad, including particularly the Government Institute for Blind, in terms of administration & management of manpower and resources, use & maintenance of the Govt. vehicles, conformity to official channels & discipline, exploitation & irregular assignments/detailment etc. of the govt. functionaries particularly low grade or junior level employees, selection of unsuitable locations/rented-buildings for social welfare institutes/offices, and safety & security of government assets/properties/premises.

- xi) Director of Social Welfare, Khyber Pakhtunkhwa and District Officer Social Welfare, Abbottabad may, in coordination with the other authorities/agencies/quarters concerned, ensure that work on all under construction buildings of different subordinate institutions/offices of the department are completed without avoidable delay and as per respective timelines. Necessary security measures may be got put in place for the security of all such under construction premises.

Dated : 11/08/2017.


(Syed Kamran Shah)
PCS-SG (BS-20)
(OSD, Establishment Department) 11/8/2017

Inquiry Officer.

گرفتہ برہنہ کی کارروائی نمبر 52268/13 بمقام عدالت کی جانب سے جاری کی گئی ہے۔ (20.06.2011ء کو)

ابتدائی اطلاعی رپورٹ

ابتدائی اطلاع نسبت برہنہ قابل دست اندازی پولیس رپورٹ شدہ زیادہ 102 مجموعہ عدالت مجریہ (SI) (C/1) کی طرف سے
ایڈیشنل ایڈووکیٹ جنرل۔ عدالت۔ 25-10

ملحوظ وقت وقوع 10/10/25 وقت خزانہ کی طرف سے
تاریخ 1013

مقام	25/10/25 وقت 09:20 AM	مقام	25/10/25 وقت 09:30 AM
ریفرنس نمبر	13104 9258329-3	ریفرنس نمبر	0313-5714375
کیٹگری	13104 9258329-3	کیٹگری	0313-5714375
ڈیوٹی	ڈیوٹی	ڈیوٹی	ڈیوٹی

ڈیوٹی نمبر 408/34
ڈیوٹی نمبر 408/34

ابتدائی اطلاع کے دوران محمد حسین نے بیان کیا کہ وہ ایک شخص سے مل کر اس شخص کو اپنے مکان پر لے گیا اور اسے اپنے مکان میں رکھا۔ اس شخص کے بارے میں اس نے کوئی اور اطلاع نہیں دی۔

محمد حسین نے بیان کیا کہ وہ ایک شخص سے مل کر اس شخص کو اپنے مکان پر لے گیا اور اسے اپنے مکان میں رکھا۔ اس شخص کے بارے میں اس نے کوئی اور اطلاع نہیں دی۔

محمد حسین نے بیان کیا کہ وہ ایک شخص سے مل کر اس شخص کو اپنے مکان پر لے گیا اور اسے اپنے مکان میں رکھا۔ اس شخص کے بارے میں اس نے کوئی اور اطلاع نہیں دی۔

محمد حسین نے بیان کیا کہ وہ ایک شخص سے مل کر اس شخص کو اپنے مکان پر لے گیا اور اسے اپنے مکان میں رکھا۔ اس شخص کے بارے میں اس نے کوئی اور اطلاع نہیں دی۔

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Annex IIIA

39 11

[SHOW CAUSE NOTICE]

I Pervez Khattak, Chief Minister, Khyber Pakhtunkhwa as competent authority, under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, do hereby charge you, Mr. Qismat Khan, Principal Superintendent (BPS-19) In-charge, Govt Institute for Blind, Abbottabad as follows:

- 1) (i) that consequent upon the completion of inquiry conducted against you by the Inquiry Officer for which you were given opportunity of hearing vide communication No. DC/SWD/Atd/4873-75 dated 05.07.2017; and
- (ii) on going through the findings and recommendations of the Inquiry Officer, the material on record and other connected papers including your defence before the inquiry officer / inquiry committee;

I am satisfied that you have committed the following acts / omissions specified in rule-3 of the said rules;

- (a) Inefficient
- (b) guilty of misconduct

2. ~~(As a result thereof, I, as competent authority, have tentatively decided to impose upon you the penalty of Reduction to lower pay scale under rule 4 of the said rules.~~ *for two years and recovery of Rs. 140,000/-*

3. You are, thereof, required to show cause as to why the aforesaid penalty should not be imposed upon you and also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within seven days or not more than fifteen days of its delivery, it shall be presumed that you have no defence to put in and in that case an ex-parte action shall be taken against you.

