

I/13755/2023



वसुधैव कुटुम्बकम्
ONE EARTH • ONE FAMILY • ONE FUTURE

संघ राज्य प्रशासन, लद्दाख

THE ADMINISTRATION OF
UNION TERRITORY OF LADAKH

जन स्वास्थ्य अभियांत्रिकी/
सींचाई एवं बाढ़ नियंत्रण विभाग

PHE/I&FC DEPARTMENT

F.No: A/443/2023-(PHE, I&FC)SECTION/742-56

ई-मेल/email: pstocomsecutl@gmail.com

यूटी सचिवालय, लेह /UT Secretariat, Leh,
Dated: 05.09.2023.

Subject: Re-instatement of Sh. Mohd Abdullah, Assistant Executive Engineer, PHE Sub Division (Right), Kargil.

**Order No. 36-LA(PHE/I&FC) of 2023,
Dated: 05.09.2023.**

WHEREAS, upon receipt of complaints regarding execution of works under Jal Jeevan Mission in Block Shaker Chiktan, two teams from PHE/I&FC/JJM-PMU were deputed to conduct spot inspection of the works being carried out under the Jal Jeevan Mission in the said Block.

WHEREAS, one team from PHE Department had carried out the inspection of the ongoing works in October,2022 and the Assistant Executive Engineer being in charge of the Execution of the works of the Sub-Division (Right), was instructed to rectify the deficiencies noticed in the JJM works in the Block. The deputation of the 2nd team was ordered on 27.03.2023 by the Department and the team visited the site on 01.04.2023. The inspection report by the team was submitted on 7.04.2023;

WHEREAS, the inspection team constituted on 27.03.2023, among others had highlighted following four issues vis-a vis the complaint:

- i. Not laying pipes at a depth of 5 feet but laying at the depth of 3 feet.
- ii. Borewell chamber not covered causing freezing issues including accidents.

ZAKIR
HUSSAIN

Digitally signed by
ZAKIR HUSSAIN
Date: 2023.09.05
17:37:39 +05'30'

- iii. Improper training on field testing kits (FTK) provided to the women of the locality and
- iv. The role of Implementation Support Agency (ISA) and Third Party Inspection Agency (TPIA) appeared to be negligible and not properly defined.

WHEREAS, the inspection team had suggested certain corrective measures and had also observed that several issues observed vis-a vis the previous inspection carried out in October,2022 were still not rectified;

WHEREAS, based on the inspection report of the team of Official deputed in terms of Order No.13-LA(PHE/I&FC) of 2023 dated: 27.03.2023 and deficiencies reported in implementation of the Jal Jeevan Mission (JJM) in Block Shaker Chiktan by the physical inspection team, Sh. Mohd Abdullah, Assistant Executive Engineer (AEE) of PHE Sub Division (Right), Kargil was placed under suspension w.e.f 11.04.2023 in terms of Order No.16-LA(PHE/I&Fc) of 2023 dated: 11.04.2023 ;

WHEREAS, in terms of the suspension order *ibid*, the Deputy Commissioner/CEO, LAHDC, Kargil (Chairman, District Water & Sanitation Mission) was requested to enquire and provide an action taken report on the irregularities reported in the inspection report dated: 27.03.2023;

WHEREAS, *vide* Order No. DC/CEOK/JJM-Order/2023-24 dated: 12.04.2023, Deputy Commissioner/CEO, LAHDC, Kargil (Chairman, District Water & Sanitation Mission) has constituted a committee to carry out the physical inspection and submission of Action Taken Report on the deficiencies reported in implementation of the JJM Scheme in Block Shaker Chiktan;

WHEREAS, *vide* letter dated: 17.06.2023, the Deputy Commissioner/CEO, LAHDC, Kargil (Chairman, District Water & Sanitation Mission) submitted the report of the Committee with recommendations, which among others have reported that the Committee visited the site i.e Yokmakharboo village of Shaker Chiktan on 18.5.2023 and on 27.05.2023 and has found that the incomplete works had been completed and

corrective measures had been taken by the Department and submitted the following recommendations:

