



Satyameva Jayate

**Government of Jammu & Kashmir**  
**Department of Rural Development & Panchayati Raj**  
**Civil Secretariat, Jammu/Srinagar**

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Subject:- Initiation of RDA against Shri Abdul Hamid Wani the then MPW (Panchayat Secretary) BDO Office Kakapora Pulwama (Verification No.ABP-37/2014).

Reference: OM No.GAD(Vig)40-RDA/2018 dated 22-06-2018 from General Administration Department.

**Government Order No: 239 -RD&PR of 2022**  
**D a t e :- 12.09.2022**

Whereas, General Administration Department vide O.M. No. GAD(Vig)40-RDA/2018 Dated: 22.06.2018 forwarded a copy of communication No. VO-Veri-ABP-37/2014-6455-57 dated 25.04.2018, along-with connected documents, as received from the Anti Corruption Bureau to this Department for initiation of Regular Departmental Action (RDA) against the delinquent public servants as per the mandate of the J&K Civil Services (Classification, Control & Appeal) Rules, 1956 with the approval of the Disciplinary Authority and action taken in the matter be shared with GAD (Vigilance) and Vigilance Organization; and

Whereas, Vigilance Organization (now Anti Corruption Bureau) vide communication No. VO-Veri-ABP-37/2014-6455-57 dated 25.04.2018 reported that a verification was conducted by Vigilance Organization (now ACB) on a complaint lodged by Panchayat Members of Kakapora, District Pulwama against the officers/officials of local bodies Kakapora Pulwama, alleging therein that the funds earmarked for installation of street lights in the Panchayat Halqa Kakapora during the year 2013, were misappropriated. It was also alleged that Department has shown purchase of street lights at Rs.3140/- per light despite these lights being available in the open market @ Rs. 1520/- per light and in this way the officers/officials of local bodies for their personal gain have caused huge loss to state exchequer etc; and

Whereas, verification further reveals that during the course of verification, the firm to which the supply orders has been shown to be issued could not be located anywhere in Koker Bazar, Srinagar and only eight LED



street lights of low quality were found installed in the Panchayat Halqa Kakapora during the course of verification and an excessive payment to the tune of Rs. 62,270/- has been found made on account of substandard material used. Furthermore Sh. Abdul Hamid Wani, the then MPW (Panchayat Secretary) who was duty bound to keep supervision on the process of procurement and installation of said street lights, failed to perform his duties, as such, recommended that an amount of Rs. 62,270 be recovered from him; and

Whereas, accordingly the matter was taken up with the Director Rural Development, Kashmir vide communication dated 26-7-2018 with the request to serve the Articles of charges, statement of imputations and gist of evidences upon the concerned delinquent official and furnish the reply to this Department accordingly; and

Whereas, Divisional Vigilance Officer, Directorate of Rural Development, Kashmir vide communication No. DRDK/E-Complt/10/2018/Pul/42640 dated 30.11.2018 followed by communication No.DRDK/E-Complt/10/18/Pul/6140 dated 03-02-2020 has intimated that the case was forwarded to the Project Officer, Wage Employment (ACD), Pulwama with the request to serve the Articles of charges, statement of imputations and gist of evidences to the concerned official and in turn, the Project Officer, Wage Employment (ACD), Pulwama has submitted the point-wise reply to Article of charges obtained from the delinquent official and the Divisional Vigilance Officer, Directorate of Rural Development, Kashmir further recommended that the necessary proceedings with regard to the recovery of Rs. 62,270/- along-with interest be recovered against the delinquent official as established by Director (Prosecution) Vigilance Organization (now ACB) J&K in his report dated 25-04-2018; and