5. A copy of the findings of the inquiry officer/inquiry committee is enclosed.

Pervez Khattak
(Pervez Khattak)
Chief Minister, Khyber Pakhtunkhwa



GOVERNMENT OF KHYBER PAKHTUNKHWA
ZAKAT, USHR, SOCIAL WELFARE, SPECIAL EDUCATION
AND WOMEN EMPOWERMENT DEPARTMENT

Dated: Peshawar the 19th April, 2018 / 5636-47

NOTIFICATION:

No.SO-VII/SWD/6-38/PFI. WHEREAS Mr. Qismat Khan, Principal/Superintendent Incharge (BPS-19), Mr. Zakir, Driver (BPS- 6), Mr. Shah Nawaz, Workshop Attendant (BPS-04) and Mr. Ghulam Rasool, Chowkidar (BPS-04), Govt Institute for the Blind, Abbottabad were proceeded against under Rule-3 of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 for the charges mentioned in the Charge Sheets & Statement of Allegations.

2. AND WHEREAS Mr. Syed Kamran Shah, (PCS SG BS-20) OSD, E&A, Department, Government of Khyber Pakhtunkhwa was appointed as Enquiry Officer to conduct enquiry against the accused officer / officials;

3. AND WHEREAS the Enquiry Officer after having examined the charges, evidences on record and explanations of the accused officer / officials, submitted his report, whereby the charges leveled against the said officer stand proved;

4. NOW THEREFORE, the competent authority after having considered the charges, evidence on record, the explanations of the accused officer and findings of the Enquiry Officer and exercising his powers under Rule-2(f)(i) read with Rule-14(5)(ii) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, has been pleased to impose minor penalty of "Censure" Upon Mr. Qismat Khan, Principal/Superintendent (BPS-19) Incharge, Govt. Institute for the Blind, Abbottabad, and the amount to the tune of Rs.140,000/- may be recovered from him alongwith the two Chowkidars equally.

-sd-

Secretary to Govt: of Khyber Pakhtunkhwa
Zakat, Ushr, Social Welfare, Special Education &
Women Empowerment Department

Endst No. and Date even:

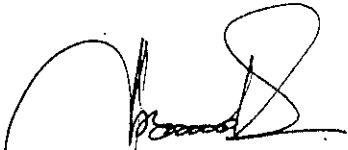
Copy forwarded for information and necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Secretary to Govt of Khyber Pakhtunkhwa, Finance Department.
3. Director Social Welfare for further necessary action as per rule.
4. Director, Special Education Complex Hayatabad, Peshawar.
5. District Account Officer, Abbottabad.

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7. Mr. Qismat Khan, Principal/Superintendent Incharge Govt. institute for the Blind, Abbottabad.
8. PS to Chief Secretary, Khyber Pakhtunkhwa.
9. PS to Minister for Social Welfare, Special Education & Women Empowerment, Khyber Pakhtunkhwa.
10. PS to Secretary SW, SE, WED, Khyber Pakhtunkhwa.
11. Mr. Ghulam Rasool, Chowkidar, Govt Institute for the Blind, Abbottabad.
12. Mr. Shahnawaz, Workshop Attendant, Govt Institute for the Blind, Abbottabad.
13. Personal File.


Section Officer-VI



ZAKAT, USHR, SOCIAL WELFARE, SPECIAL EDUCATION
AND WOMEN EMPOWERMENT DEPARTMENT

Dated: Peshawar the 30th November, 2018

14

NOTIFICATION: /4151-64

No.SO-VII/SWD/6-38/PFI. WHEREAS Mr. Qismat Khan, Principal/Superintendent Incharge (BPS-19), Mr. Zakir, Driver (BPS- 6), Mr. Shahnawaz, Workshop Attendant (BPS-04) and Mr. Ghulam Rasool, Chowkidar (BPS-04), Govt Institute for the Blind, Abbottabad were proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 in an enquiry i.e. "missing official vehicle bearing Reg. No. A-1062 Toyota Hiace Model, 1986 on account of their involvement in charges leveled against them as per charge sheets and statement of allegations.