"After visiting the site for on spot inspection of the work to examine each points as observed by the UT Level team and keeping in consideration the action taken thereof by all the stake holders including the PHE department, TPIA, ISA and VWSC and on the basis of the certificate furnished by TPIA and the work satisfactory report submitted by the villagers and corrective measures being taken by the department on ground, the committee recommends to drop the charges leveled against the AEE, PHE and to consider for his reinstatement and to release of amount of the contractor to the extent of the work done after accomplishing all the requisite formalities at the level of the department and subject to the satisfaction of the TPIA."

WHEREAS, based upon the report *ibid* and the recommendations submitted by the Deputy Commissioner/CEO, LAHDC, Kargil (Chairman, District Water & Sanitation Mission), it was observed that the acts of commission and omission of Sh. Mohd Abdullah, AEE, PHE Division (Right), Kargil by not properly supervising execution of the JJM works, indicates his utter lack of dedication and devotion towards his official duties. Furthermore, his repeated failure to address the discrepancies noted during the earlier inspection, more particularly the inspection conducted in October,2022 and later in April,2023, indicates dereliction of duties and responsibilities. Such dereliction of official work contravenes the provision of Rules 3 of the Central Civil Service (Conduct) Rules,1964;

WHEREAS, the matter after having been examined in the Department, was placed before the Competent Authority for taking needful action and the Competent Authority has decided to issue a recordable 'WARNING' to the said Official, which shall be recorded in his Service Book and shall form part of the Annual Performance Appraisal Report (APAR) for the year 2022-23, where his performance for the reporting year 2022-23 shall be indicated as un-satisfactory; and

WHEREAS, a recordable 'WARNING' was issued to the Officer *vide* Order No.35-LA(PHE/I&FC) of 2023 dated: 05.09.2023 and the Competent Authority has decided to revoke the suspension of the Officer.

NOW THEREFORE, it is hereby ordered that the suspension of Sh. Mohd Abdullah, AEE, PHE Sub Division (Right), Kargil is revoked in terms of Rule 10 (5) (c) of

I/13755/2023

the Central Civil Service (Classification, Control & Appeal) Rules, 1965 and he is re-instated with immediate effect. The period of his suspension w.e.f 11.04.2023 till the issuance of this Order shall be treated as period spent on duty.

By order of the Lieutenant Governor, UT of Ladakh.

Sd/-

(माइकल एम. डिस्ज़ा / Michael M. D'Souza) IAS

सचिव/Secretary,
PHE/I&FC Department.

Copy to the: -

1. All Administrative Secretaries.
2. Joint Secretary (Jammu, Kashmir & Ladakh), Ministry of Home Affairs, Government of India.
3. Secretary to the Hon'ble Lieutenant Governor.
4. Deputy Commissioners/ CEOs, LAHDC, Leh/Kargil.
5. All Heads of the Departments.
6. Chief Engineer, PHE/I&FC.
7. Superintending Engineer, PHE/I&FC, Circle, Kargil.
8. Technical Director, NIC, Leh.
9. Concerned Executive Engineer (Drawing & Disbursing Officer).
10. Concerned Assistant Executive Engineer.
11. Pvt. Secretary to Advisor, Ladakh for information of the Advisor.
12. Pvt Secretary to the Chief Executive Councillor, LAHDC, Kargil for information of the Hon'ble CEC.
13. Pvt. Secretary to Secretary, PHE/I&FC Department for the information of Secretary.
14. Superintendent, Archives, Archaeology & Museums.
15. Order/ Stock file (w.2.s.c)/e-file No.13385.

ZAKIR
HUSSAIN

Digitally signed by
ZAKIR HUSSAIN
Date: 2023.09.05
17:38:22 +05'30'

(जाकिर हुसैन/Zakir Hussain) JKAS,

प्रशासन के उप सचिव/Deputy Secretary to the Administration.