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GOVERNMENT OF JAMMU AND KASHMIR
FOREST, ECOLOGY & ENVIRONMENT DEPARTMENT
Civil Secretariat, J&K, Jammu /Srinagar

Subject:- Regular Departmental Action against Shri Mukhtyar Ahmad S/o Bashir Ahmad R/o Behota, the then Forest Guard posted in compartment No. 34/M Behota Marmat/Roat Beat District Doda.

Government Order No: - ~~177~~ JK(FST) of 2024
Dated: - 23 .08.2024

Whereas, the General Administration Department, vide OM GAD-VIGORDA/108/2021-02-GAD dated 28.09.2021 had forwarded a copy of communication No CB/Veri-UDKR-04/2019/7915-17 dated 12-04-2021 and recommended initiation of RDA against Mukhtyar Ahmad S/o Bashir Ahmad R/o Behota, the then Forest Guard posted in Compartment No. 34/M, Behota Marmat (then-after Roat Beat Block Roat, District Doda), in terms of J&K CS(CCA) Rules, 1956 and Circular Instructions issued vide Circular No. 24-JK(GAD) of 2021 dated 17-07-2021;

Whereas, vide this department's letter No. FST-RDA/19/2021-02 dated 03.11.2021, Principal Chief Conservator of Forests/HoFF, J&K, was requested to initiate RDA against the official and conclude the same in terms of J&K CS(CCA) Rules, 1956 and Circular Instructions issued vide Circular No. 24-JK(GAD) of 2021 dated 17-07-2021;

Whereas, office of PCCF (HoFF), J&K, vide communication No. PCCF/NG/Estt/256 dated 31.01.2023 has submitted that the CCF Jammu vide his letter No. CCF-J/Compt/22-23/F.N-05/1089-90 dated 21.01.2023 has reported that Shri Mukhtyar Ahmad, Helper, I/c Beat Guard Behota, was occupied with work in another compartment under his control for redressal of damage complaint as the Behota Beat comprising of 07 compartments from 31/Marmat to 37/Marmat;

Whereas, it was reported that the user agency (PMGSY) during odd hours had thrown excavated muck on downhill side in compartment No. 34/Marmat thereby causing damage to Forest crop and land. The Range

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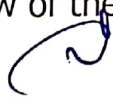

officer, Marmat, on receipt of Forest offence report from the concerned I/C Beat Guard visited the spot alongwith concerned officials of User agency (PMGSY) and inspected the site to assess quantum of damage caused and during inspection, it was found that 42 Nos. of Deodar/Kail trees/poles were found severely injured by dumping of mulba (debris). After visiting the site the said I/c Beat Guard reported the matter in writing to Forest Range Officer, Marmat. The DFO Batote Forest Division took the cognizance of the violation caused by the user agency and issued a damage bill amounting to tune of Rs. 28,48,040/- to Executive Engineer, PMGSY Division Doda vide his letter No. 1566-70/BGD dated 29-08-2019 in light of para-8 of the Government Order No. 113-FST of 2019 dated 02-04-2019;

Whereas, PCCF/HOFF, J&K, reported that the role of Shri Mukhtiyar Ahmad, I/C Beat Guard Behota, was enquired in depth by the Conservator of Forest, Chenab Circle Doda with regard to his involvement in the case and the Conservator of Chenab Circle has recommended that the observations made against the said Beat Guard may be withdrawn as it seems that nothing has been concealed by the said I/c Beat Guard;

Whereas, the report of PCCF/HOFF, J&K, was examined in the department and vide this department's letter dated 17.05.2023, the PCCF (HoFF), J&K, was requested to re-examine the case in terms of J&K Civil Services (CCA) Rules, 1956 and circular instructions issued by the GAD vide No. 24-JK(GAD) of 2021, dated 17.07.2021 and to share the report/recommendations to this department for appraisal of the General Administration Department;

Whereas, PCCF/HoFF, J&K vide letter No PCCF/NG/Estt/2846 dated 06.10.2023, concluded that Shri Mukhtiyar Ahmad, Helper, Batote Forest Division had concealed nothing and had, accordingly, been simply issued warning to remain careful in future;

Whereas, PCCF/HoFF, J&K, has informed that Sh. Mukhtiyar Ahmad, Helper, of Batote Forest Division, has died in harness on intervening night of 12.07.2023 due to ill health as reported by CCF, Jammu, vide his letter dated 17.07.2023 and the PCCF has recommended that the case may be closed in view of the death of the official;

Whereas, PCCF/HoFF, J&K has also reiterated vide his letter No. PCCF/NG/Estt/C-12077/1877, dated 27.05.2024 that the said official had informed well in time to his higher authorities and the official had died in harness on 02.07.2023 due to ill health and the damage bill/ file has been issued to Executive Engineer PMGSY Division, Doda;

Whereas, PCCF/HoFF, J&K, recommended that the charges leveled against Shri Mukhtiyar Ahmad, Helper of Batote Forest Division, may be closed, in view of the death of the official in harness on 02.07.2023.

Now, therefore in light of the recommendations of the Principal Chief Conservator of Forests/HoFF, J&K and, in terms of Article-108 BB of J&K Civil Services Regulations, 1956, the charges leveled against Late Shri Mukhtiyar Ahmad, the then Helper of Batote Forest Division, are hereby dropped and the case is closed.

By Order of the Government of Jammu and Kashmir.

Sd/-

(Dheeraj Gupta), IAS

Financial Commissioner (Additional Chief Secretary)

No: FST-RDA/19/2021-02

Dated:-23.08.2024

Copy to the:-

1. Principal Chief Conservator of Forests/HoFF, J&K.
2. Principal Secretary to Hon'ble Lieutenant Governor.
3. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
4. Commissioner/Secretary to the Government, General Administration Department.
5. Director, Archives, Archaeology and Museums, J&K.
6. Private Secretary to Chief Secretary, J&K.
7. Private Secretary to Financial Commissioner, (Additional Chief Secretary), Forest, Ecology & Environment Department.
8. I/c Website.
9. Government Order file (w.3.s.c)/Stock file.

Raj Kumar Sharma
23.08.24.

(Raj Kumar Sharma)

a **Under Secretary to the Government**