2. AND WHEREAS Mr. Syed Kamran Shah, (PCS SG BS-20) OSD, E&A, Department, Government of Khyber Pakhtunkhwa was appointed as Enquiry Officer to conduct enquiry against the accused officer / officials.

3. AND WHEREAS the Enquiry Officer after having examined the charges evidences on record and explanations of the accused officer/officials, submitted his report;

4. AND WHEREAS the competent authority, after having considered the charges, evidence on record, explanations of the accused officer / officials and exercising his power under Rule-14 of Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, has been pleased to impose minor penalty of "Censure" upon the accused officer, Mr. Qismat Khan and the amount to the tune of Rs.140,000 may be recovered from him alongwith the two Chowdkidars equally.

5. AND WHEREAS pursuant to that, the accused officer / officials submitted their review applications to the Chief Minister, Khyber Pakhtunkhwa under Rule-17(1) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011.

6. NOW THEREFORE, the competent authority, after having considered the review applications of the accused officer / officials, defence offered by the accused officer / officials and exercising his power under Rule-17(2) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, has been pleased to exonerate Mr. Shahnawaz, Workshop Attendant and Mr. Ghulam Rasool, Chowkidar from the charges and retain the penalty of "Censure alongwith recovery of of Rs.140,000" upon Mr. Qismat Khan, the then Principal/Superintendent Incharge, Govt Institute for the Blind, Abbottabad, with immediate effect.

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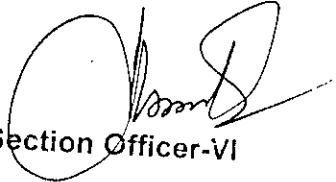
Secretary to Govt: of Khyber Pakhtunkhwa
Zakat, Ushr, Social Welfare, Special Education &
Women Empowerment Department

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Copy forwarded for information and necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Secretary to Govt of Khyber Pakhtunkhwa, Finance Department.
3. Director Social Welfare for further necessary action as per rule.
4. Director, Special Education Complex Hayatabad, Peshawar.
5. District Account Officer, Abbottabad.
6. District Officer, SW, SE & WED, Abbottabad.
7. Principle Govt. institute for the Blind, Abbottabad.
8. Officer Concerned.
9. PS to Chief Secretary, Khyber Pakhtunkhwa.
10. PS to Senior Minister for Social Welfare, Special Education & Women Empowerment, Khyber Pakhtunkhwa.
11. PS to Secretary SW, SE, WED, Khyber Pakhtunkhwa.
12. Mr. Ghulam Rasool, Chowkidar, Govt Institute for the Blind, Abbottabad.
13. Mr. Shahnawaz, Workshop Attendant, Govt Institute for the Blind, Abbottabad.
14. Personal Files.


Section Officer-VI

Mr. Qismat Khan

Answer

Principal/Superintendent, Govt. Institute of Blind, Abbottabad)

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Q1. When did you take over as in-charge of Govt. Institute of Blind, Abbottabad and what had been the practice as to practice as to parking of the Govt. vehicle?

Ans. I took over on 15-07-2015 as a in-charge of the institute and till then the 02 Govt. vehicles used to be parked in deaf school, Chinar Road, Abbottabad.

Q2. Why would not be the 02 vehicles parked within the premises of the Institute (G.I.B, Abbottabad)?

Ans. Because there was no parking area available in the premises of the institute.

Q3. Had the 02 Govt. vehicles been officially and formally authorized to be parked in the Deaf School, Chinar Road, Abbottabad?

Ans. No formal / official order is available on record in this behalf?

Q4. When did one of the two official vehicles of the institute begin to be parked nearby, but outside the premises of the institute, under construction building of the department and why?

Ans. The practice was discontinued when the deaf school was shifted to the premises previously occupied by the Welfare Home, Jangi Saidan, Abbottabad, Near Al-Pine Hotel at distance about 4KM of the distance from the Welfare Home.

Q5. How many sanction posts of drivers exist in the Govt. Institute of Blind, Abbottabad against the 02 official vehicle?