Whereas, vide Govt. Order No.129-RD&PR of 2020 dated 28/05/2020, Additional District Development Commissioner, Pulwama was appointed as Inquiry Officer to conduct fresh enquiry beyond charge stage into the charges contained in the Article of Charges received from Anti Corruption Bureau and served upon to the delinquent official namely Shri Abdul Hamid Wani the then MPW (Panchayat Secretary), Block Development Office Kakapora regarding misappropriation of funds earmarked for installation of street lights in the Panchayat Halqa Kakapora during the year 2013. In the aforesaid order, Assistant Commissioner (Development) Pulwama was also appointed as Presenting Officer in the instant case; and

Whereas, the Additional District Development Commissioner, Pulwama vide communication No.DCP/ADDC/Pul/20/577-78 dated 17-12-2020 has furnished the finding/report along-with his specific recommendation in the



matter to this Department for taking further necessary action. The operative part of the recommendation is as under:-

"In view of the details got available , it is recommended that 50% of the amount in question may be recovered from the errant official namely Sh Ab Hamid Wani, MPW, Kakapora from his salary in installment to save the state exchequer with the warning to remain serious in dealing with the assigned duties here to fore.

It is further suggested that the Panchayat Secretaries need to be given short term awareness programme to built up their capacity and confidence in dealing with such matters to avoid casual and un-warranted approach in incurring the state exchequer for the welfare of the people".

Whereas, the matter was taken up with the Director Rural Development Kashmir on 6-4-2021 followed by reminder dated 27-12-2021 to recover an amount of Rs. 62,270/- alongwith interest @ 3.5 % per annum from Sh. Abdul Hamid Wani, the then MPW (Panchayat Secretary) Block Development Office Kakapora Pulwama and deposit the same in Government Treasury, receipt so obtained be furnished to this Department. Besides, Director RD Kashmir was also requested to impose censure to Sh Abdul Hamid Wani, MPW the then Panchayat Secretary, Block Kakpura and make necessary entries with regard to recovery and censure in his Service Book and furnish the action taken report to this Department; and

Whereas, Director Rural Development Kashmir vide communication No DRDK/E-Complt/10/18/Pul/72182-83 Dated 25-02-2022 intimated that the Principal amount to the tune of Rs 62,270/- has been recovered in two installments from the monthly salary of May 2021 and June 2021 vide TV No 46 & 43 dated 14-7-2021 respectively. The interest amount to the tune of Rs 15,879/- has also been recovered from the monthly salary bill of the incumbent of December 2021 vide TV. No. 38 dated 17-1-2022. Further, the entry with regard to Censure to the delinquent official has been made in his service Book; and

Now, therefore, in view of the report of Director Rural Development Kashmir submitted vide letter dated: 25.02.2022 the Regular Departmental Action (RDA) (Verification No.ABP-37/2014) against Shri Abdul Hamid Wani, the then MPW (Panchayat Secretary) Block Development,Office, Kakapora Pulwama is hereby closed with a warning to remain careful in future while discharging his official legitimate duties.



**By Order of the Government of Jammu and Kashmir.**

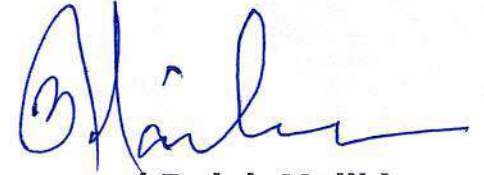
Sd/-  
(Mandeep Kaur) IAS  
Commissioner/Secretary to the Government

No. RDD-GAZ/82/2020-12(e.office) (8019)

Dated:12.09.2022

Copy to the:

1. Joint Secretary (J&K) Ministry of Home Affairs, Government of India, New Delhi.
2. Secretary to the Government, General Administration Department.
3. Director, Anti-Corruption Bureau, J&K, Jammu..
4. Director, Rural Development, Kashmir with the request to issue warning to the delinquent official to remain careful and cautious in future while performing their legitimate official duties.
5. Pvt. Secretary to Commissioner Secretary to the Government, Department of Rural Development and PR.
6. Concerned official.
7. I/c Website.
8. Government Order/Stock file.



**(Mohammad Rajab Malik)**

Under Secretary to the Government.

