



Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, J&K, Jammu/Srinagar

Subject:- C P of 2023 OA No. 255/2023 titled Yunus Ahmad Bangroo V/s Mr, Piyush Singla (IAS) & others.

Government Order No: 109 -JK(Rev) of 2023
Dated: 11 .08.2023

Whereas, the Anti Corruption Bureau, J&K, vide letter No ACB-FIR-29/2022-ACB-Sgr/14849-53 dated 17.08.2022 has intimated that a case FIR No 29/2022 under Section 7 of PC Act, 1988 and Section 120-B IPC, was registered at Police Station ACB, Srinagar against Mr. Younis Ahmed Bangroo, the then Tehsildar Shalteng on the allegation of demanding and accepting of bribe and was lodged in the Police Station Shaheed Gunj Srinagar;

Whereas, the Divisional Commissioner Kashmir vide order No. DIVComK-848 of 2022 dated 20.07.2022 placed Mr. Younis Ahmed Bangroo, the then Tehsildar Shalteng immediately under suspension from the date of their arrest. Further the Financial Commissioner (Revenue), J&K vide Order No. 199-FC(Rev) of 2022 dated 05.09.2022 attached him in the office of Financial Commissioner (Revenue), J&K;

Whereas, later on vide Government Order No 198-JK(Rev) of 2022 dated 03.11.2022, the suspension order issued by the Divisional Commissioner Kashmir vide order No DIVComK-848 of 2022 dated 20.07.2022 and further attachment by the Financial Commissioner Revenue vide Order No 199-FC(Rev) of 2022 dated 05.09.2022 was confirmed by the Administrative Department;

Whereas, the petitioner aggrieved with his suspension order, filed O.A No. 255/2023 titled Yunus Ahmad Bangroo V/s Mr, Piyush Singla (IAS) & others in the Central Administrative Tribunal (CAT) and the CAT vide order dated 29.5.2023 while disposing off the O.A following directions have been issued by the Hon'ble Tribunal;

"... Keeping in view the facts of the case and Judgement of Hon'ble High Court in the case of UT of J&K & Others Vs Munshi Masood(supra), the concerned respondents who has passed the suspension order dated 20.7.2022 against the applicant is directed to review the same having regard to the fact that 90 days period has expired since the date of issuing of the suspension order and the investigating agency has not been able to present the charge sheet. He will also take note of the fact that even the departmental proceedings have not yet been initiated against the applicant is directed to consider the entire

issue in the light of Government instruction appended with the Rule 31 vide SRO 616 dated 20.9.1978 and pass a speaking order within a period of six weeks from the date of receipt of the copy of this order..."

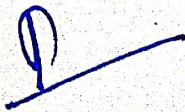
Whereas the case was examined in the Department in compliance to the order of the CAT dated 29.05.2023 and accordingly vide this department letter dated 19.06.2023, the case of the Mr. Younus Ahmed Bangroo the then Tehsildar Shalteng alongwith others were referred to the General Administration Department for placing it before the Review Committee constituted by the General Administration Department vide Government order No 541-GAD of 2008 dated 21.04.2008;

Whereas, the meeting of the Review Committee of suspension cases was held on 19.06.2023 under the Chairmanship of the Chief Secretary, J&K and the case of Mr Younus Ahmed Bangroo, the then Tehsildar Shalteng presently under suspension was placed before the committee and the committee vide minutes of the meeting has observed as under:-

Agenda Item No 12: Review of suspension of Mr Younis Ahmed Bangroo:-

Decision of the Committee:-

"During deliberation, the Director, ACB apprised the committee that the investigation in case FIR No 29/2022 P/S ACB apprized the committee that the investigation in case FIR No 29/2022 P/S ACB, Srinagar is at final stages and Final Investigation Report would be submitted to the GAD shortly for accord of prosecution sanction. It was further apprised that the Hon'ble High court, vide order dated 31.03.2023 passed in CRM(M) 115/2023 titled Younis Ahmed Bangroo Vs UT of J&K and others has directed that in case the respondents intend to file challan against the petitioner, same shall not be done without leave of the court. The Director further apprised that said order of the HHC shall not be having any bearing upon the investigation of the case and accord of prosecution sanction against the accused. The committee noted that the charges against the officer being investigated by the ACB, are of grave nature, therefore, the officer shall continue under suspension till further review. The committee further directed that the ACB shall concluded the investigation and submit its report to the GAD, expeditiously. Besides approach the HHC for vacation of the order regarding production of challan."



Whereas, in compliance to the order of the CAT dated 29.05.2023, and CP No 123/2023 titled Younis Ahmed Bangroo vs Dr Piyush Singla, IAS, the case of the petitioner has been reviewed by the committee under the chairmanship of the Chief Secretary, J&K on 19.06.2023 and the committee has observed that the charges against the officer are of grave nature, therefore the officer shall continue to remain under suspension till next review;

Now, therefore, in light of the CAT Order dated 29.05.2023, the case of the petitioner has been considered and is found devoid of any merit and therefore rejected.

By order of the Government of Jammu and Kashmir.

Sd/-

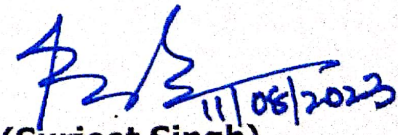
(Dr. Piyush Singla) IAS

Secretary to the Government

Dated: 11.08.2023

No.REV-LIT/427/2023- (7253380)
Copy to the:

1. Financial Commissioner (Revenue), J&K.
2. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
3. Joint Secretary (JKL), Ministry of Home Affairs, GOI, New Delhi.
4. Commissioner/Secretary to the Government General Administration Deptt.
5. Divisional Commissioner, Kashmir.
6. Director ACB, J&K, Srinagar
7. Deputy Commissioner Srinagar.
8. Mr. Waseem Gul, Government Advocate, CAT Srinagar.
9. Director, Achieves, Archaeology and Museum, J&K.
10. OSD with Advisor (B) to the Hon'ble Lieutenant Governor, J&K.
11. Private Secretary to the Secretary to the Government, Revenue Department
12. Concerned.
13. I/C Website
14. Government Order file.


(Surjeet Singh)

Under Secretary to the Government