Ans. Only one post exist against which Mr. Zakar is serving and has been driving the 02 vehicles.

Q6. What was the arrangement for the parking of 02 vehicles when you took over the charge as the in-charge of Govt. Institute of Blind, Abbottabad, more over was / is that arrangement properly formalized through proper written order or otherwise?

Ans. After shifting of the Deaf School, where the 02 official vehicles of Govt. Institute of Blind parked, I verbally asked, during the presence of the District Social Welfare Officer Mr. Niaz Muhammad Khan to ^{ce}then^{ce} forth parked both vehicle in Social Welfare Complex in the Habibullah Colony, Abbottabad located at the distance of 06 to 07KM from the Govt. Institute of Blind, Abbottabad thereupon driver regretted that as he had manage the vehicle catering pick & drops service to the students / in-made of Govt. Institute of Blind, Abbottabad but also school for deaf children residing in different areas located at different directions of Abbottabad City and Cantt, he would not be able to manage daily in case of parking such of distance place.

Q7. Was the driver formally authorized to park the vehicle No.A-1062, Abbottabad after the office hour at the place from where it was stolen?

Ans. No it was the place where the private people of the locality also used to

park.

As Chowkidar or any other employees of Institute formally or in writing made responsible to watch over and guard the vehicle parked outside the premises of the Institute?

Yes. For these purpose assigned the duty to permanent chowkidar and took him to the official vehicle and verbally directed him to look-after the vehicle and these already been admitted in his written statement. But no such specific order with respect to the vehicle was issued, however, security and safety of the Govt. assests, it was understood was the responsibility of the chowkidar.

Being the officer in-charge of the institute was not it is your responsibility to ensure that the instructions containing and provision of the Govt. staff vehicle (Use & Maintenance) Rules, 1997 were acted upon and comply the sub-ordinate staff / official contain in letter and spirit? Being so did you ensured necessary safe guard or improvised measures for safety of the vehicles while parked, after office hours, at the place outside the premises of institute?

Yes. Being an officer in-charge it was my responsibility according to the above mentioned Rules, 1997 for the security and safety of official vehicles. I took action and contacted the Deputy Director Special Education to also permit parking of the second vehicle as well in office premises and he regretted due to paucity of space. After that I held a meeting with the contractor of the nearby under construction building and I proposed him to install a gate / barrier for the safety and security of the said stolen vehicle, but he disagreed.

Q.10 Did you point out non availability of the parking space for Govt. vehicles within the existing premises of institute and shifting of facility to another suitable officially / formally? If affirmative what has been the result?

Ans. Yes, on dated 26-04-2016 I requested to District Govt. through proper channel for shifting of Govt. Blind Institute vide letter No.GIB/ABT/Building/5245-47 to allow me to shift the building of Blind Institute to suitable place, but no-response positively had been given to me. On dated 14-11-2016 vide letter No.GIB/ABT/Building/5422-24 once again requested to District Govt. Institute for the blind to any suitable place, but no response received.

Q.11 Have you received any genuine and verifiable complaint as to the integrity, conduct or performance of the driver (Zakir), chowkidar (Ghulam Rasool) and workshop attendant (Shah Nawaz)?

Ans. No.

Q.12 Did vigilance committee or any member thereof ever visit the place before or after theft of the vehicle?

Ans. No and never.

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Mr. Qismat Khan (Principal / ²⁻² ~~Supdt.~~) ^{18/07/2015}

When did you take over as the incharge of G. B. 1 Abbottabad? and what had been the practice as to parking of the Govt. vehicles?

I took over on 15-07-2015 as a incharge of the Institute and till then the Govt. vehicles used to be parked in deaf school Chinari Road, Abbottabad.

Why would not be the Govt. vehicles parked within the premises of the Institute (G. B. 1, Ab.) because there was no parking area available in the premises of the Institute.

~~Had there been the Govt. vehicles ^{been} officially & formally authorized to park in the deaf school Chinari Road, Abbottabad?~~

~~Official order~~
~~No former is available on record in its behalf.~~

When did one of the two official vehicles of the Institute begin to be parked near by, under construction ^{but} of the premises of the Institute, under construction of the department & why?

