

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

Subject: Initiation of RDA against Mr. Sanjeev Goswami, the then Tehsildar Ramnagar, now ACR, Doda in case PE-UD-02/2014-691.

Government Order No. 140-JK (Rev) of 2022
Dated: 20.07.2022

Whereas; the General Administration Department (GAD) vide OM No GAD(Vig)08-RDA/2015 dated 19.02.2015, on the recommendations of the Vigilance Organization (now ACB) conveyed vide letter No VO-PE-UD-02/2014-691 dated 19.01.2015, has recommended to initiate Regular Department Action against Shri Sanjeev Goswami, the then Tehsildar Ramnagar, District Udhampur, now Assistant Commissioner (Revenue), Doda, in the case PE-UD-02/2014-691 regarding irregularities committed in issuance of the RBA Certificates;

Whereas; the OM No GAD(Vig)08-RDA/2015 dated 19.02.2015 received from GAD alongwith enclosures was forwarded to the Deputy Commissioner, Udhampur vide this Department's letter dated 17.03.2015, followed by reminders dated 21.05.2015 and 19.12.2017 for furnishing the detailed verification report/facts of the case to this Department;

Whereas; the Deputy Commissioner, Udhampur vide letter dated 07.05.2017 has submitted the report and informed that the instant complaint is disposed of with the observations that there is no major flaw if the RBA certificate issuing authority/ officer has committed some errors apparent on the face of record. The busy schedule of a revenue officer is not hidden and the RBA certificates issued/ renewed without complying with the mandated provisions have been recommended for cancellation to the authority and his team is warned and advised to abstain such mistakes in future and avoid any such disposal without application of mind and mandates. Further, the Additional Deputy Commissioner, Udhampur vide letter dated 06.02.2018 has directed the Tehsildar Ramnagar to cancel the RBA certificates which have been issued in violation of the mandated norms/ rules framed by the Government for the purpose;

Whereas; the case was examined in the Department and Office Memorandum and Article of charges were served to Shri Sanjeev Goswami, the then Tehsildar Ramnagar vide OM No Rev/NG/55/2015/Vig dated 25.09.2019 which was duly replied by the Mr Sanjeev Goswami on 09.12.2019. As per the Article of charges served to the accused officer, the following allegations were leveled against him:-



1. In respect of Mrs. Suman Gupta W/o Shri Sat Pal R/o Kanah, it has been found that the gross income of the family for the prescribed period mandatory to be considered for the issuance of RBA Certificate exceeds the income ceiling. Further, the beneficiary has not completed the schooling in the RBA area.
2. In respect of Smt. Virti Gupta W/o Sanjay Kumar R/o Kunain, it has been found that the gross income of the family for the prescribed period mandatory to be considered for the issuance of RBA certificate exceeds the income ceiling.
3. In respect of Sh. Ravinder Thakur and Virender Thakur both sons of Sh. Rattan Dev R/o Seer Manjala, it has been found that gross income of the family for the prescribed period mandatory to be considered for the issuance of RBA certificate exceeds the income ceiling. Further, the beneficiaries have not completed the schooling in the RBA area.
4. In respect of Asif Sohail and Atif Sohail both sons of Arif Tak R/o Basantgarh, it has been found that the gross income of the family for the prescribed period mandatory to be considered for the issuance of RBA Certificate exceeds the income ceiling. Further, the beneficiaries have not completed schooling in the RBA area.
5. In respect of Vanya Tirpathi D/o Kuldeep Kumar R/o Jandrore, it has been found that the gross income of the family for the prescribed period mandatory to be considered for the issuance of RBA Certificate exceeds the income ceiling. Further, the beneficiaries has not completed the schooling in the RBA area.

Whereas; the replies so furnished by the alleged officer were examined in the Department and it was decided that the matter be enquired into by the Competent Officer and accordingly vide Government Order No 09-JK(Rev) of 2019 dated 19.12.2019, S Gurvinder Jeet Singh, JKAS, the then Additional Deputy Commissioner, Udhampur, now Chief Executive Officer, Surinsar-Mansar Development Authority was appointed as Inquiry Officer to enquire into the allegations leveled against the accused officer, namely Shri Sanjeev Goswami, with regard to issuance of RBA certificate without due procedure of Law and submit the report within 15 days.;

Whereas; the Inquiry Officer after conducting threadbare enquiry into the allegations leveled against the officer, has concluded that Shri Sanjeev Goswami, the then Tehsildar Ramnager, now ACR Doda has not acted as per procedure of law and the allegations leveled against the officer at S.No 3 & 5 above has been proved that the certificate has been issued without following the proper procedure of law and rules ;

Whereas; the case has been further examined in light of the observations of the Deputy Commissioner, Udhampur, wherein it has been laid down that the busy schedule of the Revenue Officers is not hidden and the RBA certificates issued/renewed have already been recommended for cancellation and subsequently cancelled;



Whereas; it has been decided that there is no major flaw if the RBA certificate has been issued by committing some errors apparent on the face of the record; and

Whereas; in order to avoid future errors and his careless attitude towards the duties assigned by the government in this regard, the concerned officer is held liable for the said act which may be unintentional under the provisions of the Jammu and Kashmir Civil Services Classification Control (Appeal) Rules, 1956.

Now, therefore, Shri Sanjeev Goswami, the then Tehsildar, Ramnagar District Udhampur, now Assistant Commissioner (Revenue), Doda is hereby censured under rule 30 of the Jammu and Kashmir Civil Services Classification Control (Appeal) Rules, 1956 with the direction to remain careful in future and to deliver and dispose off the officials matters with due application of mind and reference to the laid down provisions.

By order of the Government of Jammu and Kashmir.

Sd/-

(Vijay Kumar Bidhuri) IAS

Commissioner Secretary to the Government

Dated: 20.07.2022

No. REV-RDA/9/2022(127289)

Copy to the:

1. Financial Commissioner (Revenue), J&K with the request to issue necessary directions to all subordinate officers to maintain the record of services provided to citizens properly and the team of Administrative Inspections must check such records while on inspection of field offices.
2. Principal Secretary to the Government, General Administration Department
3. Divisional Commissioner Jammu.
4. Deputy Commissioner, Udhampur/Doda.
5. OSD to Advisor(B) to Hon'ble Lieutenant Governor
6. Concerned Officer.
7. Pvt. Secretary to Commissioner Secretary to the Govt. Revenue Department.
8. Incharge Website
9. Government Order file/Stock file.


(Surjeet Singh)

Under Secretary to the Government