Practice was discontinued when the deaf school was shifted to the premises

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Previously occupied by the welfare home
Jangi Saikhan, Abad near Al-pino hotel at
distance about 4 KM of the distance from
the welfare home.

Q.5. How many Sanction Posts of Drivers
exist in the C.I.B. against the 02
official vehicle?

Ans. Only one Post exists against which
Mr. Zakar is serving and has been
driving the 02 vehicles.

Q.6. What was the arrangement for the
parking of 02 vehicles when you
took charge of the incharge of C.I.B.
Moreover was/is that arrangement
properly formalize through
written order or otherwise?

Ans. After the shifting of the deaf school
to the area where the 02 official vehicles
of C.I.B. parked, I verbally asked
during the presence of the D.S.W. officer
Mr. Niaz Muhammad, to their forth
Both the vehicle in S.W. complex in the
Itab-ul-Allah Colony, Abad, located at
the distance of 08 to 07 KM from the
C.I.B. there upon driver regretted that as he

age the vehicle catering picnic & drops ^{from} ~~from~~ students ~~of~~ ^{of} ~~of~~ ^{of} G. B. 1. but school for deaf children, residing different areas located at different sections of Abbottabad city and Cantt, would not be able to manage daily in case parking ~~of~~ ^{of} ~~of~~ ^{of} distance place.

Was the driver formally authorized to take the vehicle No. A-1062, Abbottabad at ~~place~~ ^{place} after the office hours at the place from where it was stolen?

NO. It was the place where the private people of the locality also used to park.

Was Chowkideh or any other employee of institute formally or in writing made responsible to watch over and guard the vehicle parked outside the premises of the institute?

Yes. For these purpose + assigned the duty to ~~renewed~~ Chowkideh and took him to the official vehicle and verbally stated him to look after the vehicle and ~~these~~ ^{these} already been

admitted in ~~the~~ his written statement
But no such specific order with respect
the vehicle was issued, however, security
and safety of the Govt. assets, it was under
~~that~~ was the responsibility of the Chowkideh

Q.9. Being the officer in-charge of the
Institute was not it your responsibility
to ensure that the instructions containing
and provision of the Govt. Vehicle (Rise &
Maintenance) Rules 1997 were acted upon
and comply the sub-ordinate staff of
contain in letter and spirit? Being so
did you ensured necessary safe Guard
improvised measures for safety of the vehicle
while parked, after office hours, at the
place o/side the Premises of Institute?

Ans. Yes. Being an officer in-charge it was
my responsibility, accordingly the above
mentioned Rules 1997 for the security
safety of official vehicles I took action
and contacted the Deputy Director, Special
Education to also permit parking of the
Secret vehicle as well in office Premises
and he regretted due to paucity of space.

that I held a meeting with the
owner of the nearby meter construction
company and I proposed him to install a gate/
barrier for the safety and security of the
institute against stolen vehicle. but he disagreed.

Did you point out non-availability of
the parking space for Govt. vehicles within
existing premises of Institute and
availability of facility to another suitable
premises officially / formally? if affirmative
what has been the result?

on dated 26-4-2016 I requested to
the Govt. through proper channel for
shifting of Govt. Blind Institute. vide
letter no. B/IB / A/D / Building / 5245-47.
allow me to shift the building of
Blind Institute to suitable place. But
response positively had been given to me.
dated 14-11-2016 vide B/IB letter no.

Building / 5422-24 once again requested
the Govt. through proper channel to shift
Govt. Institute for the blind to any
suitable place, but no response received.

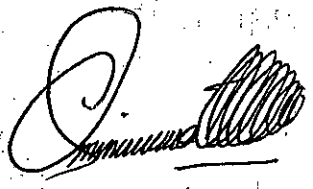
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Q.11: Have you received any genuine and verifiable complaints as to the integrity, conduct or performance of the driver (Mr. Zakir), Chowkedar (Orhulan Rasool) workshop Attended (Shah Nawaz)?

Ans. NO.

Q.12. Did vigilance committee or any member thereof ~~had~~ ~~come~~ visit the place before or after theft of the vehicle?

Ans. - NO. and never.



17/07/2017